

Resource Management Plan – Summary sheet – Environment Southland as at August 2007

Note: The way the Air Plan is written means that application by farmers actually is not permitted or covered by this Plan (Refer Explanation to Rule 6.5.8). This in effect means that the farmers are contravening the RMA because a discharge to air needs to be authorised either through a Regional Plan or a resource consent. The Fresh Water Plan only permits applications where the discharge is to land and may enter water. Therefore a farmer needs to make sure they are complying with the Fresh Water Plan to ensure that they are covered in any complaint or incident.

Relevant Plan	Regional Air Quality Plan for Southland Regional Freshwater Plan
Status of Plan	Air Plan - Operative Fresh Water Plan – Proposed – awaiting decisions and appeals (could change)
Relevant rules	Air Plan - 6.5.6, - Aerial application 6.5.8 – Ground application by trade applicators Freshwater - Plan Rules 4 (discharge of agrichemicals onto or into surface water) and 5 (discharge of agrichemicals onto land where they may enter water)
Any relevant Appendix	Appendix F Water Plan –Good Spray Management Practices
Any relevant definitions	Air Plan - Agrichemical Notification Fresh Water Plan - Agrichemical Water Waterbody
Any prohibited rules	

Definitions

Agrichemical – For the purposes of Rule 6.5.6 and 6.5.8 of this Plan agrichemical means any algicide, bactericides, fungicides, herbicides, insecticides, miticides, molluscicides, nematocides, pesticides

Agrichemical (from NZS 8409 Management of Agrichemicals) (Freshwater Plan): Any substance, whether inorganic or organic, man-made or naturally occurring, modified or in its original state, that is used in any agriculture, horticulture or related activity, to eradicate, modify or control flora and fauna. For the purposes of this Plan, it includes agricultural compounds, but excludes fertilisers, vertebrate pest control products and oral nutrition compounds.

Notification – Means either direct individual contact or formal public notification in a Public Notices column

Water –

(a) Means water in all its physical forms whether flowing or not and whether over or under the ground.(b) Includes fresh water.

(c) Does not include water in any form while in any pipe, tank or cistern.

Water body - Fresh water or geothermal water in a river, lake, stream, pond, wetland, or aquifer, or any part thereof, that is not located within the coastal marine area.

Air Plan – Rule 6.5.6 and 6.5.8

Permitted activity conditions	What the local Plan requires – include references to the part of the rule
Type of use	
Area of use	
Nature of applicator	6.5.6 Aerial application 6.5.8 Trade applicators – defined in explanation as being who undertake the ground application of chemicals as a trade for income. Private individuals not covered by Air Plan
Certain agrichemicals	
Comply with manufacturers instructions	
Drift beyond the boundary	Does not have an adverse effect due to drift beyond the targeted area
Status of NZS8409	In the explanation (not part of the rule): Applicators accredited by the Agrichemical Education Trust are required to comply with the Agrichemical Users' Code of Practice
Qualifications or training	
Notification	6.5.8 b) All adjoining owners or occupiers immediately adjacent to the site being sprayed are notified at least 24 hours but not more than 30 days prior to the application commencing. 6.5.6 c) all adjoining landowners or occupiers who are also within 500 metres of the perimeter of the application site are notified at least 24 hours but not more than 30 days prior to the application.
Spray Plan	
Signage	
Records	
Public places or amenity areas or sensitive areas	The application does not affect any dwelling
Storage	
Mixing sites	
Applications to or near water	
Disposal	

Fresh Water Plan - Rule 5 Discharge of agrichemical to land where they may enter water

Permitted activity conditions	What the local Plan requires – include references to the part of the rule
Type of use	Discharges of agrichemicals to land which are applied in situations where they, or contaminants resulting from their breakdown, may enter water.
Area of use	The discharge of agrichemicals and any associated wetting, antifoaming, antidrift and marker dyes onto or into land where they may enter water is a permitted activity provided the following conditions are met:
Nature of applicator	
Certain agrichemicals	(a) The agrichemical is approved for use within New Zealand under the Hazardous Substances and New Organisms Act 1996, does not persist in the environment and does not bioaccumulate within organisms.
Comply with manufacturers instructions	
Drift beyond the boundary	(b) all practicable measures are taken to minimise spray drift beyond the target area.
Status of NZS8409	(in the explanation which is not part of the rule) Compliance with the New Zealand Standard 8409 (Management of Agrichemicals) is a means of minimising the adverse effects of agrichemical application and complying with the conditions of this rule.
Qualifications or training	
Notification	(c) any person who is likely to be directly affected by the discharge must be notified prior to the discharge occurring.
Spray Plan	
Signage	
Records	
Public places or amenity areas or sensitive areas	The discharge does not take place onto or into land where it may enter water within Natural State Waters, or onto or into land where it may enter the Protected Waters ⁷ of the Water Conservation (Mataura River) Order.
Storage	
Mixing sites	
Applications to or near water	
Disposal	