Draft first set of National Planning Standards

SUBMISSION FORM

The Government is seeking views on the draft first set of National Planning Standards.


Submissions close at 5:00 pm on Friday 17 August 2018.

Making a submission

You can provide feedback in three ways:

1. Use the online submission form available at http://www.mfe.govt.nz/consultation/draft-national-planning-standards. This is our preferred way to receive submissions.
2. Complete this submission form and send it to us by email or post.
3. Write your own submission and send it to us by email or post.

Publishing and releasing submissions

All or part of any written submission (including names of submitters) will be published on the Ministry for the Environment’s website www.mfe.govt.nz. Unless you clearly specify otherwise in your submission, we will consider that you have consented both your submission and your name being posted to the Ministry’s website.

Contents of submissions may be released to the public under the Official Information Act 1982 following requests to the Ministry for the Environment. Please advise if you have any objection to the release of any information contained in a submission and, in particular, which part(s) you consider should be withheld, together with the reason(s) for withholding the information. We will take into account all such objections when responding to requests for copies of, and information on, submissions under the Official Information Act.

The Privacy Act 1993 applies certain principles about the collection, use and disclosure of information about individuals by various agencies, including the Ministry for the Environment. It governs access by individuals to information about themselves held by agencies. Any personal information you supply to the Ministry in the course of making a submission will be used by the Ministry only in relation to the matters covered by this consultation. Please clearly indicate in your submission if you do not wish your name to be included in any summary of submissions that the Ministry may publish.
Submission form

The questions below are a guide only and all comments are welcome. You do not have to answer all of the questions. To ensure your point of view is clearly understood, please explain your rationale and provide supporting evidence where appropriate. The structure of this form is in line with the draft first set of national planning standards as shown in the overview section tables 1 and 2.

Contact information

<table>
<thead>
<tr>
<th>Name*</th>
<th>Nic Quilty</th>
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<tbody>
<tr>
<td>Organisation (if applicable)</td>
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Submitter type*

- Individual
- NGO
- Business / Industry
- Local government
- Central government
- Iwi
- Other (please specify) - WasteMINZ Disposal to Land Sector Group

* Questions marked with an asterisk are mandatory.

Draft first set of National Planning Standards

1. Do you support the draft first set of National Planning Standards?

   ☒ Yes
   ☐ No
The WasteMINZ Disposal to Land Sector Group supported the development of a standardised plan format and definitions and the objectives to reduce compliance costs and complexity in planning processes.

With respect to disposal land, the Sector Group is supportive of the introduction of a standard definition for landfill and cleanfill, but are keen for these definitions to be consistent with the requirements of the Waste Minimisation Act and the Technical Guidelines for Disposal to Land. This consistency will help when the Ministry for the Environment seeks to extend the levy to a broader range of disposal facilities.

2. CM-1: Definitions standard

We agree that the drafting principles are suitable. We have provided comment on definitions relating to facilities for disposal to land below.

a. Individual definition

Cleanfill and landfill

The Draft National Planning Standards should have the same definitions for the terms cleanfill and landfill that are in the Technical Guidelines for Disposal to Land.

The new definitions include:

Cleanfill means an area used for the disposal of exclusively inert, non-decomposing material

Landfill means the use, or the previous use, of land for the primary purpose of the disposal of waste

Both of these definitions are inconsistent with the definitions in the Technical Guidelines for Disposal to Land, which are:

Clean fill: A Class 5 landfill. Accepts only clean fill material, including clean excavated natural materials.

Landfill: A waste disposal site used for the controlled deposit of solid wastes onto or into land.

The Technical Guidelines for Disposal to Land also has a definition for clean fill material:

Virgin excavated natural materials (VENM) such as clay, soil and rock that are free of:
- combustible, putrescible, degradable or leachable components;
- hazardous substances or materials (such as municipal solid waste) likely to create leachate by means of biological breakdown;
- products or materials derived from hazardous waste treatment, stabilisation or disposal practices;
- materials such as medical and veterinary waste, asbestos, or radioactive substances that may present a risk to human health if excavated;
- contaminated soil and other contaminated materials; and
- liquid waste.
When discharged to the environment, clean fill material will not have a detectable effect relative to the background.

Infrastructure

The NPS proposed to adopt the same meaning for infrastructure as contained in section 2.0 of the RMA. We note that this definition does not specifically mention waste disposal networks.

The efficient and safe management and disposal of residual waste from residents and businesses is of critical importance to the functioning of New Zealand. Waste is generated by both residential households and businesses as well as through construction activity. The function and growth of New Zealand cannot be supported if there is no infrastructure in place to deal with waste generated. There would be serious adverse effects on the social and economic wellbeing of NZ if waste network infrastructure was not in place and it deserves recognition for the critical functioning and enabling role it plays in supporting communities.

