

OFFICER'S REPORT FOR:

Independent Hearing Commissioners:

**Robert Schofield (Chair)
Loretta Lovell
Roger Maaka
Tim Aitken
Kate Taylor
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TOPIC:

Renewable Energy

PREPARED BY:

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Appendix A – Recommended Amendments to Plan Provisions**Appendix B – Summary of Recommended Responses to Submissions and Further Submissions**

List of Submitters and Further Submitters addressed in this Report

Submitter Name	Submission Number(s)
Centralines Limited (Centrallines)	S90
Department of Conservation	S64
Hawke's Bay Regional Council	S11
Heritage New Zealand Pouhere Taonga (HNZPT)	S55
James Bridge	S105
Royal Forest and Bird Protection Society NZ (Forest & Bird)	S75
Te Mata Mushrooms Land Company Limited (Te Mata Mushrooms)	S102
Transpower New Zealand Ltd (Transpower)	S79

Further Submitter Name	Further Submission Number(s)
Kāinga Ora - Homes and Communities (Kāinga Ora)	FS23
Ngā hapū me ngā marae o Tamatea	FS5
Royal Forest and Bird Protection Society of New Zealand Incorporated (Forest & Bird)	FS9

1.0 Introduction

1.1 Qualifications and Experience

- 1.1.1 My full name is Stella Ann Luoni Morgan. I am a Principal Planner and Director of Sage Planning (HB) Limited, a planning consultancy comprising three Principal Planners/Directors established in 2015.
- 1.1.2 I hold a Bachelor degree in Geography, and a Master of Regional and Resource Planning, and am a full member of the New Zealand Planning Institute. I am also a full member of the New Zealand Planning Institute (NZPI).
- 1.1.3 I have been a practicing planner for the past 25 years. Prior to establishing Sage Planning, I was a planning consultant with Opus International Consultants (now WSP) for 10 years, and prior to that I worked in various roles including recreation planner and community development team leader (7 years Hastings District Council), consents planner (3 years Christchurch City Council), planning officer (2 years Queenstown Lake District Council and Johnston Anderson Whitney Consultants).
- 1.1.4 Sage Planning has been engaged by Central Hawke's Bay District Council as the lead planning consultants to assist with the full District Plan Review since August 2017. I was involved in scoping issues, preparing discussion documents, engagement with the community, and preparation of the Draft District Plan (notified in April 2019), reporting on informal submissions and recommending amendments to the Draft Plan, and subsequent completion of the Proposed District Plan including preparation of the accompanying Section 32 Evaluation Reports.

1.2 Code of Conduct

- 1.2.1 I confirm that I have read the Code of Conduct for Expert Witnesses in the Environment Court Practice Note 2014, and that I have complied with it when preparing this report. Other than when I state that I am relying on the advice of another person, this evidence is within my area of expertise. I have not omitted to consider material facts known to me that might alter or detract from the opinions that I express.
- 1.2.2 I am authorised to give this evidence on the Council's behalf to the Proposed District Plan Hearings Commissioners.

1.3 Conflict of Interest

- 1.3.1 I confirm that I have no real or perceived conflict of interest.

1.4 Involvement with the Proposed Plan

- 1.4.1 I was involved in scoping issues and preparing discussion documents for Council's District Plan Review Committee, engagement with the community, preparation of the Draft District Plan (notified in April 2019), reporting on informal submissions to the Committee and recommending amendments to the Draft Plan, and subsequent completion of the Proposed District Plan including preparation of the accompanying Section 32 Evaluation Reports.
- 1.4.2 I contributed to the various discussion documents, draft plan provisions and Section 32 Topic Reports accompanying notification of the Proposed District Plan (PDP).

1.5 Preparation of this Report

- 1.5.1 My role in the preparation of this report has been to review, provide analysis of, and make recommendations on the submissions and further submissions received in relation to the contents of District-Wide Matters – Energy, Infrastructure & Transport – Renewable Energy chapter of the PDP.
- 1.5.2 The data, information, facts, and assumptions I have considered in forming my opinions are set out in my evidence. Where I have set out opinions in my evidence, I have given reasons for those opinions. I have not omitted to consider material facts known to me that might alter or detract from the opinions expressed.

2.0 Scope of Report

2.1 Matters addressed by this Report

- 2.1.1 This report is prepared in accordance with section 42A of the RMA. This report considers submissions that were received by Council in relation to the provisions on the RE – Renewable Energy chapter of the PDP.

2.2 Overview of the Topic

- 2.2.1 The RE - Renewable Energy chapter of the PDP sits within the 'Energy, Infrastructure, and Transport' section of the PDP, as a 'Strategic Direction' matter. It responds to the requirements of the National Policy Statement for Renewable Electricity Generation 2011 to enable the sustainable management of renewable electricity generation under the RMA.
- 2.2.2 Renewable energy is defined in the RMA as 'energy produced from solar, wind, hydro, geothermal, biomass, tidal, wave and ocean current sources'.
- 2.2.3 The Operative Central Hawke's Bay District Plan (made operative on 1 May 2003) (Operative District Plan) does not contain any provisions for renewable energy.
- 2.2.4 In addressing renewable energy, the PDP contains two objectives, six policies and four rules providing for renewable energy infrastructure. This chapter also interrelates with the activities for network utility operators in the NU-Network Utilities chapter of the Plan.

2.3 Statutory Requirements

- 2.3.1 The PDP has been prepared in accordance with the RMA and in particular the requirements of section 74 (Matters to be considered by territorial authority) and section 75 (Contents of district plans).
- 2.3.2 As set out in the Section 32 Network Utilities and Renewable Energy Topic Report, there are a number of higher order planning documents that provide direction and guidance for the preparation and content of the PDP, including the Resource Management (National Policy Statement for Renewable Electricity Generation) 2011, the Hawke's Bay Regional Resource Management Plan including the Regional Policy Statement (2006), and the Hawke's Bay Regional Coastal Environment Plan (2014). These documents are discussed in detail within the Section 32 Topic Report.
- 2.3.3 Of particular note, Policy F of the National Policy Statement for Renewable Electricity Generation 2011 (NPS-REG) requires district plans to include objectives, policies, and methods (including rules within plans) to provide for the development, operation, maintenance and upgrading of small and community-scale distributed renewable electricity generation from any renewable energy source to the extent applicable to the region or district.

2.4 Procedural Matters

- 2.4.1 There were no pre-hearing meetings or meetings undertaken in accordance with clause 8AA of Schedule 1, undertaken on the submissions relating to the Renewable Energy topic prior to the finalisation of this section 42A report.
- 2.4.2 No further consultation with any parties regarding the Renewable Energy topic has been undertaken since notification of the provisions.

3.0 Consideration of Submissions Received

3.1 Overview of Submissions

- 3.1.1 As stated, this topic report addresses submissions received on the district-wide 'RE – Renewable Energy' provisions, and associated definitions.
- 3.1.2 There are eight (8) submitters and 3 further submitters across the whole 'Renewable Energy' topic.
- 3.1.3 Thirty-two (32) original submission points, and 14 further submission points were received on the provisions relating to this topic.
- 3.1.4 Of the 32 original submission points, 16 submission points are in support.

3.2 Structure of this Report

3.2.1 Given the number, nature and extent of the submissions and further submissions received, I have structured the section 42A report as follows:

- Key Issue 1 – Definitions & General Matters
- Key Issue 2 – General Objectives, Policies, Rules & Methods
- Key Issue 3 – Community-Scale Renewable Electricity Generation
- Key Issue 4 – Provisions Relating to Historic Heritage Items

4.0 Key Issue 1 – Definitions & General Matters

4.1 Submissions / Further Submissions Addressed

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Summary of Decision Requested	Summary Recommendation
S75.004	Forest & Bird	ENVIRONMENTAL COMPENSATION (Definition)	Amend	Amend the definition of 'Environmental Compensation' as follows: 'Environmental Compensation: any action (work, services, financial contribution or restrictive covenants) to compensate for, or offset , the environmental effects of activities that cannot be avoided, remedied, or mitigated or <u>addressed by a biodiversity offset or biodiversity compensation</u> . Positive measures to correct, balance, or otherwise compensate for the loss of the resource or value affected.'	Accept in part
FS23.98	Kāinga Ora		Oppose		Accept in part
FS5.016	Ngā hapū me ngā marae o Tamatea		Support		Accept in part
S79.014	Transpower	RENEWABLE ELECTRICITY GENERATION ACTIVITIES (Definition)	Support	Retain definition of 'Renewable Electricity Generation Activities'.	Accept
.					
S11.006	Hawke's Bay Regional Council	RE - Renewable Energy	Support	No changes	Accept
.					
S90.025	Centralines	RE - Renewable Energy	Support	Retain the 'RE - Renewable Energy' chapter as notified.	Accept
.					
S79.053	Transpower	RE - Introduction	Support	Retain 'RE - Introduction'.	Accept
FS9.413	Forest and Bird		Support		Accept

- 4.1.1 In summary, 5 submissions and 3 further submissions were received on 'Definitions' and General Matters relating to the Renewable Energy chapter of the PDP.
- 4.1.2 One submission seeks an amendment to the definition of 'Environmental Compensation' and the remaining four submissions are in support of provisions.

