
In the matter of: Clauses 6 and 8 of Schedule 1 – Resource Management Act 1991 – Submissions on publicly notified plan change and variation – Proposed Plan Change 1 and Variation 1 to Waikato Regional Plan – Waikato and Waipa River Catchments

And: **Wairakei Pastoral Ltd**

Submitter

And: **Waikato Regional Council**

Local Authority

REBUTTAL EVIDENCE 2 OF DWAYNE CONNEL-MCKAY
Block 3 Hearing Topics – Mr Mayhew

Dated: 21 July 2019

REBUTTAL 2

BLOCK 3 HEARING TOPICS

Mr Mayhew

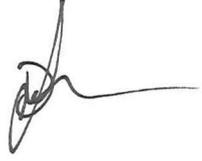
1. BACKGROUND

- 1 My name is **Dwayne Connell-McKay** I have the qualifications and experience recorded in my statement of evidence filed in relation to the Block 1 Hearing Topics.
- 2 My rebuttal evidence has been prepared in accordance with the Code of Conduct for expert witnesses as set out in Section 7 of the Environment Court of New Zealand Practice Note 2014.
- 3 Relevant to my expertise, I wish to rebut the evidence of Mr Mayhew for Waikato Regional Council (**WRC**).

2. MAKING REDUCTIONS IN DIFFUSE DISCHARGES VIA CATCHMENT WIDE RULES AND THE NRP

TOPIC C7. COMMERCIAL VEGETABLE PRODUCTION

- 4 Mr Mayhew recommends amendments to Rule 3.11.5.7 so that land use change for commercial vegetable production will be a non-complying activity in similar circumstances to farming activities. In my Block 2 evidence I recommended amendments to the PC1 provisions so that any land use change would not automatically trigger non-complying activity status for existing land use activities that will need to be consented at some time in the future under PC1, together with other amendments to PC1 designed to ensure that land use change should not be a non-complying activity where riparian margins are avoided, the use of Vulnerable Land is appropriately mitigated, and the relevant freshwater objectives for the Sub-catchment in Table 3.11-1 are met. Based on my previous evidence, I do not consider that Mr Mayhew's amendments to Rule 3.11.5.7 are appropriate.
- 5 Mr Mayhew also recommends amendments to Rule 3.11.5.5 to adopt a sub-catchment approach to consenting for commercial vegetable production. In my Block 2 evidence I recommended that PC1 should be amended generally to provide for a sub-catchment approach to consenting. I therefore support the extension of sub-catchment scale consenting to both farming activities and commercial vegetable production.

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right.

Dwayne Connell-McKay

Director-Thornton Environmental

21 July 2019