

UNITARY PLAN UPDATE REQUEST MEMORANDUM

TO Phill – Planning Manager: Auckland-wide

FROM Alison Stilwell - Senior Policy Planner

DATE 03 December 2020



SUBJECT **Annotation to advise that the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to the Auckland Unitary Plan (AUP) Operative in part (15 November 2016)**

This memorandum requests an update to Auckland Unitary Plan Operative in part

Reason for update:	
To advise plan users that reference needs to be made to the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 and the effect of the regulations on the rules of relevant AUP chapters.	
Chapter	<ul style="list-style-type: none"> • Chapter E: Auckland-wide • Chapter F: Coastal • Chapter H: Zones • Chapter I: Precincts
Section	<ul style="list-style-type: none"> ○ E3 Lakes, rivers, streams and wetlands ○ E4 Other discharges of contaminants ○ E7 Taking, using, damming and diversion of water and drilling ○ E8 Stormwater - Discharge and diversion ○ E11 Land disturbance – Regional ○ E13 Cleanfills, managed fills and landfills ○ E15 Vegetation management and biodiversity ○ E26 Infrastructure ○ E35 Rural production discharges ○ F2 Coastal - General Coastal Marine Zone ○ F3 Coastal - Marina Zone ○ F5 Coastal - Minor Port Zone ○ F6 Coastal - Ferry Terminal Zone ○ F7 Coastal - Defence Zone ○ H18 Future Urban Zone ○ H19 Rural zones ○ H20 Rural - Waitakere Foothills Zone ○ H21 Rural - Waitakere Ranges Zone ○ I202 Central Wharves Precinct ○ I208 Port Precinct ○ I211 Viaduct Harbour Precinct ○ I213 Westhaven - Tamaki Herenga Waka Precinct ○ I214 Wynyard Precinct ○ I409 Clevedon Waterways Precinct
Changes to text (shown in underline and strikethrough)	Refer to Attachment A .
Changes to diagrams	N/A
Changes to spatial data	N/A
Attachments	Attachment A: Annotations to the AUP for 'Resource Management (National Environmental Standards for Freshwater) Regulations 2020'

Prepared by: Alison Stilwell Senior Policy Planner	Text Entered by: Sophia Coulter Planning Technician
Signature: 	Signature: 
Reviewed by: Alison Stilwell Senior Policy Planner	Signed off by: Phill Reid Manager Planning – Auckland-wide
Signature: 	Signature: 

Attachment A: Annotations to the AUP for ‘Resource Management (National Environmental Standards for Freshwater) Regulations 2020’

Freshwater National Environmental Standards (NES) 2020

Annotation to AUP sections to identify application of 'Freshwater NES' from 3 September 2020

Section reference: Freshwater NES	AUP section [in order of AUP]	Annotation to AUP section: Freshwater NES applications (3 September 2020)
<p>Freshwater NES Part 3 Standards for other activities that relate to freshwater</p> <p>Subpart 1 – Natural wetlands Subpart 2 – Reclamation of rivers</p>	<p>E3. Lakes, rivers, streams and wetlands</p>	<p>E3.4. Activity table After: <i>...If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add: <i>Resource Management (National Environmental Standards for Freshwater) Regulations 2020</i> The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules E3.4.1 to E3.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 2</p>	<p>E4. Other discharges of contaminants</p>	<p>E4.4. Activity table After:</p>

<p>Standards for farming activities</p> <p>Subpart 1—Feedlots -rules on discharges from feedlots</p> <p>Subpart 2 – Agricultural intensification: temporary standards Irrigation of dairy farm land (s20- 21) – rules on discharges from irrigation</p> <p>Use of dairy support land (s22 - 24) - discharges</p>		<p><i>...If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add: Resource Management (National Environmental Standards for Freshwater) Regulations 2020 The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules E4.4.1 to E4.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 2 Standards for farming activities</p> <p>Subpart 2 – Agricultural intensification: temporary standards</p> <ul style="list-style-type: none"> - rules for irrigation of dairy farm land (s20- 21) <p>Part 3 Standards for other activities that relate to freshwater</p>	<p>E7 Taking, using, damming and diversion of water and drilling</p>	<p>E7.4. Activity table After: <i>...If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add: Resource Management (National Environmental Standards for Freshwater) Regulations 2020 The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p>