4.2 Matters Raised by Submitters

- 4.2.1 S75.004 Forest & Bird seeks an amendment to the definition of 'Environmental Compensation' as follows:

'Environmental Compensation:

any action (work, services, financial contribution or restrictive covenants) to compensate for, ~~or offset~~, the environmental effects of activities that cannot be avoided, remedied, ~~or mitigated~~ or addressed by a biodiversity offset or biodiversity compensation. Positive measures to correct, balance, ~~or otherwise~~ compensate for the loss of the resource or value affected.'
- 4.2.2 They submit that 'Environmental compensation and environmental offsetting are not synonymous. The definition should be amended to reflect this by removing reference to compensation (or creating separate definitions).

Biodiversity offsets must meet best practice principles for offsetting, whereas biodiversity compensation only needs to provide a positive, measurable outcome that achieves no net loss. Compensation is a final option after avoidance, remediation, mitigation, and offsetting have been considered, and therefore should not be promoted as a core method for addressing adverse effects'.

- 4.2.3 Kāinga Ora (FS23.980) supports/opposes the proposed amendment, to the extent it is consistent/inconsistent with its primary submission.
- 4.2.4 Ngā hapū me ngā marae o Tamatea (FS5.016) agrees '*that the definition of environmental compensation should be clear that it is a consideration after avoidance, minimisation and off-setting has been applied.*'
- 4.2.5 S79.014 Transpower New Zealand Ltd supports the definition of 'Renewable Electricity Generation Activities'.
- 4.2.6 In their view 'it provides clarity for plan users as to what are Renewable Electricity Generation Activities. Specifically, the reference to the National Grid is supported as it acknowledges renewable generation activities requires transmission and connections to the National Grid.'
- 4.2.7 S11.006 Hawke's Bay Regional Council supports the provisions in the RE - Renewable Energy chapter.
- 4.2.8 S90.025 Centralines supports the RE - Renewable Energy chapter as notified.
- 4.2.9 In their view 'the renewable energy chapter is suitably enabling for both small-scale/community renewable energy generation and more large-scale renewable energy generation. Centralines also considers that the notified provisions strike the right balance between being enabling, while ensuring adequate consideration is given to avoiding, remedying, and mitigating adverse effects, including through off-setting regimes. Centralines supports the entire chapter.'
- 4.2.10 S79.053 Transpower supports the RE – Renewable Energy 'Introduction' provisions.
- 4.2.11 They support recognition in the third paragraph of 'RE - Introduction' that renewable electricity generation will require connections to the National Grid.
- 4.2.12 This is supported by Forest & Bird (FS9.413).

4.3 Analysis

Definition of 'Environmental Compensation'

- 4.3.1 Forest & Bird seeks the following amendment to the definition of 'Environmental Compensation' 'any action (work, services, financial contribution or restrictive covenants) to compensate for, or offset, the environmental effects of activities that cannot be avoided, remedied, or mitigated, or addressed by a biodiversity offset or biodiversity compensation. Positive measures to correct, balance, or otherwise compensate for the loss of the resource or value affected.'
- 4.3.2 In Hearing Stream 1 the Hearings Panel considered submissions on the ECO-Ecosystems and Indigenous Biodiversity chapter. In response to submission point S75.090 Forest & Bird¹ the reporting officer stated:
'With respect to Forest & Bird's concerns about the relationship of these terms with the term 'Environmental Compensation', I note that the PDP only uses 'Environmental Compensation' in relation to the RE-Renewable Energy chapter of the PDP. This term was never intended to cover biodiversity offsetting as well. The matter of clarifying the definition of 'Environmental Compensation' to make it clear it only relates to renewable energy matters, will be addressed in later hearings when the Renewable Energy provisions of the PDP are considered.'
- 4.3.3 I do not support linking this definition to the terms 'biodiversity offset' and 'biodiversity compensation' as sought by Forest & Bird in this submission point, as it is not used in the PDP in this context. To clarify this, I would support an amendment to the definition as follows:

'ENVIRONMENTAL COMPENSATION'

in relation to renewable energy means any action (work, services, financial contribution or restrictive covenants) to compensate for, or offset, the environmental effects of activities that cannot be avoided, remedied, or mitigated. or

¹ S75.090 Forest & Bird also relates to the definition of 'Biodiversity Offset' and 'Biodiversity Compensation'

addressed by a biodiversity offset or biodiversity compensation. Positive measures to correct, balance, or otherwise compensate for the loss of the resource or value affected.'

- 4.3.4 I therefore recommend that S75.004 Forest & Bird be accepted in part.

4.4 Recommendations

- 4.4.1 For the reasons outlined above, I recommend that the definition of 'Environmental Compensation' be amended (as outlined in Recommended Amendments below).
- 4.4.2 I recommend that the following submission(s) be **accepted**:

- Transpower, S79.014
- Hawke's Bay Regional Council, S11.006
- Centralines, S90.025
- Transpower, S79.053

- 4.4.3 I recommend that the following submission(s) be **accepted in part**:
- Forest & Bird, S75.004

- 4.4.4 My recommendation in relation to further submissions reflect the recommendation on the relevant primary submission.

4.5 Recommended Amendments

- 4.5.1 I recommend the following amendment(s) is made:

Definitions

'ENVIRONMENTAL COMPENSATION'

in relation to renewable energy means any action (work, services, financial contribution or restrictive covenants) to compensate for, or offset, the environmental effects of activities that cannot be avoided, remedied, or mitigated. or addressed by a biodiversity offset or biodiversity compensation. Positive measures to correct, balance, or otherwise compensate for the loss of the resource or value affected.'

4.6 Section 32AA Evaluation

- 4.6.1 The above recommendations are considered editorial and minor, where the changes would improve the effectiveness of provisions without changing the policy approach, therefore S32AA re-evaluation is not warranted.

5.0 Key Issue 2 –Renewable Energy Objectives, Policies, Rules & Methods

5.1 Submissions / Further Submissions Addressed

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Summary of Decision Requested	Summary Recommendation
S102.022	Te Mata Mushrooms	RE-O1	Support	Retain RE-O1 as proposed.	Accept (Not actively pursuing) ²
.					
S64.029	Department of Conservation	RE-O1	Support	Retain RE-O1.	Accept
FS9.312	Forest & Bird		Support		Accept
S102.023	Te Mata Mushrooms	RE-O2	Support	Retain RE-O2 as proposed.	Accept (Not actively pursuing)
.					
S64.030	Department of Conservation	RE-O2	Oppose	Amend RE-O2 to align with the NPS-REG.	Accept
FS9.313	Forest & Bird		Support		
S64.031	Department of Conservation	RE-P1	Support	Retain RE-P1.	Accept
FS9.314	Forest & Bird		Support		
S64.032	Department of Conservation	RE-P2	Support	Retain RE-P2.	Accept
FS9.315	Forest & Bird		Support		
S64.033	Department of Conservation	RE-P3	Support	Retain RE-P3.	Accept
FS9.316	Forest & Bird		Support		
S102.024	Te Mata Mushrooms	RE-P4	Support	Retain RE-P4 as proposed.	Accept (Not actively pursuing)
.					
S64.034	Department of Conservation	RE-P4	Support	Retain RE-P4.	Accept
FS9.317	Forest & Bird		Support		
S64.035	Department of Conservation	RE-P5	Support	Retain RE-P5.	Accept
FS9.318	Forest & Bird		Support		
S64.036	Department of Conservation	RE-P6	Support	Retain RE-P6.	Accept
FS9.319	Forest & Bird		Support		
S105.005	James Bridge	RE-R1	Amend	Amend RE-R1 as follows: '1. Activity Status: PER Where the following conditions are met: a. In the case of wind generation, limited to one wind turbine per site. b. Compliance with: ...'	Accept

² Refer letter from Te Mata Mushrooms dated 18 July 2022, in response to the Ninth Memorandum and Direction of the Hearings Panel following Hearing 3.

				Or other appropriate amendments to explicitly provide for all types of renewable energy generation activities as anticipated by RE-P4.	
.					
S64.037	Department of Conservation	RE-R4	Support	Retain RE-R4.	Accept
FS9.320	Forest & Bird		Support		Accept
S79.054	Transpower New Zealand Ltd	RE-M1	Amend	<p>Review the appropriateness of RE-M1 within the 'RE - Renewable Energy' chapter.</p> <p>Amend RE-M1 as follows:</p> <p>'Sets out an objective and policies to enable the management of the effects on and of the electricity transmission network under the RMA. The objective and policies are intended to guide decision-makers in drafting plan rules, in making decisions on the notification of resource consents, in the determination of resource consent applications, and in considering notices of requirement for designations for transmission activities.'</p>	Accept
FS9.414	Forest & Bird		Support		
S79.055	Transpower New Zealand Ltd	RE-M2	Amend	Review the appropriateness of RE-M2 within the 'RE - Renewable Energy' chapter.	Accept in part
FS9.415	Forest & Bird		Support		Accept in part

5.1.1 In summary, these 15 submission points and 11 further submissions, generally support the Renewable Energy RE - Objectives, Policies, Rules & Methods, with two (2) submission points seeking minor amendments and two submission points seeking methods RE-M1 and RE-M2 be reviewed for appropriateness.