Given the country wide importance of waste disposal networks we recommend that they are added to the definition.

b. Additional definitions

We also recommend that a separate definition is provided for a Closed Landfill. There is an important difference between an active operating landfill and a closed landfill that no longer accepts waste but still has site restoration and aftercare responsibilities. Provisions will be required for specifically managing closed landfills, rather than relying on one set of provisions to cover both operating and closed landfills. A definition is required to enable these provisions to be effective as follows:

Closed Landfill: A landfill which is no longer accepting solid waste for disposal.

3. S-RPS: Regional policy statement structure standard

a._ Click here to enter text._ Parts 3 and 4 = Core policy statement provisions

b._ Part 5 = Evaluation and Monitoring

4. S-RP: Regional plan structure standard

Click here to enter text.

a._ Parts 3, 4 and 5 = Core plan provisions

b._ Part 6 = Evaluation and Monitoring
5. **S-DP:** District plan structure standard
   
6. **S-CP:** Combined plan structure standard
   
7. **S-IGP:** Introduction and general provisions standard – Part 1 of all plans and policy statements
   
   a. **Introduction chapter**
   
   b. **How plan works chapter**
   
   c. **Interpretation**
   
   d. **Plan integration**
   
   e. **Formation of standards with tangata whenua**
   
   f. **National direction**
   
8. **S-TW:** Tangata whenua structure standard – Part 2 of all plans and policy statements
a. Recognition of iwi/hapū chapter
   Click here to enter text.

b. Tangata whenua-local-authority relationships chapter
   Click here to enter text.

c. Iwi and hapū planning documents chapter
   Click here to enter text.

d. Consultation chapter
   Click here to enter text.

e. Use of te reo Māori
   Click here to enter text.

9. S-SD: Strategic direction structure standard—Part 3 of District plans
   Click here to enter text.

10. S-DWM: District wide matters standard—Part 4 of District plans
    Click here to enter text.

    a. Natural Environment Values Chapter
       Click here to enter text.
    
    b. Environmental Risks Chapter
       Click here to enter text.
    
    c. Community Values Chapter
       Click here to enter text.
    
    d. Infrastructure and Energy Chapter
       Click here to enter text.
    
    e. Subdivisions Chapter
       Click here to enter text.
    
    f. General District Wide Matters Chapter
       Click here to enter text.

11. S-ASM: Draft area specific matters standard—Part 5 of District plans, Part 6—Combined plans
    Click here to enter text.

    a. Zone framework (individual and range)
b. Purpose statements

Clic here to enter text.

c. Additional special purpose zones and criteria

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d. Precincts chapter

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e. Development areas chapter

Click here to enter text.

f. Designations chapter

Click here to enter text.

12. S-SAM: Schedules, appendices and maps standard—Part 6—Regional policy statements, Part 7—Regional plans, Part 6—District plans, Part 8—Combined plans

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13. F-1: Electronic accessibility and functionality standard

Click here to enter text.

a. Standard baseline requirements

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b. Level 5 requirements

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14. F-2: Mapping standard

Click here to enter text.

a. Zone colour palette

Click here to enter text.

b. Symbology

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15. F-3: Spatial planning tools (Regional) standard

Click here to enter text.
a. Range of tools
   Click here to enter text.

b. Zone
   Click here to enter text.

c. Overlay
   Click here to enter text.

d. Specific control
   Click here to enter text.

e. FMU
   Click here to enter text.

f. Airshed
   Click here to enter text.

g. Area
   Click here to enter text.

16. F-4: Spatial planning tools (District) standard
   Click here to enter text.

a. Range of tools
   Click here to enter text.

b. Zone
   Click here to enter text.

c. Overlay
   Click here to enter text.

d. Precinct
   Click here to enter text.

e. Specific control
   Click here to enter text.

f. Development areas
   Click here to enter text.
17. F-5: Chapter form standard
   a. Chapter form
   b. Rules
   c. Rule tables

18. F-6: Status of rules and other text and numbering form standard
   a. Status of rules and other text
   b. Numbering

19. CM-2: Draft noise and vibration metrics standard
   a. Technical support

20. Implementation
   a. ePlanning implementation
   b. Timing
   c. Support
   d. District plan structure guidance
e. Regional policy statement and regional plan structure guidance

f. District plan spatial planning tools and zone framework guidance

g. Regional plan and policy statement spatial tools guidance

h. Chapter form and status of rule and other text numbering guidance

i. Additional guidance materials required

21. Future content for standards

a. Utilities provisions

22. Do you have any further comments you wish to make about the Government’s proposal?

No further comments

Releasing submissions

Your submission may be released under the Official Information Act 1982 and will be published on the Ministry’s website. Unless you clearly specify otherwise in your submission, we will consider that you have consented to both your submission and your name being posted on the Ministry’s website.

Please check this box if you would like your name, address, and any personal details withheld.

Note that the name, email, and submitter type fields are mandatory for you to make your submission.

When your submission is complete

If you are emailing your submission, send it to PlanningStandards@mfe.govt.nz as a:
If you are posting your submission, send it to National Planning Standards, Ministry for the Environment, PO Box 10362, Wellington 6143.

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