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Meridian Energy Limited

Relief Requested on Topic B Appeals & Section 274 Interests

Proposed Southland Water & Land Plan (PSWLP)

TOPIC B2 WATER QUALITY/DISCHARGE

Policy 13(1) Management of land use activities and discharges–Topic B2-Issue 3

Meridian requested relief:

Recognise that the use and development of Southland’s land and water resources, ~~including for primary production,~~ enables people and communities to provide for their social, economic and cultural wellbeing.

Policy 15B Improve water quality where standards are not met–Topic-B2-Issue 6

Meridian seeks retention of decisions version of Policy 15B

Policy 15C Maintaining and improving water quality after FMU process- Topic-B2-Issue 9

Meridian seeks the deletion of Policy 15C in its entirety:

~~*Policy 15C— Maintaining and improving water quality after FMU processes Following the establishment of freshwater objectives and limits under Freshwater Management Unit processes, and including through implementation of non-regulatory methods, improve water quality where it is degraded to the point where freshwater objectives are not being met and otherwise maintain water quality where freshwater objectives are being met.*~~

Appendix E-Topic B2- Issue 21

Meridian requested relief:

Appendix E – receiving Water Quality Standards

These standards apply to the effects of discharges following reasonable mixing with the receiving waters, unless otherwise stated. They do not apply to waters within artificial storage ponds such as effluent storage ponds or stock water reservoirs or to temporarily ponded rainfall.

The standard for a given parameter will not apply in a lake, river, artificial watercourse or modified watercourse or natural wetland where:

(a) due to natural causes, that parameter cannot meet the standard, or

(b) any ancillary activity associated with due to the effects of the maintenance and/or operation of the Manapōuri hydro electric generation scheme that alters natural flows, that parameter cannot meet the standard where the discharge results in only a temporary change to the quality of the water.

TOPIC B3 WETLANDS

Rule 51 Minor diversions of water-Topic B3-Issue 3

Meridian seeks retention of decisions version of Rule 51

Rule 74 Wetlands-Topic B3-Issue 8

Meridian seeks retention of decisions version of Rule 74

TOPIC B6 INFRASTRUCTURE

Policy 26 Renewable energy-Topic B6-Issues 1, 2, 12

Meridian requested relief:

Policy 26 – Renewable energy

Recognise and provide for the national and regional significance of renewable electricity generation activities (including the existing Manapōuri hydro-electric generation scheme in the Waiau catchment), the national, regional, and local benefits of renewable electricity generation activities, the need to locate the generation activity where the renewable energy resource is available, and the practical constraints associated with its development, operation, maintenance and upgrading, when:

1. allocating surface water for abstraction, damming, diversion, and use; and
2. considering all resource consent applications for surface water abstractions, damming, diversion, and use; and
3. considering uses of land, use of the beds of lakes and rivers and discharge of contaminants or water to water or land for, or which may impact on, renewable electricity generation activities.

Rule 52A Manapōuri Hydro-electric Generation Scheme-Topic B6-Issues 15, 17,18,19

Meridian requested relief:

Rule 52A – Manapōuri Hydro-electric Generation Scheme

(a) Despite any other rules in this Plan, any activity that is part of the Manapōuri hydro-electric generation scheme~~[s]~~, for which consent is held and which is the subject of an application for a new consent for the same activity and is:

- (i) the taking or use of water; or
- (ii) the discharge of water into water or onto or into land; or
- (iii) the discharge of contaminants into water or onto or into land; or
- (iv) the damming or diversion of water;

is a controlled activity provided the following conditions are met:

(1) the application is for the replacement of an expiring resource consent pursuant to section 124 of the Act; and

~~(2) the application complies with relevant flow and/or allocation regimes that have been established through an FMU process for the Waiau FMU; and~~

~~(3) the applicant has requested that the application be publicly notified.~~

~~(2) where the replacement consent is for the taking or use of water, the rate of take and volume is not increasing, and the use of water is not changing; and~~

~~(3) where the replacement consent is for the taking or use of water, the rate of take and volume complies with any relevant flow and level regimes set out in this Plan.~~

The Southland Regional Council will reserve the exercise of its control to the following matters over which control is reserved are:

1 ~~the volume and rate of water taken, used, diverted or discharged and the timing of any take, diversion or discharge, including how this relates to generation output mitigation or remediation measures to address adverse effects on the environment; (including effects on mahinga kai, taonga species and Ngāi Tahu cultural values) except for changes or alterations to:~~

~~(i) the controls for the take, use, damming, diversion, discharge or allocation of water set by this Plan;~~

~~(ii) relevant water quality standards or limits set by this Plan; and~~

2 ~~any effects on river flows, wetland and lake water levels, aquatic ecosystems and water quality; the collection, recording, monitoring, reporting and provision of information concerning the exercise of consent, and~~

3 ~~mitigation or remediation measures to address adverse effects on the environment~~ lapse period, duration of consent and consent review requirements; and

4. the benefits of renewable electricity generation.

~~An application for resource consent under Rule 52A(a) will be publicly notified.~~

(b) Despite any other rules in this Plan, any activity that is part of the Manapōuri hydro-electric generation scheme for which consent is held and which is the subject of an application for a new consent for the same activity and is not a controlled activity in Rule 52A (a) is a discretionary activity

is:

~~(i) the taking or use of water; or~~

~~(ii) the discharge of water into water or onto or into land; or~~

~~(iii) the discharge of contaminants into water or onto or into land; or~~

~~(iv) the damming or diversion of water;~~

~~that does not meet one or more of the conditions of Rule 52A(a) is a non-complying activity.~~