5.2 Matters Raised by Submitters

- 5.2.1 S102.022 Te Mata Mushrooms supports retaining Objective RE-O1 as notified.
- 5.2.2 S64.029 Department of Conservation supports retaining Objective RE-O1 on the basis that '*it has regard to RMA sections 7(b) and S7(ba)*'. This is supported by Forest & Bird (FS9.312).
- 5.2.3 S102.023 Te Mata Mushrooms supports retaining Objective RE-O2 as notified.
- 5.2.4 S64.030 Department of Conservation opposes Objective RE-O2 and seeks it be amended to align with the NPS-REG. In their view Objective RE-O2 does not reflect the NPS-REG '*as it doesn't refer to effects being no more than minor*'. This is supported by Forest & Bird (FS9.313).
- 5.2.5 S64.031 Department of Conservation supports retaining Policy RE-P1. This is supported by Forest & Bird (FS9.314).
- 5.2.6 S64.032 Department of Conservation supports retaining Policy RE-P2. This is supported by Forest & Bird (FS9.315).
- 5.2.7 S64.033 Department of Conservation supports retaining Policy RE-P3. This is supported by Forest & Bird (FS9.316).
- 5.2.8 S102.024 Te Mata Mushrooms supports retaining Policy RE-P4.
- 5.2.9 S64.034 Department of Conservation supports retaining Policy RE-P4. This is supported by Forest & Bird (FS9.317).
- 5.2.10 S64.035 Department of Conservation supports retaining Policy RE-P5. This is supported by Forest & Bird (FS9.318).
- 5.2.11 S64.036 Department of Conservation supports retaining Policy RE-P6. This is supported by Forest & Bird (FS9.319).

- 5.2.12 S105.005 James Bridge seeks an amendment to Rule RE-R1 as follows:

'1. Activity Status: PER

Where the following conditions are met:

a. **In the case of wind generation**, limited to one wind turbine per site.

b. Compliance with:

...'

Or other appropriate amendments to explicitly provide for all types of renewable energy generation activities as anticipated by RE-P4.

- 5.2.13 In Mr Bridge's opinion 'The definition of 'Small-scale Renewable Energy Generation Activities' includes generation using solar, wind, hydro and biomass energy resource, however the rule as drafted only provides for wind generation though limiting permitted activities to one wind turbine per site. The rule should be expanded to specifically provide for other types of small-scale renewable energy generation activities, to be consistent with policy RE-P4 (to provide for small-scale renewable electricity generation activities').

- 5.2.14 S64.037 Department of Conservation supports retaining Rule RE-R4. This is supported by Forest & Bird (FS9.320).

- 5.2.15 S79.054 Transpower seeks an amendment to Method RE-M1 as follows:

Method-RE-M1

'Sets out an objective and policies to enable the management of the effects **on and** of the electricity transmission network under the RMA. The objective and policies are intended to guide decision-makers in drafting plan rules, in making decisions on the notification of resource consents, in the determination of resource consent applications, and in considering notices of requirement for designations for transmission activities.'

- 5.2.16 In support of their submission they state 'Transpower has no position on RE-M1 but questions whether it is relevant to the Renewable Energy chapter. A minor amendment is sought to RE-M1 to reflect the NPSET also manages effects on the transmission network'.

- 5.2.17 S79.055 Transpower seeks Method RE-M2 be reviewed and question whether it is relevant to the Renewable Energy chapter.

5.3 Analysis

Objective RE-O2

- 5.3.1 The Department of Conservation opposes reference to effects that are 'more than minor' on the basis that this does not align with the NPS-REG

'RE-O2 Enable renewable electricity generation activities while avoiding, mitigating or offsetting adverse effects that are more than minor.'

- 5.3.2 The NPS-REG directs Councils to incorporate provisions for renewable electricity generation activities into District Plans to the extent applicable to the region or district. There is no requirement under the NPS-REG to have a policy setting that is limited to avoiding, mitigating or offsetting adverse effects 'that are more than minor' and I agree these words are not necessary in this objective.

- 5.3.3 I therefore recommend that S64.030 Department of Conservation be accepted.

Rule RE-R1

- 5.3.4 Rule RE-1 provides for small-scale renewable energy generation activities (as defined in the definitions section of the PDP) and therefore applies to the various types of renewable energy generation activities envisaged by Clause E of the NPS-REG. The reference to wind turbines is a condition of a permitted activity, and not a broad exclusion of other renewable generation activities.

- 5.3.5 I am however not opposed to the amended wording sought by this submitter if the Hearings Panel considers it provides clearer direction to plan users.

- 5.3.6 On this basis I recommend that S105.005 J Bridge is accepted.

Methods

- 5.3.7 Transpower have questioned the relevance of identifying the National Policy Statement on Electricity Transmission (Method RE-1) and the National Environmental Standard for Electricity Transmission (Method RE-M3) and sought a minor amendment to Method RE-1.
- 5.3.8 The Methods section provide additional detail on methods for achieving renewable energy objectives including non-district plan methods. The NPS and NES for Electricity Transmission provide for the planning and development of electricity transmission structures, which includes renewable energy infrastructure therefore I consider they are a relevant implementation method for achieving the objectives set out in the RE Chapter. However, if the Panel consider it confusing to have these identified in the RE chapter, I would not be opposed to deleting them.
- 5.3.9 If the Hearings Panel decide however to retain these methods, I agree with the minor amendment sought by Transpower to RE -Method 1 in that it clarifies that this legislation seeks to manage the effects on and of electricity infrastructure.
- 5.3.10 For these reasons I recommend that S79.054 Transpower be accepted (in that I support the minor clarification and have reviewed the appropriateness of referencing the NPS/NES ET) and S79.055 Transpower be accepted in part (in that the appropriateness of the NPS/NES ET have been reviewed, but no amendments are recommended).

5.4 Recommendations

- 5.4.1 For the reasons outlined above, I recommend that the Renewable Energy Objectives, Policies, Rules & Methods be amended (as outlined in Recommended Amendments below).
- 5.4.2 I recommend that the following submission(s) be **accepted**:
- Te Mata Mushrooms, S102.022, S102.023, S102.024,
 - Department of Conservation S64.029, S64.030, S64.031, S64.032, S64.033, S64.035, S64.036, S64.037
 - James Bridge, S105.005
 - Transpower New Zealand Ltd, S79.054
- 5.4.3 I recommend that the following submission(s) be **accepted in part**:
- Transpower New Zealand Ltd, S79.055
- 5.4.4 My recommendation in relation to further submissions reflect the recommendation on the relevant primary submission.

5.5 Recommended Amendments

Objective RE-O2

RE-O2 Enable renewable electricity generation activities while avoiding, mitigating or offsetting adverse effects that are more than minor.

Rule RE-R1

RE-R1 Small-scale Renewable Energy Generation Activities		
All Zones	1. Activity Status: PER <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> b. In the case of wind generation, Limited to one wind turbine per site. c. Compliance with: <ul style="list-style-type: none"> – RE-S1; – RE-S2; – RE-S3; – RE-S4; and 	2. Activity status where compliance not achieved: RDIS <p>Matters over which discretion is restricted:</p> <ul style="list-style-type: none"> a. The extent to which the amenity of adjacent properties will be adversely affected and the ability to mitigate any adverse effects.

– [RE-S5.](#)

- b. The character, level and duration of noise and vibration as received at the boundary, or notional boundary, of another site.

Methods

RE-M1 National Policy Statement on Electricity Transmission

Sets out an objective and policies to enable the management of the effects of of, and on the electricity transmission network under the RMA. The objective and policies are intended to guide decision-makers in drafting plan rules, in making decisions on the notification of resource consents, in the determination of resource consent applications, and in considering notices of requirement for designations for transmission activities.

5.6 Section 32AA Evaluation

- 5.6.1 The changes proposed, in isolation, are not considered to be a significant departure from the Proposed District Plan as notified.
- 5.6.2 The above recommendations are considered minor and would improve the effectiveness of provisions without changing the policy approach, therefore S32AA re-evaluation is not warranted.

6.0 Key Issue 3 – Community-Scale Renewable Electricity Generation

6.1 Submissions / Further Submissions Addressed

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Summary of Decision Requested	Summary Recommendation
S102.010	Te Mata Mushrooms	Definitions	Amend	<p>Add a new definition for 'Community-scale Renewable Electricity Generation Activity' as follows:</p> <p>'COMMUNITY-SCALE RENEWABLE ELECTRICITY GENERATION ACTIVITY' means renewable electricity generation for the purpose of supplying an immediate community, cluster of farms, or businesses to secure electricity supply or to connect into the distribution network.'</p>	Reject (Not actively pursuing)
.					
S102.025	Te Mata Mushrooms	RE-PXX (new policy)	Amend	<p>And add a new policy in the 'Renewable Energy' chapter of the Proposed Plan as follows:</p> <p>'To provide for community-scale renewable electricity generation activities.'</p>	Reject (Not actively pursuing)
.					
S102.027	Te Mata Mushrooms	RE-RXX (new rule)	Oppose	<p>Add a new rule for 'Community-scale Renewable Electricity Generation Activities' as follows:</p> <p>'RE-R5 Community-scale Renewable Energy[Electricity?] Generation Activities'</p> <p>1. Activity Status: RDIS, Non-notified Where the following conditions are met:a. Compliance with:</p> <ul style="list-style-type: none"> i. RE-S1; ii. RE-S2; iii. RE-S3; iv. RE-S4; and v. RE-S5.' 	Reject (Not actively pursuing)
.					
S102.026	Te Mata Mushrooms	RE-R1	Support	Retain RE-R1.	Reject (Not actively pursuing)
.					
S102.028	Te Mata Mushrooms	RE-S1	Amend	Amend RE-S1 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject (Not actively pursuing)
.					
S102.029	Te Mata Mushrooms	RE-S2	Amend	Amend RE-S2 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject (Not actively pursuing)
.					
S102.030	Te Mata Mushrooms	RE-S3	Amend	Amend RE-S3 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject (Not actively pursuing)
.					
S102.031	Te Mata Mushrooms	RE-S4	Amend	Amend RE-S4 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject

					(Not actively pursuing)
.					
S102.032	Te Mata Mushrooms	RE-S5	Amend	Amend RE-S5 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject (Not actively pursuing)
.					

