

11 November 2022

Via Email: [info@tppp.nz](mailto:info@tppp.nz)

To whom it may concern

**Re Queenstown Lakes District Council Submission on Proposed Te Tai o Poutini Plan**

1. Queenstown Lakes District Council (**QLDC**) generally support the Proposed Te Tai o Poutini Plan (**the Plan**). The proposed approach to combining district plans for the West Coast territorial authorities is innovative and QLDC commends the respective council's in producing the document.
2. QLDC share an extensive boundary with Westland District Council (**WDC**). This boundary is primarily located to the north and west of the Queenstown Lakes District (**QLD**) and mostly traverses land that is held within the public conservation estate. There are currently no urban environments or other strategic urban growth areas that cross, or are located in close proximity to, the QLD boundary with WDC. Despite this, the significant landscape, biodiversity, and visual amenity values associated with conservation land is known to play a significant role in providing for the social, economic, cultural and environmental wellbeing of the QLD. As such, QLDC have an interest in how the Plan intends to manage cross boundary resource management issues if they arise.
3. QLDC has prepared a submission that seeks a small number of amendments and clarifications on matters relating to cross boundary resource management matters. The submission form and points of relief are attached to this letter.
4. QLDC officers would be happy to provide clarification or answer any questions on the points of relief that have been raised in the submission.

