

Resource Management Plan – Summary sheet – Tasman District Council as at August 2007

Relevant Plan	Tasman Resource Management Plan (TRMP)														
Status of Plan	Partly Operative – agrichemical rules are operative														
Relevant rules	Rule 36.6.2 Discharge of Pesticides to Land, Water or Air Rule 16.7.3 Storage of Hazardous substances Rule 36.6.4A Discharge of contaminants from outdoor burning														
Any relevant Appendix	Guidelines for outdoor burning Guidelines for storage of hazardous substances														
Any relevant definitions	<table> <tr> <td>Adjoining land</td> <td>Hazardous facility</td> </tr> <tr> <td>Boundary</td> <td>Outdoor burning</td> </tr> <tr> <td>Contractor</td> <td>Pesticide</td> </tr> <tr> <td>Growsafe agrichemical rating</td> <td>Shelter belt</td> </tr> <tr> <td>Growsafe Standard Certificate</td> <td>Spray belt</td> </tr> <tr> <td></td> <td>Storage</td> </tr> <tr> <td></td> <td>Use</td> </tr> </table>	Adjoining land	Hazardous facility	Boundary	Outdoor burning	Contractor	Pesticide	Growsafe agrichemical rating	Shelter belt	Growsafe Standard Certificate	Spray belt		Storage		Use
Adjoining land	Hazardous facility														
Boundary	Outdoor burning														
Contractor	Pesticide														
Growsafe agrichemical rating	Shelter belt														
Growsafe Standard Certificate	Spray belt														
	Storage														
	Use														
Any prohibited rules															

Definitions

Adjoining land – includes land that is separated from any other land only by a title boundary, road, drain, water race, river or stream.

Boundary – means any boundary of the net area of the site and includes any road boundary, side or internal boundary

Contractor – in relation of discharge of pesticides, means any person who, by agreement with the owner, occupier, or manager of any land, applies or causes to be applied any pesticide for hire or reward, but does not include any employee, owner, occupier, or manager of or in relation to the land to which the pesticide is to be applied.

Growsafe agrichemical rating – means a rating that is administered by the NZ Agrichemical Education Trust and is awarded to pilots after successful completion of the GROWSAFE® training course for pilots carrying out aerial application of pesticides.

Growsafe Standard Certificate – means a certificate that is administered by the NZ Agrichemical Education Trust, and is awarded following successful completion to the GROWSAFE® Standard training course.

Hazardous Facility – means any activity on a site involving the use, storage, or disposal of any hazardous substance, and includes any installation or vehicle parked on the site that may contain any hazardous substance. A list of exemptions is given in the plan

Outdoor burning – means the open combustion of any material in the open air, and includes any fire or bonfire or burning of material in a drum or incinerator where there is no chimney stack nor provision to control air flow to the fire.

Pesticide – means any substance that is used to eradicate, modify or control flora or fauna that:

- a) is a hazardous substance under the Hazardous Substances and New Organisms Act 1996 having any of the following intrinsic properties:
 - i) toxicity (including chronic toxicity)
 - ii) ecotoxicity (with or without bioaccumulation); or

- b) on contact with air or water generates a substance which has any of these properties; and includes herbicides and fungicides but excludes any fertiliser or animal remedy.

Shelter belt – means a line or area of vegetation which at maturity, will be three metres or more in height and which is established to provide shelter from weather and includes a spray belt.

Spray belt – means a line of vegetation which at maturity is:

- a) a minimum of one metre thick; and
- b) a minimum of six metres high; and
- c) a mixture of species, including one or more evergreen species; and
- d) semi permeable with a porosity of no more than 50 %; and
- e) more than one row of plantings.

Note: the spray belts will need to be higher than the height at which a pesticide discharge occurs, and where this is more than 6 metres, other Plan rules that regulate the height of spray belts and shelter belts will also apply.

Storage – in relation to hazardous substance, means the containment of a substance or mixture of substances, either above ground or underground, and includes the filling and emptying of containers. ‘Storage’ does not include substances in use or oil used as a heating or cooling medium in enclosed systems.

Use – in relation to any hazardous substance, means the manufacturing, processing or handling of a substance or mixture of substances without necessarily changing the physical state or chemical structure of the substance. ‘Use’ includes mixing, blending and packaging operations, but does not include the filling or drawing of substances from bulk storage tanks, unless the processing is permanently connected to the bulk storage and does not include loading out and dispensing of petroleum products.

Permitted activity conditions	What the local Plan requires – include references to the part of the rule
Type of use	36.6.1 The discharge of pesticides to land, water or the air.
Area of use	b) Applications on land open for lawful public access, including any road, public park or reserve, except by hand held method when adjacent to boundary.
Nature of applicator	
Certain agrichemicals	
Comply with manufacturers instructions	a)The pesticide is prepared and applied in such a manner that does not exceed any rate (including equivalent rate per hectare), or contravene any other requirement specified on the product label.

Permitted activity conditions	What the local Plan requires – include references to the part of the rule
Drift beyond the boundary	<p>g) No drift over any adjoining property that is:</p> <ul style="list-style-type: none"> - school, early childhood facility or their grounds - place of public assembly inc public parks - BioGro registered prior to discharge activity - Dwellings or within 30 metres of. <p>j i) b) No discharge when wind more than 15 kms /hr</p> <p>j ii) No discharge point closer than 30 metres where there is likely to be drift.</p> <p>j iii) Ensure that there is a spray belt on the boundary of adjoining property where drift may occur – except where mutually agreed arrangements</p>
Status of NZS8409	
Qualifications or training	<p>e) Contractors must have a GROWSAFE® Registered Chemical Applicators Certificate <i>or similar</i> or under supervisions of person with those qualifications.</p> <p>j) i) a) When wind condition are such that drift may occur to adjoining properties then GROWSAFE® Standard Certificate is required.</p>
Notification	<p>h) Must notify adjoining property within 30 metres of point of discharge (other than those in g)) when wind conditions are such that drift may occur to adjoining properties.</p> <p>List of matters specified, including time given in the rule.</p>
Spray Plan	Notification requirements specify information to be made available
Signage	j i) c) When likely to be drift signs must be on roads adjacent.
Records	f) Records to be kept for all applications other than hand held and wok booms. Specifies matters to be recorded. Records for complying with GROWSAFE® will be accepted as compliance with TDC requirements.
Public places or amenity areas or sensitive areas	d) No discharge into water supply catchment areas or any roof or water collection structure.
Storage	Storage means a hazardous facility. Under Rule 16.7 A hazardous facility is a permitted activity that may be undertaken without a resource consent, if it complies with the specified conditions: However adherence to NZS8409:1999 the Code of Practice for the Management of Agrichemicals (or more recent edition) is a means of compliance
Mixing sites	
Applications to or near water	c) No discharges to onto or into any water body or in such a way that there will be drift or run off to water body or coastal water – unless specific for use in water.
Disposal	Rule 36.3.4A k) Outdoor Burning of agrichemical containers permitted where they are triple rinsed and 2 or 4 recycling triangle is on the container, except where a product stewardship programme is in place – eg AgRecovery in which case no plastic is to be burnt.