- 6.1.1 In summary, these 9 submission points seek to include provisions for Community-scale Renewable Electricity Provisions in the Renewable energy chapter of the PDP.

6.2 Matters Raised by Submitters

- 6.2.1 All nine submissions on the matter of 'Community-scale Renewable Electricity Generation' are from Te Mata Mushrooms, who has subsequently advised the Commissioners that they no longer intend to actively pursue the above submission points.³ As they have not withdrawn these submission points the Commissioners are still required to make a decision on these matters. This advice however has been taken into account in the analysis of submissions in section 6.3 below.
- 6.2.2 S102.010 Te Mata Mushrooms seek an amendment to include a new definition for 'Community-scale Renewable Electricity Generation Activity' as follows:

'COMMUNITY-SCALE RENEWABLE ELECTRICITY GENERATION ACTIVITY'

means renewable electricity generation for the purpose of supplying an immediate community, cluster of farms, or businesses to secure electricity supply or to connect into the distribution network.'

- 6.2.3 In support of this their submission states:

'The definition of small-scale renewable electricity generation covers both 'small scale' and 'community-scale', whereas the scale of these types of renewable electricity generation activities are different.'

National Policy Statement for Renewable Electricity Generation (RPS-REG) states: 'Small and community-scale distributed electricity generation means renewable electricity generation for the purpose of using electricity on a particular site, or supplying an immediate community, or connecting into the distribution network'.

Limiting a community-scale project to 20kW is ineffective and inefficient way to provide for this scale of activity. An additional definition for 'community-scale' renewable electricity generation activities is sought, with subsequent policy recognition and rule framework in 'Part 2 – Energy, Infrastructure, and Transport' section of the Proposed Plan.'

- 6.2.4 S102.025 Te Mata Mushrooms seeks an amendment to include a new Renewable Energy policy as follows:

'RE-PXX To provide for community-scale renewable electricity generation activities.'

- 6.2.5 In support of this they submit: 'Te Mata Mushrooms supports the provision of small-scale renewable electricity generation activities. However, also seeks a new policy for community scale renewable electricity generation activities.'

- 6.2.6 S102.027 Te Mata Mushrooms seeks a new rule for 'Community-scale Renewable Electricity Generation Activities' as follows:

'RE-R5 Community-scale Renewable Energy[Electricity?] Generation Activities'

1. Activity Status: RDIS, Non-notified

Where the following conditions are met:

a. Compliance with:

³ Refer letter from Te Mata Mushrooms dated 18 July 2022, in response to the Ninth Memorandum and Direction of the Hearings Panel following Hearing 3.

- i RE-S1;
- ii RE-S2;
- iii RE-S3;
- iv RE-S4; and
- v RE-S5.'

- 6.2.7 Te Mata Mushroom submits that the new rule will '*Provide for community-scale renewable electricity generation activities that provide benefit to communities, businesses and rural industry, as a restricted discretionary activity, non-notified*'.
- 6.2.8 S102.39, S102.030, S102.031 and S102.032 Te Mata Mushrooms seeks that Standards RE-S2, RE-S3, RE-S4 and RE-S5 be amended to include reference to 'Community-scale Renewable Electricity Generation Activities'
- 6.2.9 These are consequential changes required as a result on the new rule being sought.

6.3 Analysis

- 6.3.1 Te Mata Mushrooms is seeking provisions be inserted into the PDP to provide for Community-scale Renewable Electricity Generation Activities based on a new definition that reads as follows:

COMMUNITY-SCALE RENEWABLE ELECTRICITY GENERATION ACTIVITIES	means renewable electricity generation for the purpose of supplying an immediate community, cluster of farms, or businesses to secure electricity supply or to connect into the distribution network
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- 6.3.2 The purpose of these amendments appears to be to differentiate community-scale renewable electricity generation activities from small-scale renewable electricity generation activities, which are limited to 20 kw of energy⁴. In their view, limiting a community-scale project to 20kW is ineffective and inefficient way to provide for this scale of activity.

- 6.3.3 Policy F of the NPS-REG requires district plans to incorporate provisions for small and community scale renewable electricity generation actions as follows:

'As part of giving effect to Policies E1 to E4, regional policy statements and regional and district plans shall include objectives, policies, and methods (including rules within plans) to provide for the development, operation, maintenance and upgrading of small and community-scale distributed renewable electricity generation from any renewable energy source to the extent applicable to the region or district.'

- 6.3.4 Whilst I agree that more enabling provisions for community scale renewable electricity generation may be desirable, I am unsure what the demand, nature and scale of such community renewable electricity generation activities would be in Central Hawkes Bay over the 10 year life of the district plan. I also note the Hawke's Bay RPS does not provide any guidance on this matter.

- 6.3.5 The proposed definition for community-scale renewable electricity generation activities, that forms the basis of these provisions, could in my view result in a range of potentially significant adverse effects, depending on the size and scale of the immediate community, cluster of farms or businesses being supplied, and the infrastructure required. Without having a better understanding of the demand, nature and scale for such activities in a Central Hawke's Bay context, I consider retaining full discretionary status to consider activities greater than 20kw is appropriate.

- 6.3.6 I also note that there are no other submitters asking for or supporting these submissions.

- 6.3.7 For these reasons I do not support the proposed definition and associated provisions.

- 6.3.8 I therefore recommend that S102.010, S102.025, S102.027, S102.026, S102.028, 102.029, S102.030, S102.031, S102.032 Te Mata Mushrooms be rejected.

⁴ 'Small Scale Renewable Electricity Generation Activity' is defined in the PDP as 'small-scale and community scale renewable electricity generation at a capacity of no greater than 20 kW for the purpose of using or generating electricity on a particular site, or supplying an immediate community, or connecting into the distribution network, and includes generation using solar, wind, hydro and biomass energy resource'.

6.4 Recommendations

- 6.4.1 For the reasons outlined above, I recommend that amendments to provide a new definition for 'Community-scale Renewable Energy Generation' and associated provisions in the RE- Renewable Energy chapter is not required.
- 6.4.2 I recommend that the following submission(s) be **rejected**:
- Te Mata Mushrooms, S102.010, S102.025, S102.027, S102.026, S102.028, 102.029, S102.030, S102.031, S102.032

6.5 Recommended Amendments

NA

6.6 Section 32AA Evaluation

NA

7.0 Key Issue 4 – Provisions Relating to Historic Heritage Items

7.1 Submissions / Further Submissions Addressed

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Summary of Decision Requested	Summary Recommendation
S55.017	HNZPT	RE-P2	Oppose	Add the following clause to RE-P2: '... 3. Historic Heritage as identified in HH-SCHED2 and Sites and Areas of Significance to Māori as identified in SASM-SCHED3. '	Accept
.					
S55.018	HNZPT	RE-R1	Oppose	Add the following clauses to RE-R1: '1. Activity Status: PER Where the following conditions are met: a. ... b. Compliance with: ... c. The activity is not within a site containing Historic Heritage as identified in SCHED2, and is not within an area identified as a Site or area of significance to Māori in SCHED3. 2. Activity status where compliance not achieved: RDIS Matters over which discretion is restricted: a. ... b. ... c. The effects on historic heritage and cultural values. '	Accept in part
.					
S55.019	HNZPT	RE-R4	Oppose	Amend RE-R4(1)(a) as follows: '1. Activity Status: DIS Where the following conditions are met: a. New renewable electricity generation activities must not be located within an Outstanding Natural Feature or Landscape, or a High Natural Character Area, identified on the Planning Maps and in NFL-SCHED6 and CE-SCHED7, a site containing Historic Heritage as identified in SCHED2, or within an area identified as a Site or area of significance to Māori in SCHED3. '	Accept in part
.					

- 7.1.1 In summary, these 3 submission points seek amendments to the RE- Renewable Energy chapter to include additional provisions for the protection of Historic Heritage (including Sites and Areas of Significance to Māori).

7.2 Matters Raised by Submitters

- 7.2.1 S55.017 HNZPT seeks an amendment to Policy RE-P2 to include the following clause:

'...

3. Historic Heritage as identified in HH-SCHED2 and Sites and Areas of Significance to Māori as identified in SASM-SCHED3.'

- 7.2.2 In HNZPT's view the protection of Historic Heritage and cultural values should be included in this policy, along with recognition of natural character areas and outstanding landscapes.

