

MBIE Notice of Appeal against the Thames-Coromandel District Plan

Annexure A: Relief Sought

Plan Provision: Decisions Version	Submission point	Relief sought
Section 9: Outstanding Natural Features and Landscapes		
9.3 Objectives and Policies The Decisions Version of the Plan does not include Policy 1e from the notified version of the Plan.	Submission supported the objectives and policies in 9.3, except for Policy 1a.	Reinstate Policy 1e from the notified version of the Plan as follows: Policy 1e Use and development that has temporary effects on an Outstanding Landscape should be considered where the Outstanding Landscape values are able to be restored once the use or development is complete or finished.
Section 14: Mining Activities		
14.2 Issues The Decisions Version of the Plan does not include Issue 2 from the notified version of the Plan.	Submission supported the Issues included in the notified version of the Plan.	Reinstate Issue 2 from the notified version of the Plan as follows: Issue 2 Access to mineral and aggregate resources can be compromised by land uses or developments above or near mineral deposits, thereby inhibiting the community's ability to provide for its social and economic wellbeing.
14.3 Objectives and Policies Policy 1c New mining activities should not locate near existing sensitive activities where significant adverse effects (such as vibration, dust and land subsidence) cannot be avoided or remedied.	Submission sought the inclusion of the word "mitigate".	That Policy 1c be amended to read as follows: New mining activities should not locate near existing sensitive activities where significant adverse effects (such as vibration, dust and land subsidence) cannot be avoided, or remedied <u>or mitigated</u> .

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The Decisions Version of the Plan does not include Policy 1f from the notified version of the Plan.	Submission supported the intent of the policy but sought the words “mitigate” should be inserted for consistency with Part 2 of the Act.	Reinstate Policy 1f from the notified version of the Plan, amended as sought by the appellant, as follows: Policy 1f Where avoidance is impractical, mining activities shall remedy, <u>mitigate</u> , or compensate for the adverse effects on the environment.
Section 32: Outstanding Natural Features and Landscapes		
32.3 Outstanding Natural Features and Landscapes Overlay Rules Rule 13 Mineral processing Quarrying Surface mining Waste rock/tailings storage 1. An activity listed in Rule 13 is a prohibited activity .	The activity status for mineral processing, quarrying, surface mining, and waste rock/tailing storage be non-complying.	Amend Rule 13 to read as follows: Rule 13 Mineral processing Quarrying Surface mining Waste rock/tailings storage 1. An activity listed in Rule 13 is a prohibited non-complying activity .
Section 32A: Natural Character of the Coastal Environment		
32A.2 High Natural Character Rule 11 Mineral processing Quarrying Surface mining Waste rock/tailings storage Underground mining (with surface expression) 1. An activity listed in Rule 13 is a prohibited activity .	The activity status for mineral processing, quarrying, surface mining, waste rock/tailing storage and underground mining be non-complying.	Amend Rule 11 to read as follows: Rule 13 Mineral processing Quarrying Surface mining Waste rock/tailings storage Underground mining (with surface expression) 1. An activity listed in Rule 13 is a prohibited non-complying activity .

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<p>32A.3 Outstanding Natural Character Rule 21 Afforestation Mineral processing Quarrying Surface mining Underground mining (with surface expression) Waste rock/tailings storage 1. An activity listed in Rule 21 is a prohibited activity.</p>	<p>The activity status for mineral processing, quarrying, surface mining, waste rock/tailing storage and underground mining be non-complying.</p>	<p>Amend Rule 21 to read as follows: Rule 21 Mineral processing Quarrying Surface mining Waste rock/tailings storage Underground mining (with surface expression) 1. An activity listed in Rule 21 is a prohibited non-complying activity.</p> <p>OR:</p> <p>Amend the activity status in Rule 21 for mineral processing, quarrying, surface mining, underground mining (with surface expression) and waste rock/tailings storage to non-complying.</p>
Section 37: Mining Activities (Rules)		
<p>37.4 Other Mining Activities Rule 3 Mineral processing Quarrying Surface mining Underground mining Waste rock/tailings storage 1. The activity status of an activity listed in Rule 3 is shown in Table 1.</p>	<p>Waste rock/tailings storage should have a non-complying activity status in the Conservation Zone.</p>	<p>That Table 1 be amended to provide for Waste rock/tailing storage as a non-complying activity in the Conservation zone.</p>