Yours sincerely, Nāku noa nā



Mike Theelen

**Chief Executive**

**Attachment A – Detailed Queenstown Lakes District Council Submission on the Te Tai o Poutini Proposed Plan**

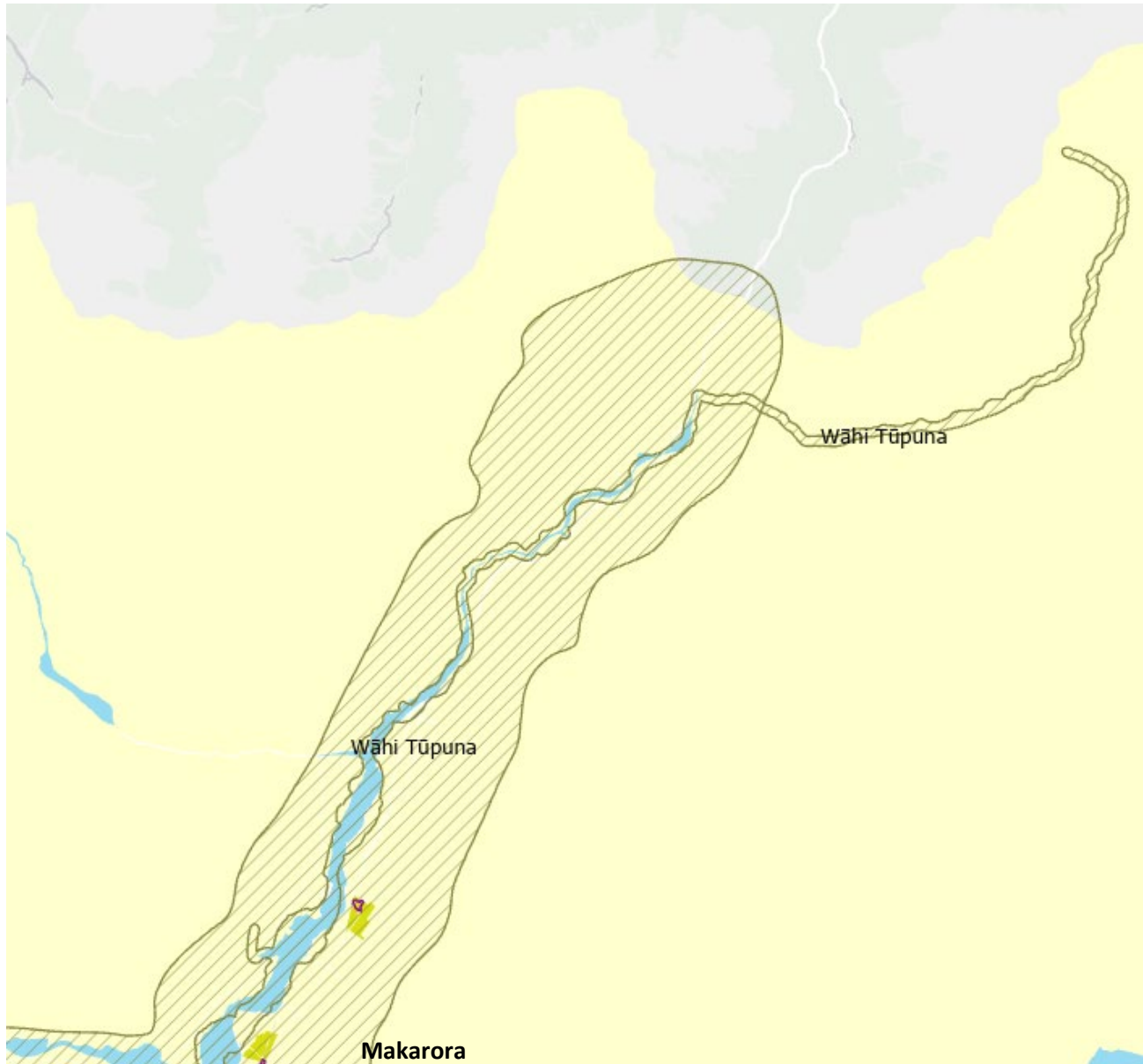
Row	Provision / Matter	Position	Relief ( <u>additions underlined</u> and deletions <del>struck through</del> )	Reason
1	Part 1 - Cross Boundary Matters - Ngā Take Whakawhiti Rohenga	Support and amend	<p>That the ‘Cross Boundary Matters - Ngā Take Whakawhiti Rohenga’ section of the Te Tai o Poutini Proposed Plan (<b>the Plan</b>) be amended to include the following wording in regard to cross boundary resource management issues:</p> <p><b><u>Cross boundary issues on land that is not managed by the Te Tai o Poutini Plan</u></b></p> <p><u>Cross boundary issues refer to situations where an activity takes place on or near a territorial boundary or where the effects of a particular activity impact on the territory of an adjacent authority, including any territorial boundary that is not managed by the Te Tai o Poutini Plan.</u></p> <p><u>The following procedure will be followed for such cross boundary issues:</u></p> <p>a. <u>The consenting territorial authority will consider whether any resource consents are required from another territorial authority.</u></p>	<p>Part 1 of the Proposed Te Tai o Poutini Plan (<b>the Plan</b>) focuses on managing cross boundary issues associated with those West Coast territorial boundaries that it manages. It does not provide sufficient guidance for plan users concerning cross boundary issues that arise at the boundary of a territorial authority that is not managed by the Plan, such as that between Westland District and Queenstown Lakes District.</p> <p>It is considered appropriate that the Plan set out a clear procedure for resource management issues that arise at the boundary of another territorial authority that is not managed by the Plan.</p> <p>The recommended addition is consistent with the approach for managing such cross boundary resource management issues at 1.3.1 of Chapter 1 (Introduction) of the Queenstown Lakes District Proposed District Plan.</p>

			<p>b. <u>Reference to the provisions of the Resource Management Act (1991) that relate to joint hearings will be made where an activity requires consent from two or more territorial authorities;</u></p> <p>c. <u>Applicants for resource consent for activities which might have effects on an adjoining territory authority will be encouraged to consult with that authority.</u></p> <p><u>In the case of infrastructure networks crossing territorial boundaries, the consenting territorial authority will consult with other relevant territorial authorities and endeavour to arrive at a planning framework that provides a consistent approach to the network.</u></p>	
2	Open Space and Natural Open Space Zones - Cross Boundary Matters	Amend	That an advice note be included within the Open Space and Natural Open Space Zones highlighting that land included within these zones adjoin a number of other territorial authority boundaries not managed by the Plan, and that plan users need to apply care in regard to any potential cross boundary resource management issues.	<p>Land managed by the Plan at the boundary between the Queenstown Lakes and Westland District's is predominately located within the proposed Open Space and Natural Open Space Zones.</p> <p>It is considered appropriate that the Plan set out a clear procedure for resource management issues that arise at the boundary of another territorial authority not managed by the Plan.</p>