7.2.3 S55.018 seeks the following clauses be inserted in Rule RE-R1:

'1. Activity Status: PER

Where the following conditions are met:

a. ...

b. Compliance with: ...

c. The activity is not within a site containing Historic Heritage as identified in SCHED2 and is not within an area identified as a Site or area of significance to Māori in SCHED3.

2. Activity status where compliance not achieved: RDIS

Matters over which discretion is restricted:

a. ...

b. ...

c. The effects on historic heritage and cultural values.'

7.2.4 HNZPT submit that 'Small-scale electricity generation activities should not have permitted activity status with sensitive areas, including Historic Heritage and SASM. In these areas the activity status should be restricted discretionary. Matters of discretion should include potential effects on heritage and cultural values'.

7.2.5 S55.019 HNZPT seeks Rule RE-R4(1)(a) be amended as follows:

'1. Activity Status: DIS

Where the following conditions are met:

a. New renewable electricity generation activities must not be located within an Outstanding Natural Feature or Landscape, or a High Natural Character Area, identified on the Planning Maps and in NFL-SCHED6 and CE-SCHED7, a site containing Historic Heritage as identified in SCHED2, or within an area identified as a Site or area of significance to Māori in SCHED3.'

7.2.6 HNZPT's view is that renewable electricity generation activities should not be located within a site containing an item listed in Schedule HH-SCHED2 or SASM-SCHED3.

7.3 Analysis

Policy RE-P2

7.3.1 HNZPT seeks that Policy RE-P2 be amended to include reference to Historic Heritage as identified in HH-SCHED2 and Sites and Areas of Significance to Māori as identified in SASM-SCHED3.'

7.3.2 Policy RE-P2 is as follows:

'RE-P2 To provide for the identification, investigation, establishment, development, upgrading, operation and maintenance of new and existing renewable electricity generation activities in a manner that supports the protection of the District's:

1.High Natural Character Areas (in CE-SCHED7); and

2.Outstanding Natural Features and Landscapes (in NFL-SCHED6).'

7.3.3 Given Council is required to recognise and provide for the relationship of Māori and their culture and traditions with their ancestral lands, water, sites, waahi tapu, and other taonga (RMA S6(e)), and the protection of historic heritage from inappropriate subdivision, use and development (RMA S6(f)) as matters of national importance, I agree that the policy should be extended in the manner sought by HNZPT.

7.3.4 I therefore recommend that S55.017 HNZPT be accepted.

Rule RE-R1

7.3.5 A small-scale renewable generation activity (Rule RE-1) that impacts on a heritage or cultural item identified within Schedule HH-SCHED2 or HH-SCHED3, would also trigger the provisions in the Historic Heritage or Sites and Areas of Significance to Māori chapters. Additional consent/s would likely be required pursuant to these provisions. (e.g One of rules HH-R6 to HH-R8 would apply to heritage items, and Rule SASM-R5 would apply to cultural sites).

7.3.6 However, a small-scale renewable generation activity located on the wider site containing the heritage or cultural item, that complies with the standards in Rule RE-R1 is a Permitted Activity. Where standards

are breached, an application for a Restricted Discretionary activity would be required, with matters of discretion restricted to:

- a. The extent to which the amenity of adjacent properties will be adversely affected and the ability to mitigate any adverse effects.
- b. The character, level and duration of noise and vibration as received at the boundary, or notional boundary, of another site.

7.3.7 The standards include requirements such as limits on height of buildings and structures (in accordance with site zone standards), height in relation to boundary, minimum setback provisions (in accordance with zone standards), and compliance with provisions of the Light and Noise chapters.

7.3.8 Thus the notified PDP provisions would require consent for a small-scale renewable generation activity where it impacts on a heritage or cultural item but may not require consent where it is located in the wider site containing the heritage or cultural item.

7.3.9 During Hearing Steam 4, the Commissioners considered submissions from HNZPT on other provisions in the PDP relating to activities in the wider setting of a heritage item. HNZPT sought a new definition for setting to be included in the PDP, and associated amendment to the policies and a new rule requiring activities within the setting of a heritage item to obtain consent for a Restricted Discretionary activity. HNZPT also sought that the heritage setting of items be mapped.

7.3.10 The S42A report recommended that these submissions be rejected on the basis that Council does not currently have the information to map settings. At paragraph 5.3.2 of that report the reporting officer stated as follows:

'Whilst I note that HNZPT have information on setting for a number of the listed heritage items, there are other sites for which there is no information about the spatial extent of the heritage setting. In my opinion, determining if the whole of the site should be included or mapped for these items, would require a case by case assessment and I consider it would be more appropriate to address this through a future variation or Plan Change once that information has been complied. This would also enable consultation with the landowners who would be impacted by any associated new provisions.'

7.3.11 In this submission point, HNZPT seeks an amendment that would result in a Restricted Discretionary activity consent being required for small-scale renewable energy activities on sites containing (but not necessarily directly affecting) heritage or cultural items.

7.3.12 I am unsure what adverse effects a small scale renewable energy generation activity (limited to 20Kw and no more than 1 wind turbine) would have on the wider site of a heritage or cultural item, and requiring a consent in all instances could discourage owners of these sites from employing small-scale renewable energy generation activities with potentially modest effects. In particular, larger sites where effects would likely be minor or less than minor on the item, would automatically require resource consent.

7.3.13 Nevertheless, I do understand Heritage New Zealand are concerned with protecting the wider site of a heritage item or site and area of significance to Māori and that this could be important where small-scale renewable energy project exceed the rule conditions (i.e. zone standards for height, height in relation to boundary and setback requirements and light and noise provisions).

7.3.14 I would support consideration of effects on the wider site where compliance cannot be achieved, through inserting an additional matter for restricted discretion in Rule RE-R1(2) as follows:

RE-R1 Small-scale Renewable Energy Generation Activities

All Zones	1. Activity Status: PER Where the following conditions are met: a. Limited to one wind turbine per site. b. Compliance with: i. RE-S1; ii. RE-S2; iii. RE-S3; iv. RE-S4; and v. RE-S5.	2. Activity status where compliance not achieved: RDIS Matters over which discretion is restricted: a. The extent to which the amenity of adjacent properties will be adversely affected and the ability to mitigate any adverse effects. b. The character, level and duration of noise and vibration as received at the
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		c. boundary, or notional boundary, of another site.
		c. <u>The extent to which the heritage and cultural values of any heritage items identified in HH-SCHED2 or wāhi tapu, wāhi taonga and sites of significance to Māori identified in SASM-SCHED3 located within the site (if any), will be adversely affected and the ability to mitigate any effects.</u>

7.3.15 This would recognise that activities complying with standards are unlikely to result in significant adverse effects, but where compliance with standards is not achieved, it provides an opportunity to consider effects on the wider site.

7.3.16 On this basis I recommend S55.018 HNZPT be accepted in part.

Rule RE-4

7.3.17 A Discretionary Activity consent is required for the construction and commissioning of new renewable electricity generation activities (Rule RE-4), except for projects located within an Outstanding Natural Feature or Landscape, or a High Natural Character Area, identified on the Planning Maps and in NFL-SCHED6 and CE-SCHED7, in which case consent for a Non-complying Activity is required.

7.3.18 As Council is also required to recognise and provide for the relationship of Māori and their culture (RMA s 6(e)) and the protection of historic heritage from inappropriate subdivision, use and development (RMA S6(f)) as matters of national importance, I agree it is appropriate to provide an additional condition in Rule RE-R4 to this effect.

7.3.19 However, as outlined elsewhere in this report and in my s42A report on Historic Heritage, Council has taken the approach of protecting heritage items themselves and not the wider site. To be consistent with this approach, I therefore recommend the following alternative wording for Rule RE-4:

RE-R4 Construction and commissioning of new Renewable Electricity Generation Activities		
All Zones	1. Activity Status: DIS Where the following conditions are met: a. New renewable electricity generation activities: i. must not be located within an Outstanding Natural Feature or Landscape, or a High Natural Character Area, identified on the Planning Maps and in NFL-SCHED6 and CE-SCHED7, or ii. <u>must not be located within 20 metres of any Heritage Item identified in HH-SCHED2, or wāhi tapu, wāhi taonga and sites of significance to Māori identified in SASM-SCHED3.</u>	2. Activity status where compliance not achieved: NC

7.3.20 For the above reason, I recommend that S55.019 be accepted in part.

7.4 Recommendations

- 7.4.1 For the reasons outlined above, I recommend that the RE- Renewable Energy Rules be amended (as outlined in Recommended Amendments below).
- 7.4.2 I recommend that the following submission(s) be **accepted**:
- HNZPT, S55.017
- 7.4.3 I recommend that the following submission(s) be **accepted in part**:
- HNZPT, S55.018, S55.019
- 7.4.4 My recommendation in relation to further submissions reflect the recommendation on the relevant primary submission.

