

Your Comment on the Southland Wind Farm project

Please include all the contact details listed below with your comments and indicate whether you can receive further communications from us by email to substantive@fasttrack.govt.nz.

1. Contact Details			
Please ensure that you have authority to comment on the application on behalf of those named on this form.			
Organisation name (if relevant)	Southland District Council		
First name	Elizabeth		
Last name	Hovell		
Postal address	Southland District Council, PO Box 903, Invercargill 9840		
Home phone / Mobile phone	██████████	Work phone	██████████
Email (a valid email address enables us to communicate efficiently with you)	██		

2. We will email you draft conditions of consent for your comment			
<input checked="" type="checkbox"/>	I can receive emails and my email address is correct	<input type="checkbox"/>	I cannot receive emails and my postal address is correct

Please provide your comments below, include additional pages as needed.

Thank you for the opportunity to comment on the draft conditions of consent for the Southland Wind Farm.

Overall, Southland District Council has appreciated the efforts of the Applicant to develop robust conditions of consent to manage their environmental obligations and their engagement with Council around this process.

Council is also grateful for the efforts of the panel around the codification of the conditions to a greater extent, particularly given the time constraints under which you are operating. Council are particularly supportive of the changes to structure of conditions, the use of more certain terminology and the inclusion of additional timeframes and instruction on certification process where these may have been lacking.

To enable the further refinement of these conditions for the final decision we have identified a number of areas where additional amendments may be appropriate for your consideration in the following tables.

General Comments	
Codification of numbering / format	<p>Council is supportive of the increased codification of the conditions and standard numbering system. We note that this has not been comprehensively applied throughout the document which we assume is due to time constraints.</p> <p>To assist the panel we have identified the following conditions that could have the same approach adopted for consistency if time allows:</p> <p>G6B, G6C, G7, G10, G11, G13</p> <p>MP2, MP3, MP7, MP9A</p> <p>WF17</p> <p>CM5, CM13, CM14, CM20, CM21</p> <p>NO5</p> <p>EC4B, EC5, EC7, EC11B, EC14, EC21, EC29, EC32, EC33, EC38D, EC49, EC50, EC53, EC62, EC76, EC77, EC79, EC79F, EC80</p> <p>SC2, SC3</p> <p>TR2, TR2A, TR6</p> <p>TW1, TW3, TW5, TW6, TW9, TW10</p>

Specific Comments	
RC.10	<p>The cross references to the specific conditions relevant to Southland District Council should be amended to:</p> <p>Delete WF9 as this condition has been removed.</p> <p>Include CM9. Condition CM9 relates to the removal of materials after maintenance works and is relevant to territorial authorities as well as regional authorities. RC.11 includes CM9.</p>
Condition Index	<p>The condition index should be amended to identify Condition CM4 as relevant to territorial authorities</p>
Definitions/ Abbreviations	<p>JPWMP Jedburgh Plateau Water Management Plan should be included in the index of definitions and abbreviations</p>

MP1	Council is supportive of the requirement for management plans to be prepared 75 days prior to the commencement of construction activities.
MP5	<p>Council supports the provision of management plans to Council at the same time these plans are being peer reviewed and prior to the certification required under MP6. This will help Council to engage in this process.</p> <p>Council also supports the inclusion of a timeframe for the Independent Management Plan Reviewer to produce a report on the proposed management plan to provide certainty for the Consent Holder and Consent Authority(s).</p>
MP6	Council supports the refinement of the management plan certification conditions and the inclusion of MP6.3 requiring a document outlining what amendments and additions have been made to the management plan(s) in response to comments or suggestions. This will assist Council to understand how the Consent Holer has responded to identified issues and facilitate a timely certification process.
MP7	Council supports the provision of management plans to lwi prior to consideration by an independent peer reviewer as this may enable potential issues to be resolved before time has been invested in reviewing / certifying processes. The inclusion of a timeframe in which lwi must provide feedback is considered appropriate. MP7 could be formatted using a numeric system consistent with MP6 and MP8.
MP9	Council supports the inclusion of MP9.2 to clarify that the action to which the management plan relates must not start until written certification of the management plan has been obtained.
MP9A	Council is supportive of the inclusion of MP9A clarifying that management plans must be in general accordance with the draft management plans that formed the application, and the inclusion of the specific exceptions to enable deviation from this form for more stringent management approaches, to better align with consent conditions, or to incorporate the requirements of the independent peer reviewer or identified stakeholders.
MP11	Council is supportive of the changes to Condition MP11 requiring inclusion of the Department of Conservation and lwi in any material changes to management plans.
MP12	Council is supportive of the inclusion of Condition MP12 explaining the relationship of the Management Plan Table to the conditions.