				<p>Land within the Queenstown Lakes District at the boundary with Westland District is located within the Rural Zone and is predominantly classified as Outstanding Natural Landscape or Outstanding Natural Feature. The Queenstown Lakes District Proposed District Plan identifies the significance of these landscapes to the social, economic, cultural and environmental wellbeing of communities within Queenstown Lakes. Given this, it is considered important that the Plan notifies users to potential cross boundary resource management issues within the relevant Zones in addition to the relief requested at row 1 above.</p> <p>In particular, it is noted that the Open Space Zone provides for a number of activities, such as mineral prospecting and extraction, that have the potential to give rise to adverse effects on land within the Queenstown Lakes District if cross boundary issues are not managed effectively.</p> <p>It is observed that advice notes are included for some activities such as Mineral Prospecting and Mineral Exploration (OSZ-R11), and Agricultural, Horticultural or Pastoral Activities (OSZ-R12) which highlight other obligations on plan users.</p>
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3	OSZ-R11 and OSZ-R19	Amend	<p>That clarification is provided as to the intent of provisions OSZ-R11 and OSZ-R19 in regard to Mineral Prospecting and Mineral Exploration when located in or on Outstanding Natural Landscapes or Outstanding Natural Features.</p>	<p>Provision OSZ-R11 provides for Mineral Prospecting and Mineral Exploration as a permitted activity, subject to standards. Provision OSZ-R19 specifies that some Mineral Prospecting and Mineral Exploration (including Mineral Extraction) are provided for as Restricted Discretionary activities, in particular if they are not located in or on an Outstanding Natural Landscape or Outstanding Natural Feature. However, it is not clear if it is intended that these activities also be excluded from the permitted activity status in OSZ-R11 if they are located in or on Outstanding Natural Landscapes or Outstanding Natural Features.</p> <p>Queenstown Lakes District Council has an interest in the intent of these provisions on account of potential cross boundary issues that could arise on land within the Queenstown Lakes District.</p> <p>Further, it does not appear that the reference to Mineral Extraction activities in OSZ-R19 contains a permitted baseline despite reference to one in the title of the rule.</p>
4	Wahi Tupuna Makarora	Neutral	<p>That Wāhi Tūpuna site 6 (Makarore &amp; Tiore Pātea) described within Chapter 39 of the Queenstown Lakes Proposed District Plan be taken into account in developing the</p>	<p>It is noted that the location of Wāhi Tūpuna site 6 (Makarore &amp; Tiore Pātea) extends into the boundary of Westland District. While the provisions of the Queenstown Lakes District</p>

			<p>schedule of sites significant to Māori, including its extent in the location shown in <b>Figure 1</b> below, as well as the values identified within provision 39.6 of Chapter 39 (Wāhi Tūpuna) of QLDCs PDP.</p> <p>And,</p> <p>That an advice note be included within the relevant part of the Plan to ensure plan users and administrators are made aware of any issues that may arise from the location, extent and values associated with Wāhi Tūpuna site 6 (Makarore &amp; Tiore Pātea).</p>	<p>Proposed District Plan do not have any legal effect within the Westland District, it is noted that Tangata Whenua may have common interests between these boundaries that may be appropriate to take into account in the development of the Plan.</p> <p>The advice note would help to manage any cross boundary resource management issues that may come about in relation to Wāhi Tūpuna site 6 (Makarore &amp; Tiore Pātea).</p>
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**Figure 1:** Location of Wāhi Tūpuna site 6 (Makarore & Tiore Pātea) (shown as the green shaded area). The boundary between the QLDC and WDC is shown by the extent of the yellow zone boundary.