7.5 Recommended Amendments

- 7.5.1 I recommend the following amendment(s) is made:

Policy RE-P2

RE-P2	To provide for the identification, investigation, establishment, development, upgrading, operation and maintenance of new and existing renewable electricity generation activities in a manner that supports the protection of the District's:
	1.High Natural Character Areas (in CE-SCHED7); and 2.Outstanding Natural Features and Landscapes (in NFL-SCHED6).
	<u>3. Historic Heritage as identified in HH-SCHED2 and Sites and Areas of Significance to Māori as identified in SASM-SCHED3.</u>

Rule RE-R1

RE-R1 Small-scale Renewable Energy Generation Activities		
All Zones	1. Activity Status: PER Where the following conditions are met: a. Limited to one wind turbine per site. b. Compliance with: i. RE-S1; ii. RE-S2; iii. RE-S3; iv. RE-S4; and v. RE-S5.	2. Activity status where compliance not achieved: RDIS Matters over which discretion is restricted: a. The extent to which the amenity of adjacent properties will be adversely affected and the ability to mitigate any adverse effects. b. The character, level and duration of noise and vibration as received at the boundary, or notional boundary. c. <u>The extent to which the heritage and cultural values of any heritage items identified in HH-SCHED2 or wāhi tapu, wāhi taonga and sites of significance to Māori identified in SASM-SCHED3 located within the site (if any), will be adversely affected and the ability to mitigate any effects.</u>
....		

RE-R4 Construction and commissioning of new Renewable Electricity Generation Activities		
All Zones	1. Activity Status: DIS Where the following conditions are met: a. New renewable electricity generation activities: i. must not be located within an Outstanding Natural Feature or Landscape, or a High Natural Character Area, identified on the Planning Maps and in NFL-SCHED6 and CE-SCHED7, or <u>must not be located within 20 metres of any Heritage Item identified in HH-SCHED2, or wāhi tapu, wāhi taonga and sites of significance to Māori identified in SASM-SCHED3.</u>	2. Activity status where compliance not achieved: NC

7.6 Section 32AA Evaluation

- 7.6.1 The changes proposed will allow Council to take into account potential adverse effects on heritage and cultural values as required pursuant to Section 6 (e) and (f) of the RMA. Whilst there may be some additional costs for those seeking to establish renewable electricity generation activities (whether small-scale, or new larger scale projects) the rule framework as amended provides for these matters to be addressed. The benefit of such changes is that adverse effects on heritage and cultural values can also be appropriately considered as part of development of a renewable energy project.
- 7.6.2 The changes as proposed are an efficient and effective method for achieving the district's objectives for renewable energy in Central Hawke's Bay. The objectives remain unchanged.
- 7.6.3 Overall the changes in isolation, are not considered to be a significant departure from the Proposed District Plan as notified.

8.0 Conclusion

8.1 Topic Conclusions

- 8.1.1 Submissions have been received in support of, and in opposition to the Proposed District Plan.
- 8.1.2 Having considered all the submissions and reviewed all relevant statutory and non-statutory documents, I recommend that the Proposed District Plan should be amended as set out in Appendix A of this report.
- 8.1.3 I consider that the proposed provisions will be the most appropriate means to achieve the purpose of the Resource Management Act 1991, and achieve the relevant objectives of the Proposed District Plan in respect to the proposed provisions.

8.2 Topic Recommendations

- 8.2.1 I recommend that:

1. The Hearing Commissioners accept, accept in part, or reject submissions (and associated further submissions) as outlined in Appendix B of this report; and
2. The Proposed Central Hawke's Bay District Plan is amended in accordance with the changes recommended in Appendix A of this report.

APPENDIX A

Recommended Amendments to Plan Provisions

RE – Renewable Energy

The provisions in this chapter override the respective Zone provisions in Part 3 Area-Specific Matters, unless otherwise specified in this chapter.

Introduction

Renewable energy is defined in the RMA as energy produced from solar, wind, hydro, geothermal, biomass, tidal, wave and ocean current sources.

The New Zealand Government has set a target, under the New Zealand Energy Strategy, for 90% of the country's electricity to be generated from renewable energy resources by the year 2025. The Strategy states that the major energy challenges facing New Zealand are the need to respond to the risks of climate change by reducing greenhouse gas emissions caused by the production and use of energy and the need to deliver clean, secure, affordable energy while managing the environment responsibly. To achieve this, the National Policy Statement on Renewable Electricity Generation (NPSREG) came into effect on 13 May 2011 and sets out an objective and policies to enable the sustainable management of renewable electricity generation under the RMA.

Renewable electricity generation is defined in the NPSREG as the generation of electricity from renewable energy. Renewable electricity generation activities are also defined as the construction, operation and maintenance of structures associated with renewable electricity generation. These include small and community-scale distributed renewable generation activities and the system required to convey electricity to the distribution network and/or the national grid and electricity storage technologies associated with renewable electricity.

Sections 7(i) and 7(j) of the RMA also require all persons exercising functions and powers under the RMA to have particular regard to the effects of climate change and the benefits to be derived from the use and development of renewable energy.

The renewable energy provisions in this part of the Plan recognise renewable energy as an essential natural resource and set direction for activities that convert renewable energy into electricity. This part also interrelates with the activities for network utility operators in the NU-Network Utilities chapter of the Plan.

Objectives

- RE-O1 **Enable and encourage the sustainable use and development of renewable energy resources within the Central Hawke's Bay District.**
- RE-O2 **Enable renewable electricity generation activities while avoiding, mitigating or offsetting adverse effects *that are more than minor*.**

Commented [SM1]: S64.030 Department of Conservation, Renewable Energy Topic, Key Issue 2

Policies

- RE-P1 To provide for the use and development of renewable energy resources of the District for electricity generation in recognition of the particular local, regional and national benefits in relation to climate change, national energy production and social and economic wellbeing.
- RE-P2 To provide for the identification, investigation, establishment, development, upgrading, operation and maintenance of new and existing renewable electricity generation activities in a manner that supports the protection of the District's:
1. High Natural Character Areas (in CE-SCHED7); ~~and~~
 2. Outstanding Natural Features and Landscapes (in NFL-SCHED6); ~~and~~
 - 2.3. Historic Heritage as identified in HH-SCHED2 and Sites and Areas of Significance to Māori as identified in SASM-SCHED3.
- RE-P3 To recognise the environmental, functional, operational and technical constraints of managing new and existing renewable electricity generation activities.
- RE-P4 To provide for small-scale renewable electricity generation activities.
- RE-P5 To protect renewable electricity generation activities from reverse sensitivity effects.
- RE-P6 To recognise that in some circumstances not all significant environmental effects of renewable electricity generation activities can be avoided or remedied. In determining if a proposal is consistent with sustainable management, regard will be had to any environmental compensation or mitigation measures offered by the applicant as part of the proposal.

Commented [SM2]: S55.018 HNZPT, Renewable Energy Topic, Key Issue 4

Rule Overview Table

Use/activity	Rule Number
Small-scale Renewable Energy Generation Activities	RE-R1
Works or activities associated with the on-going operation, maintenance or upgrading of existing, lawfully established Renewable Electricity Generation Activities	RE-R2
Wind Monitoring Masts	RE-R3

**Construction and commissioning of new
Renewable Electricity Generation Activities**

RE-R4

Rules

It is important to note that, in addition to the provisions in this chapter, a number of other Part 2: District-Wide Matters chapters also contain provisions that may be relevant to activities involving renewable energy.

RE-R1 Small-scale Renewable Energy Generation Activities

All Zones

1. Activity Status: PER

Where the following conditions are met:

- a. In the case of wind generation,
Limited to one wind turbine per site.
- b. Compliance with:
 - i. RE-S1;
 - ii. RE-S2;
 - iii. RE-S3;
 - iv. RE-S4; and
 - v. RE-S5.

2. Activity status where compliance not achieved: RDIS

Matters over which discretion is restricted:

- a. The extent to which the amenity of adjacent properties will be adversely affected and the ability to mitigate any adverse effects.
- b. The character, level and duration of noise and vibration as received at the boundary, or notional boundary, of another site.
- c. The extent to which the heritage and cultural values of any heritage items identified in HH-SCHED2 or wāhi tapu, wāhi taonga and sites of significance to Māori identified in SASM-SCHED3 located within the site (if any), will be adversely affected and the ability to mitigate any effects.

Commented [SM3]: S105.005 James Bridge, Renewable Energy Topic, key Issue 2

RE-R2 Works or activities associated with the on-going operation, maintenance or upgrading of existing, lawfully established Renewable Electricity Generation Activities

Commented [SM4]: S55.018 HNZPT, Renewable Energy Topic, Key Issue 4

All Zones	<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> a. The works or activities must be fully contained within the originally consented or authorised footprint of the existing renewable electricity generation activity they are ancillary to. 	<p>2. Activity status where compliance not achieved: DIS</p>
RE-R3 Wind Monitoring Masts		
General Rural Zone	<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> a. Limited to: <ul style="list-style-type: none"> i. a height of 80m; and ii. must be set back at least 500m from the boundaries of the site. b. Must not be located within a High Natural Character Area, or Outstanding Natural Feature or Landscape, identified on the Planning Maps and in NFL-SCHED6 and CE-SCHED7. c. Must not be located within the National Grid Yard. d. A notice of commencement must be submitted to the Council prior to the construction of the mast. e. The mast and all associated equipment must be removed within 5 years of the date of the notice of commencement required under condition 4. 	<p>2. Activity status where compliance with conditions RE-R3(1)(a), RE-R3(1)(b), RE-R3(1)(d) and/or RE-R3(1)(e) is not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <ul style="list-style-type: none"> a. The extent to which activities on adjacent properties will be adversely affected in terms of visual domination, noise and vibration, and the ability to mitigate any adverse effects. b. Location and scale of the wind monitoring mast and associated structures. c. Special technical requirements and constraints of the wind monitoring mast. d. The extent to which adverse effects on Outstanding Natural Features and Landscapes, and High Natural Character Areas, will be avoided, remedied, or mitigated.