<p>Subpart 1 – Natural wetlands Restoration of natural wetlands (s38(3) & 39 (3))</p> <ul style="list-style-type: none"> - rules relate to taking, use, damming, diversion (s38 (3)) 		<p>If an activity provided for in rules E7.4.1 to E7.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES</p> <p>Subpart 1 – Natural wetlands General conditions water quality and movement</p>	<p>E.8 Stormwater – discharge and diversion</p>	<p>E8.4. Activity table</p> <p>After: <i>... This also includes the diversion and discharge of stormwater runoff from impervious areas onto or into land or into water or to the coastal marine area pursuant to sections 14 and 15 of the Resource Management Act 1991.</i></p> <p>Add: <i>Resource Management (National Environmental Standards for Freshwater) Regulations 2020</i> The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules E8.4.1 to E8.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p>

		<p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 3 Standards for other activities that relate to freshwater</p> <p>Subpart 1 – Natural wetlands</p> <ul style="list-style-type: none"> - rules relate to earthworks/land disturbance <p>General condition ; earth stability and drainage (s55(7))</p>	<p>E11. Land disturbance - Regional</p>	<p>E11.4. Activity table</p> <p>After: <i>.... If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add: <i>Resource Management (National Environmental Standards for Freshwater) Regulations 2020</i> The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules E11.4.1 to E11.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 3 Standards for other activities that relate to freshwater</p> <p>Subpart 1 – Natural wetlands</p>	<p>E13. Cleanfills, managed fills and landfills</p>	<p>E13.4. Activity table</p> <p>After: <i>Table E13.4.1 Activity table specifies the activity status of discharges from cleanfills, managed fills and landfills pursuant to section 15 of the Resource Management Act 1991.</i></p> <p>Add:</p>

		<p>Resource Management (National Environmental Standards for Freshwater) Regulations 2020</p> <p>The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules E13.4.1 to E13.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 3 Standards for other activities that relate to freshwater</p> <p>Subpart 1 – Natural wetlands</p> <p>Rules relate to vegetation management across a number of sections</p>	<p>E15. Vegetation management and biodiversity</p>	<p>E15.4. Activity table</p> <p>After: <i>.... If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add: Resource Management (National Environmental Standards for Freshwater) Regulations 2020</p> <p>The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules E15.4.1 to E15.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p>

		<p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 3 Standards for other activities that relate to freshwater</p> <p>Subpart 1 – Natural wetlands</p> <p>Construction of specified infrastructure (s45 – 48)</p>	<p>E26. Infrastructure</p>	<p>E26.1.2. Other relevant regulatory requirements</p> <p>After: <i>(5) Connections to a network utility require approval of the relevant network utility operator and works within roads require approval of the relevant road controlling authority.</i></p> <p>Add: <i>(6) Resource Management (National Environmental Standards for Freshwater) Regulations 2020</i></p> <p>The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules E26.2.3 to E26.14.8, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES</p>	<p>E35. Rural production discharges</p>	<p>E35.4. Activity table</p>