WF22	Council is supportive of the inclusion of Condition WF22.3 requiring the provision of 'before' photographs of the area where concrete batching plants were located prior to their commissioning to enable comparison.
WF24B	Council is supportive of the additional time provided for surveyors to provide a determination of the final height and position of wind turbines and the provision of this information to Council following completion of all the turbines. A five (5) day timeframe may result in accidental non-compliance in the event weather conditions or other factors were not conducive to this work being completed.
WF26	Council is supportive of the restructuring of Condition WF26 to provide greater clarity around the process for consulting with landowners regarding the mitigation of visual effects. Council is supportive of the inclusion of Condition WF26.2(b) including additional consultation with landowners regarding the visual effects six months after the completion of the construction of the project.
CM3	Council queries whether Condition CM3.4.d.x should be a higher order point i.e. CM3.4.e? It addresses the management of temporary laydown areas rather than fill disposal sites identified under CM3.4.d.
CM4	Council supports the amendments to Condition CM4.1 recognising that site or activity specific management plans may need to be certified by territorial authorities.
CM27	Council supports the inclusion of Condition CM27.3.g to include reporting on details of the contributions and distribution of funds by the consent holder.
CM28	Council supports the inclusion of Condition CM28.2 specifying that engineering survey plans and sections of other Site earthworks must be provided to Council in addition to as-built plans.
DT2	Council supports the inclusion of Conditions DT2.3.c and DT2.3.ca to provide greater detail regarding the requirements for rehabilitation and revegetation following decommissioning activities. These amendments provide greater clarity around the works required for rehabilitation and revegetation to be successful.
DT3	Council supports the inclusion of Condition DT3.2 requiring the provision of a report summarising compliance with the decommissioning management plan to be provided to the relevant authorities on completion.

NO8	Council supports the inclusion of Condition NO8.3 which adds a timeframe for the implementation of remedial actions and mitigation in the event that noise is found to be non-compliant with Condition NO5. This provides greater certainty to all parties regarding the time in which breaches of noise limits must be remedied.
EC15	Council supports the amendment of Condition EC15.3 to require compliance reporting to continue until the completion of project construction rather than the completion of Lizard Salvage as this will identify if lizards are affected by other construction activity following the capture / salvage process.
EC18	Council supports the amendment of Condition EC18 as they provide greater clarity around the purpose of research funding and provides evidence of this mitigation being addressed to territorial authorities.
EC29	Council notes that EC29e-g. reference pre-construction avifauna monitoring and Condition EC30 that required pre-construction avi-fauna survey. As noted below these appear inconsistent with the deletion of Condition EC30 as noted below.
EC29A	EC29A.5 cross references Condition MP8. Council suggests this reference should possibly be MP7?
EC30	Council notes that Condition EC30 requiring pre-construction avi-fauna surveys has been deleted. It is unclear if this is intentional as references to pre-construction avi-fauna surveys and to Condition EC30 remain in other conditions and this appears to be an important exercise to establish the baseline against which other monitoring is compared.
EC36	Council notes that Condition EC36.2 and the advice note references the pre-construction monitoring methodology described in now removed condition EC30.
EC38	Council supports the amendment of Condition EC38.4 to clarify the process in the event that a district council does not consider a nominated expert to be appropriate.
SC9	Council considers the Community Liaison Group will play a useful role in maintaining a positive relationship between the applicant and the community and will assist in managing the effects of activities site. Council supports the addition of Condition SC9.3 to clarify the process required to maintain representation on the Community Liaison Group.
SC10	Council supports the inclusion of Condition SC10.6 to provide greater transparency around how the community benefit fund will be distributed.

TR2	Council supports the amendment of Condition TR2.e.iv to include the management of noise emissions from delivery vehicles transporting over dimension or over weight loads to the site in the CTMP, including specific mitigation measures to address adverse noise effects.
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Thank you for your comments