		3. Activity status where compliance with condition RE-R3(1)(c) is not achieved: NC
RE-R4 Construction and commissioning of new Renewable Electricity Generation Activities		
All Zones	<p>1. Activity Status: DIS</p> <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> a. New renewable electricity generation activities: <ul style="list-style-type: none"> i. must not be located within an Outstanding Natural Feature or Landscape, or a High Natural Character Area, identified on the Planning Maps and in NFL-SCHED6 and CE-SCHED7. <i>[redacted]</i> ii. must not be located within 20 metres of any Heritage Item as identified in HH-SCHED2, or wāhi tapu, wāhi taonga and sites of significance to Māori identified in SASM-SCHED3. <i>[redacted]</i> 	<p>2. Activity status where compliance not achieved: NC</p>

Commented [SM5]: S55.019 HNZPT, Renewable Energy Topic, Key Issue 4

Standards

The following standards apply to small-scale energy generation activities.

RE-S1 Height of buildings and structures	
All Zones	<p>1. The height of buildings and structures must comply with the maximum height limits for buildings and structures for the Zone in which the small-scale renewable energy generation activities are located.</p>
RE-S2 Height in relation to boundary	
All Zones	<p>1. On any site adjoining a Residential Zone, Settlement Zone, Large Lot Residential (Coastal) or Rural Lifestyle Zone, no part of a building or structure must exceed a height of 2m plus the shortest</p>

	<p>horizontal distance between that part of the building and structure and the nearest site boundary.</p> <p>This standard does not apply to solar panels that are attached to a building and do not protrude more than 500mm from the surface of the roof of the building.</p>
RE-S3 Setbacks	
All Zones	<p>1. All new buildings and structures must comply with the minimum setback provisions for buildings and structures from roads and neighbours for the Zone in which the small-scale renewable energy generation activities are located.</p>
RE-S4 Light	
All Zones	<p>1. Activities must comply with the provisions of the LIGHT – Light chapter.</p>
RE-S5 Noise	
All Zones	<p>1. Activities must comply with the provisions of the NOISE – Noise chapter.</p>

Assessment Matters

For Discretionary Activities, Council's assessment is not restricted to these matters, but it may consider them (among other factors).

RE-AM1 General Matters

1. The contribution the proposal will make towards achieving energy policy objectives and/or renewable electricity generation targets of the New Zealand Government.
2. The local, regional, and national benefits to be derived from the use and development of renewable energy resources, including the contributions the proposal will make to the:
 - a. Security of electricity supply for current and future generations.
 - b. Increased energy independence for the communities of the District.
 - c. Reduced dependency on imported energy sources.
 - d. Reduction in greenhouse gases.
 - e. Reduction of exposure to fossil fuel volatility.
3. Any other benefits or positive effects that the project can demonstrate. This may include adding to and diversifying the District's generation base, increased network resilience, reduced grid investment, local industry development, and price security for the local community.

4. The extent to which the location and design of the activity is constrained by environmental, functional, operational and technical requirements, and the extent to which alternative locations and methods have been considered.
5. The actual and potential effects of the proposal, with particular consideration of the following:
 - a. Where the proposal is located within High Natural Character Areas, Outstanding Natural Features and Landscapes or Significant Amenity Features identified on the Planning Maps and in scheduled in NFL-SCHED6 and CE-SCHED7 of the Plan.
 - b. The extent to which the proposal will affect the natural character of the coastal environment and rural environment.
 - c. The extent to which the proposal will adversely affect cultural values, including wāhi tapu, wāhi taonga and sites of significance to Māori identified in HH-SCHED2 and SASM-SCHED3 of the Plan.
 - d. The extent to which the proposal will adversely impact on dwellings, sensitive activities, key public places including roads and recreation areas, and existing and future urban growth areas.
 - e. The extent to which any aspects of the proposal can be sited or designed to reduce the visibility of any structures, including the potential to locate facilities underground where practicable.
6. The effect of the overall scale of the proposed development, including the number of structures, their height, the visual effect of the development as a whole, staging of the development and temporary effects as a result of construction.
7. The extent to which the proposal will affect amenity values of the surrounding environment with particular regard being given to the effects of the development on residential dwellings, including consideration of any potential adverse effects on amenity values discernible at the dwelling including:
 - a. If wind turbines are involved, blade glint resulting from the reflection of the sun from turbine blades.
 - b. If wind turbines are involved, shadow flicker resulting from sunlight on the rotating blades casting a shadow that rapidly moves across the windows of a dwelling within 10 rotor diameters distance of a turbine.
 - c. The extent of the ecological effects of the proposal, in particular:
 - d. The extent to which significant indigenous vegetation and significant habitats of indigenous fauna are affected, including Significant Natural Areas identified in ECO-SCHED5 of the Plan.
 - e. The potential effects on indigenous birds or other indigenous fauna, either migratory species or resident populations on site.
 - f. The sensitivity of the site to disturbance.
 - g. The extent of any proposed earthworks and the degree to which stormwater runoff and the effects on local catchments can be managed.
8. The effects on archaeological sites (including the need for archaeological authorities under the Heritage New Zealand Pouhere Taonga Act), heritage and cultural values, including any heritage items identified in HH-SCHED2, SASM-SCHED3 and TREE-SCHED4 of the Plan.
9. The extent to which adverse effects will be avoided, remedied or mitigated by the proposed siting, colour and design of structures, including ancillary structures.

10. The electromagnetic effects of the proposal, including on existing telecommunications, broadcast and other signals.
11. Cumulative effects of the proposal in the context of wider and ongoing renewable energy development, and the use of review conditions to manage these effects.
12. Where the adverse effects of renewable electricity generation activities cannot be practically avoided, remedied or mitigated, the relevance and appropriateness of any offset measures and/or environmental compensation that is of benefit to the local environment and affected community.
13. Where particular adverse effects of renewable energy are not fully known or are uncertain, the relevance and appropriateness of any adaptive management measures to avoid, remedy or mitigate any such effects.

RE-AM2 Noise

1. The actual and potential noise effects of the proposal, and the ability (if relevant) to meet *NZS 6806:2010 Acoustics Wind Farm Noise*, and other relevant standards such as *NZS 6802:1991 Assessment of Environmental Sound and NZS 6803:1999 Acoustics – Construction noise*.

RE-AM3 Traffic

1. The effects of the proposal on traffic safety.
2. The effects of traffic and vehicle movements as a result of the proposal and the extent that traffic or site management plans can be implemented to mitigate effects.

RE-AM4 Natural Hazards

1. The extent to which the activity may exacerbate or be adversely affected by natural hazards.

RE-AM5 Earthworks

1. The extent of any earthworks, including access tracks, roads and building platforms and the rehabilitation proposed.

Methods

Methods, other than the above rules, for implementing the policies:

RE-M1 National Policy Statement on Electricity Transmission

Sets out an objective and policies to enable the management of the effects of and on the electricity transmission network under the RMA. The objective and policies are intended to guide decision-makers in drafting plan rules, in making decisions on the notification of resource consents, in the determination of resource consent applications, and in considering notices of requirement for designations for transmission activities.

Commented [SM6]: S75.094 Transpower, Renewable Energy Topic, Key Issue 2

RE-M2 National Environmental Standard for Electricity Transmission

Provides national environmental standards for electricity transmission for the National Grid. The Regulations categorize activities that relate to the operation, maintenance, upgrading, relocation or removal of existing transmission lines.

RE-M3 New Zealand Electricity Code of Practice for Electricity Safety Distances 2001 (NZECP 34:2001)

Sets minimum safe electrical distance requirements for overhead electric line installations and other works associated with the supply of electricity from generation stations to end users. The minimum safe distances have been set primarily to protect persons, property, vehicles and mobile plant from harm or damage from electrical hazards.

Principal Reasons

The principal reasons for adopting the policies and methods:

The above objectives and policies recognise the benefits of renewable energy resources in maintaining or enhancing electricity generation capacity and security of supply while reducing reliance on fossil fuels and reducing or displacing greenhouse gas emissions. The Plan recognises that the use of renewable energy for electricity generation will have positive effects on the environment and community.

The investigation, identification and assessment of potential sites and energy sources for the development of renewable electricity generation activities is supported by the rules of this Plan as part of recognising the need to meet or exceed the 90% national target for the generation of electricity from renewable energy. The rules also support the development and operation of small and community-scale distributed renewable electricity generation activities where the benefits are local and significant adverse effects are avoided, remedied or mitigated.

Renewable electricity generation activities need to locate where the renewable energy resources are available. As such, there are environmental, functional, operational or technical constraints associated with the construction, operation, maintenance or upgrading of renewable electricity generation activities. These constraints need to be balanced against other important factors, such as the sensitivity of the landscape and areas of cultural, historic or ecological importance.