<p>Part 2 Standards for farming activities</p> <p>Subpart 1—Feedlots Subpart 2 – Agricultural intensification: temporary standards</p>		<p>After: <i>...If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add: <i>Resource Management (National Environmental Standards for Freshwater) Regulations 2020</i></p> <p>The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules E35.4.1 to E.35.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 3 – Sub-part 1 - Natural wetlands</p> <p>Part 3 - Subpart 3—Passage of fish affected by structures (provisions relating to “river or connected area” which includes part of the coastal marine area)</p>	<p>Chapter F Coastal and Chapter I precincts</p> <ol style="list-style-type: none"> (1) [GCMZ] Tables F2.19.1 to F2.19.10 (not F2.19.9 Aquaculture activities) (2) [Marina zone] F3.4 Activity table and the notes above F3.4.2 and F3.4.3 (3) [Minor Port zone] F5.4 Activity table and the notes above F5.4.2 and F5.4.3 	<p>F2 Coastal – General Coastal Marine Zone F2.19. Activity tables</p> <p>After <i>(2) The activities, standards and assessment in F2 Coastal – General Coastal Marine Zone apply in the coastal marine area of all the coastal zones and coastal precincts unless otherwise specified under the relevant zone or precinct.</i></p> <p>Add: <i>Resource Management (National Environmental Standards for Freshwater) Regulations 2020</i></p>

- (4) [Ferry Terminal zone] F6.4 Activity table and the notes above F6.4.2 and F6.4.3
- (5) [Coastal Defence zone] F7.4 Activity table and the notes above F7.4.2 and F7.4.3 and F7.4.4
- (6) [Central Wharves Precinct] I202
- (7) [Port Precinct] I208
- (8) [Viaduct Harbour precinct] I211
- (9) [Westhaven precinct] I213
- (10)[Wynyard Precinct] I214
- (11)[Clevedon Waterways precinct] I409

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules F2.19.1 to F2.24, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

F3. Coastal – Marina Zone

F3.4. Activity table

After:

The provisions in the Open Space – Sport and Active Recreation Zone apply to the land area of the Coastal – Marina Zone unless otherwise specified in the following provisions.

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules F3.4.1 to F3.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

F5. Coastal – Minor Port Zone

F5.4. Activity table

After

The standards in the Auckland-wide rules apply in the Coastal – Minor Port Zone, except for the following rules which do not apply:

(1) Standards for lighting in section E24 Lighting; and

(2) The following standards in E25 Noise and vibration. (a) Standards E25.6.2 - E25.6.13; (b) Standards E25.6.23 - E25.6.26; (c) Standards E25.6.27 - E25.6.29; and, (d) Standards E25.6.31; E25.6.32 and E25.6.33.

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules F5.4.1 to F5.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

F6. Coastal – Ferry Terminal Zone

F6.4. Activity table

After:

The activities, standards and assessment of F2 Coastal – General Coastal Marine Zone apply unless otherwise specified in the following table.

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules F6.4.1 to F6.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

F7. Coastal – Defence Zone

F7.4. Activity table

After:

The provisions in the Coastal – General Coastal Marine Zone apply to the coastal marine area in the Coastal – Defence Zone unless otherwise specified in the following provisions (which take precedence).

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3

September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules F7.4.1 to F7.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

I202. Central Wharves Precinct

I202.4. Activity table

After:

(4) The temporary activities provisions applying to the use of public places within the Business – City Centre Zone as set out in E40 Temporary Activities apply to existing coastal marine area structures within the Central Wharves Precinct.

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules I202.4.1 to I202.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

I208. Port Precinct

I208.4. Activity table

After:

(3) In this table, the activity status for occupation of the common marine and coastal area (section 12(2) of the Resource Management Act 1991) has the same activity status for the use or activity (section 12(3) of the Resource Management Act 1991) or for the construction of a structure (section 12(1) of the Resource Management Act 1991) that the occupation relates to.

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules I208.4.1 to I208.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

I211. Viaduct Harbour Precinct

I211.4. Activity table

After:

- *For parking on land refer to E27 Transport, except where a more specific activity status applies in the table below.*

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules I211.4.1 to I211.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

I213. Westhaven – Tamaki Herenga Waka Precinct

I213.4. Activity table

After:

...building on an existing wharf). If that activity is located directly in the coastal marine area (e.g. a new wharf) a different activity status will apply.

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules I213.4.1 to I213.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

I214. Wynyard Precinct

I214.4. Activity table

After:

(6) Events located within sub-precincts D, E and F and areas 1, 3, 4, 5, and 6 as identified on Precinct plan 10, will be subject to the requirements set out in Wynyard Precinct. From the date on which all hazardous industry located within Sub-precinct F and Area D discontinue operations, the requirements set out in E40 Temporary activities apply to events within Sub-precinct F and areas 1, 3, 4, 5, and 6 as identified on Precinct plan 10 - Risk areas.

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules I214.4.1 to I214.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.

I409. Clevedon Waterways Precinct

I409.4. Activity table

After:

... Use and activities and associated occupation of the common marine and coastal area and I409.4.7 Activity Table - Structures, occupation of the Coastal Marine Area and their use below.

Add:

Resource Management (National Environmental Standards for Freshwater) Regulations 2020

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.

The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 apply to coastal wetlands and to any part of the coastal marine area that is upstream from the mouth of a river.

If an activity provided for in rules I409.4.1 to I409.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.

If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.

		Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.
<p>Freshwater NES Part 2 Standards for farming activities</p> <p>Subpart 1—Feedlots</p> <p>Part 2 Standards for farming activities</p> <p>Subpart 2 – Agricultural intensification: temporary standards</p> <p>Part 3 Standards for other activities that relate to freshwater</p> <p>Arable and horticultural land use (s.50 - 51)</p>	H18. Future Urban Zone	<p>H18.4. Activity table [rp/dp] After: <i>If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add: Resource Management (National Environmental Standards for Freshwater) Regulations 2020 The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules H18.4.1 to H18.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 2 Standards for farming activities</p> <p>Subpart 1—Feedlots</p> <p>Subpart 2 – Agricultural intensification: temporary standards</p>	H19 Rural zones	<p>H19.8 Activity table After: <i>... If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add: Resource Management (National Environmental Standards for Freshwater) Regulations 2020</p>

		<p>The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules H19.8.1 to H19.13, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>
<p>Freshwater NES Part 2 Standards for farming activities</p> <p>Subpart 1—Feedlots</p> <p>Subpart 2 – Agricultural intensification: temporary standards</p> <p>Arable and horticultural land use (s.50 - 51)</p> <p>Part 3 Standards for other activities that relate to freshwater</p> <p>Natural wetlands</p>	<p>H20. Rural – Waitakere Foothills Zone</p>	<p>H20.4 Activity table After: <i>... If the NESPF does not regulate an activity then the plan rules apply.</i> Add: <i>Resource Management (National Environmental Standards for Freshwater) Regulations 2020</i></p> <p>The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules H20.4.1 to H20.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p>

		Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.
<p>Freshwater NES</p> <p>Part 2 Standards for farming activities</p> <p>Subpart 1—Feedlots</p> <p>Subpart 2 – Agricultural intensification: temporary standards Arable and horticultural land use (s.50 - 51)</p> <p>Part 3 Standards for other activities that relate to freshwater</p> <p>Natural wetlands</p>	<p>H21. Rural – Waitakere Ranges Zone</p>	<p>H21.4. Activity table</p> <p>After: <i>... If the NESPF does not regulate an activity then the plan rules apply.</i></p> <p>Add:</p> <p><i>Resource Management (National Environmental Standards for Freshwater) Regulations 2020</i> The Resource Management (National Environmental Standards for Freshwater) Regulations 2020 ('Freshwater NES') came into force on 3 September 2020. Currently, there may be duplication or conflict between specific plan rules and the Freshwater NES.</p> <p>If an activity provided for in rules H21.4.1 to H21.9, including any associated matters of discretion, is also regulated by the Freshwater NES, where there is conflict then the most restrictive provision will prevail.</p> <p>If the Freshwater NES regulations do not apply to an activity, then the plan rules apply.</p> <p>Duplication or conflict between plan rules and the Freshwater NES will be addressed in the plan as soon as practicable.</p>