Where significant adverse effects of renewable electricity generation activities cannot be practically avoided or remedied, regard will be had to any mitigation measures and/or environmental compensation offered as part of a proposal by applicants for resource consents, including measures or compensation which benefit the environment and/or the community.

Renewable electricity generation activities need to be protected from sensitive activities locating in close proximity to them and compromising their ability to operate. This can be addressed by the consideration of buffer areas and boundary setbacks when renewable electricity generation activities are established and consideration of the potential for existing renewable electricity

generation activities to be compromised by reverse sensitivity effects where new sensitive activities seek to establish near them.

Anticipated Environmental Results

The environmental results anticipated from the policies and methods:

- RE-AER1** **Recognition of the benefits (locally/regionally/nationally) of the District's renewable energy resources and the electricity generation facilities that utilise such resources in the sustainable management of the District's resources.**
- RE-AER2** **A range of renewable electricity generation initiatives supported in a manner that integrates them with the protection of the District's identified High Natural Character Areas, Outstanding Natural Landscapes and Features, Significant Natural Areas, Heritage Items and archaeological sites.**
- RE-AER3** **The District's communities can be self-sufficient in energy and meet the majority of their electricity needs from a diverse range and scale of renewable energy resources.**
- RE-AER4** **Individuals and communities can choose to generate their own electricity from renewable energy resources.**
- RE-AER5** **Maintenance of the amenity values of the surrounding area.**

APPENDIX B

Summary of Recommended Responses to Submissions and Further Submissions

Table: Summary of Recommended Responses to Submissions and Further Submissions

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Summary of Decision Requested	Officer Recommendation	Amendments to Proposed Plan?
S102.010	Te Mata Mushrooms Land Company Limited	Definitions	Add a new definition for 'Community-scale Renewable Electricity Generation Activity' as follows: 'COMMUNITY-SCALE RENEWABLE ELECTRICITY GENERATION ACTIVITY means renewable electricity generation for the purpose of supplying an immediate community, cluster of farms, or businesses to secure electricity supply or to connect into the distribution network.'	Reject	No
.					
S102.025	Te Mata Mushrooms Land Company Limited	RE-PXX (new policy)	And add a new policy in the 'Renewable Energy' chapter of the Proposed Plan as follows: 'To provide for community-scale renewable electricity generation activities.'	Reject	No
.					
S102.027	Te Mata Mushrooms Land Company Limited	RE-RXX (new rule)	Add a new rule for 'Community-scale Renewable Electricity Generation Activities' as follows: 'RE-R5 Community-scale Renewable Energy[Electricity?] Generation Activities 1. Activity Status: RDIS, Non-notified Where the following conditions are met: a. Compliance with: i. RE-S1; ii. RE-S2; iii. RE-S3; iv. RE-S4; and v. RE-S5.'	Reject	No
.					
S102.026	Te Mata Mushrooms Land Company Limited	RE-R1	Retain RE-R1.	Accept	No
.					
S102.028	Te Mata Mushrooms Land Company Limited	RE-S1	Amend RE-S1 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject	No
.					
S102.029	Te Mata Mushrooms Land Company Limited	RE-S2	Amend RE-S2 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject	No
.					
S102.030	Te Mata Mushrooms Land Company Limited	RE-S3	Amend RE-S3 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject	No
.					

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Summary of Decision Requested	Officer Recommendation	Amendments to Proposed Plan?
S102.031	Te Mata Mushrooms Land Company Limited	RE-S4	Amend RE-S4 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject	No
.					
S102.032	Te Mata Mushrooms Land Company Limited	RE-S5	Amend RE-S5 to add in reference to 'Community-scale Renewable Electricity Generation Activities'.	Reject	No
.					
S75.004	Royal Forest and Bird Protection Society NZ (Forest & Bird)	ENVIRONMENTAL COMPENSATION (Definition)	Amend the definition of 'Environmental Compensation' as follows: 'Environmental Compensation: any action (work, services, financial contribution or restrictive covenants) to compensate for, or offset, the environmental effects of activities that cannot be avoided, remedied, or mitigated or addressed by a biodiversity offset or biodiversity compensation . Positive measures to correct, balance, or otherwise compensate for the loss of the resource or value affected.'	Accept in part	Yes
FS23.98	Kāinga Ora - Homes and Communities			Accept in part	
FS5.016	Nga hapū me ngā marae o Tamatea			Accept in part	
S79.014	Transpower New Zealand Ltd	RENEWABLE ELECTRICITY GENERATION ACTIVITIES (Definition)	Retain definition of 'Renewable Electricity Generation Activities'.	Accept	No
.					
S11.006	Hawke's Bay Regional Council	RE - Renewable Energy	No changes	Accept	Yes
.					
S90.025	Centralines Limited	RE - Renewable Energy	Retain the 'RE - Renewable Energy' chapter as notified.	Accept	No
.					
S79.053	Transpower New Zealand Ltd	RE - Introduction	Retain 'RE - Introduction'.	Accept	No
FS9.413	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S102.022	Te Mata Mushrooms Land Company Limited	RE-O1	Retain RE-O1 as proposed.	Accept	No
.				Accept	
S64.029	Department of Conservation	RE-O1	Retain RE-O1.	Accept	No

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Summary of Decision Requested	Officer Recommendation	Amendments to Proposed Plan?
FS9.312	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S102.023	Te Mata Mushrooms Land Company Limited	RE-O2	Retain RE-O2 as proposed.	Awaiting recommendation	
.					
S64.030	Department of Conservation	RE-O2	Amend RE-O2 to align with the NPS-REG.	Accept	Yes
FS9.313	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S64.031	Department of Conservation	RE-P1	Retain RE-P1.	Accept	No
FS9.314	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S64.032	Department of Conservation	RE-P2	Retain RE-P2.	Accept	No
FS9.315	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S64.033	Department of Conservation	RE-P3	Retain RE-P3.	Accept	No
FS9.316	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S102.024	Te Mata Mushrooms Land Company Limited	RE-P4	Retain RE-P4 as proposed.	Accept	No
.					
S64.034	Department of Conservation	RE-P4	Retain RE-P4.	Accept	No
FS9.317	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S64.035	Department of Conservation	RE-P5	Retain RE-P5.	Accept	No
FS9.318	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S64.036	Department of Conservation	RE-P6	Retain RE-P6.	Accept	No

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Summary of Decision Requested	Officer Recommendation	Amendments to Proposed Plan?
FS9.319	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S105.005	James Bridge	RE-R1	<p>Amend RE-R1 as follows:</p> <p>'1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <p>a. In the case of wind generation, limited to one wind turbine per site.</p> <p>b. Compliance with:</p> <p>...</p> <p>Or other appropriate amendments to explicitly provide for all types of renewable energy generation activities as anticipated by RE-P4.</p>	Accept	Yes
.					
S64.037	Department of Conservation	RE-R4	Retain RE-R4.	Accept	No
FS9.320	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S79.054	Transpower New Zealand Ltd	RE-M1	<p>Review the appropriateness of RE-M1 within the 'RE - Renewable Energy' chapter.</p> <p>Amend RE-M1 as follows:</p> <p>'Sets out an objective and policies to enable the management of the effects on and of the electricity transmission network under the RMA. The objective and policies are intended to guide decision-makers in drafting plan rules, in making decisions on the notification of resource consents, in the determination of resource consent applications, and in considering notices of requirement for designations for transmission activities.'</p>	Accept	No
FS9.414	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept	
S79.055	Transpower New Zealand Ltd	RE-M2	Review the appropriateness of RE-M2 within the 'RE - Renewable Energy' chapter.	Accept in part	No
FS9.415	Royal Forest and Bird Protection Society of New Zealand Incorporated			Accept in part	
S55.017	Heritage New Zealand Pouhere Taonga	RE-P2	<p>Add the following clause to RE-P2:</p> <p>'...</p> <p>3. Historic Heritage as identified in HH-SCHED2 and Sites and Areas of Significance to Māori as identified in SASM-SCHED3.'</p>	Accept	Yes
.					
S55.018	Heritage New Zealand Pouhere Taonga	RE-R1	Add the following clauses to RE-R1:	Accept in part	Yes
			'1. Activity Status: PER		

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Summary of Decision Requested	Officer Recommendation	Amendments to Proposed Plan?
.			<p>Where the following conditions are met:</p> <p>a. ...</p> <p>b. Compliance with: ...</p> <p>c. The activity is not within a site containing Historic Heritage as identified in SCHED2, and is not within an area identified as a Site or area of significance to Māori in SCHED3.</p> <p>2. Activity status where compliance not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <p>a. ...</p> <p>b. ...</p> <p>c. The effects on historic heritage and cultural values.'</p>		
.					
S55.019	Heritage New Zealand Pouhere Taonga	RE-R4	<p>Amend RE-R4(1)(a) as follows:</p> <p>'1. Activity Status: DIS</p> <p>Where the following conditions are met:</p> <p>a. New renewable electricity generation activities must not be located within an Outstanding Natural Feature or Landscape, or a High Natural Character Area, identified on the Planning Maps and in NFL-SCHED6 and CE-SCHED7, a site containing Historic Heritage as identified in SCHED2, or within an area identified as a Site or area of significance to Māori in SCHED3.'</p>	Accept in part	Yes
.					

Proposed Central Hawke's Bay District Plan
