

List of amendments made to implement the Resource Management (National Environmental Standards for Plantation Forestry) Regulations 2017 – published September 2018

Provision		Amendment
Chapter 1 – Introduction and Interpretation		
1	Definitions - Earthworks	Amendment to definition of <i>earthworks</i> to include an additional exclusion, point 6 and another note, Note 3. Amendment to provide consistency with 'earthworks' as defined in and regulated by the <i>NESPF</i> .
2	Definitions – Farming	Amendment to definition of <i>'farming'</i> to exclude <i>'plantation forestry'</i> . New definition of <i>'plantation forestry'</i> provided for in Chapter 1 as defined and regulated by <i>NESPF</i> .
3	Definitions – Farm and Forestry Track(s)	Amendment to definition to remove reference to <i>'Forestry Track(s)'</i> . Defined term will become <i>'Farm Track(s)'</i> . New definition of <i>'Forestry track'</i> provided in Chapter 1 as defined by the <i>NESPF</i> .
4	Definitions – Forestry track	New defined term added in accordance with the <i>NESPF</i> .
5	Defined term – Indigenous vegetation	Amendment to definition of <i>'indigenous vegetation'</i> . Exclusion to defined term where it is defined and regulated by the <i>NESPF</i> .
6	Defined term – NESPF	Defining abbreviated <i>NESPF</i> to mean the Resource Management (National Environment Standards for Plantation Forestry) Regulations 2017.
7	Defined term – Notional Boundary(ies)	Definition amended to be consistent with the <i>NESPF</i> .
8	Defined term – Plantation Forestry	Definition amended to be consistent with the <i>NESPF</i> .
9	Defined term – Shelter Belt	Amendment to definition of <i>'Shelter Belt'</i> . Exclusion to defined term where it is a 'shelter belt' as defined in and regulated by the <i>NESPF</i> .
Chapter 3 – Natural Environment		
1	Rule 3A.1.2	Amend Rule 3A.1.2 to add another note, being Note 2. Amendment to implement <i>NESPF</i> .
2	Rule 3A.1.4	Amend Rule 3A.1.4 to add another note, being Note 2. Amendment to implement <i>NESPF</i> .
3	Rule 3A.1.4	Amend standard 2 h) to delete reference to <i>'plantation forestry'</i> . Amendment to implement <i>NESPF</i> .
4	Rule 3A.1.8	Amend Rule 3A.1.8 e) to delete reference to 'plantation forestry tracks'. Amendment to implement <i>NESPF</i> .
5	Rule 3A.2.1	Amend Rule 3A.2.1 to delete reference to 'plantation forestry tracks'. Amendment to implement <i>NESPF</i> .
6	Rule 3A.2.1	Amend Rule 3A.2.1 'Note' to delete reference to 'plantation forestry tracks'. Amendment to implement <i>NESPF</i> .
7	Rule 3A.3.5	Amend Rule 3A.3.5 to reference <i>'plantation forestry'</i> as defined and regulated by the <i>NESPF</i> .
Chapter 7 – Rural Zones		
1	Rule 7A.1.2	Amend Rule 7A.1.2 to delete reference to 'planting and maintenance of plantation forestry'. Amendment to implement <i>NESPF</i> .
2	Rule 7A.1.2	Amendment to standard 1 and 1 c) to delete reference to 'plantation

		forestry'. Deletion of standard 1 e) and standard 2. Amendment to implement <i>NESPF</i> .
3	Rule 7A.1.3	Delete Rule 7A.1.3, standard 1 and the associated 'Note'. Amendment to implement <i>NESPF</i> .
4	Rule 7A.1.5	Delete reference to 'forestry tracks'. Amendment to implement <i>NESPF</i> .
5	Rule 7A.2.1	Delete Rule 7A.2.1, 'Note' and the Matters over which Council reserves control. Amendment to implement <i>NESPF</i> .
6	Rule 7A.3.10	Delete Rule 7A.3.10 and the Matters over which Council reserves control. Amendment to implement <i>NESPF</i> .
Chapter 8 – Open Space and Private Recreation and Leisure Zones		
1	Rule 8.1.6	Delete standard 1 and standard 2 entirely. Amendment to implement <i>NESPF</i> .
2	Rule 8.3.2	Delete standard 1 a), b), c), e), g) and h). Delete points 2, 3, 5, 6, 7 from Matters over which Council will restrict its discretion and renumber. Amendment to implement <i>NESPF</i> .
Chapter 12 – General Provisions		
1	Rule 12D.1.2	Amend Rule 12.D.1.1 to exclude <i>plantation forestry</i> activities that are regulated under the <i>NESPF</i> .
2	Rule 12D.1.12	Amend Rule 12.D.1.12 to exclude <i>plantation forestry</i> activities regulated under the <i>NESPF</i> .

List of Schedule 1 Clause 16 amendments – August 2018

16 Amendment of proposed policy statement or plan

- (1) A local authority must, without using the process in this schedule, make an amendment to its proposed policy statement or plan that is required by section 55(2) or by a direction of the Environment Court under section 293.
- (2) A local authority may make an amendment, without using the process in this schedule, to its proposed policy statement or plan to alter any information, where such an alteration is of minor effect, or may correct any minor errors.

Provision	Amendment	Reason for amendment
Chapter 1 – Introduction and Interpretation		
1	Definition - Earthworks Amendment to remove the 'and' at the end of exclusion point 4, adding 'and' to the end of exclusion point 5. Additional exclusion from NESPF requires correction of the definition.	Amendment to correct minor error
2	Definition - Trimming Amendment to clause 1 to add 'of' between 'removal broken', and adding 'and' to the end of clause 1 so the definition reads as follows: Trimming of vegetation means: 1. pruning of vegetation and <i>trees</i> including the removal of broken branches, deadwood or diseased vegetation; <u>and</u> 2. selective branch removal to increase light and air movement or to improve <i>tree</i> health; 3. but excludes <i>modification</i> .	Amendment to correct minor error
3	Definition - Natural character Amend references to "Areas of high natural character" throughout the plan chapters" to remove italics from the words "areas of high" as these words are not part of the defined term.	Amendment to correct minor error
4	Definitions – italics Use italics for defined terms throughout the plan including "tree", "trees", "significant indigenous vegetation", "significant habitats of indigenous fauna", "site", "key indigenous tree", "key indigenous tree species", "rare and threatened vegetation species", "amenity values", "animals", "biodiversity offsets", "boundary", "building", "Council", "effects", "notable tree", "vehicle access",	Minor correction to formatting
5	Definitions – carpark(s) Amend reference to chapter 11.6 in carpark(s) definition, should refer to 11.7 (Access/Transport).	Amendment to correct minor error
Chapter 3 – Natural Environment		
1	Rule 3A.1.2 Amendment to 'Note' under Rule 3A.1.2 to add a 1.	Minor correction to formatting
2	Rule 3A.1.3 Amendment to 'Note' under Rule 3A.1.3 to add a 1.	Minor correction to formatting
3	Rule 3A.1.4 Amendment to 'Note' under Rule 3A.1.4 to add a 1.	Minor correction to formatting
4	Rule 3A.1.6 Amend standard 1a) usage of 'and' to replace with 'or'. Correction to standard 1 of Rule 3A.1.6 will read as follows: 1. <i>Earthworks</i> must not be undertaken:	Amendment to correct minor error

		a) on slopes of more than 28 degrees; and or b) within 20 metres of a <i>waterbody</i> , including <i>wetlands</i> and coastal water.	
5	Rule 3A.2.1	Amend standard 1a) usage of 'and' to replace with 'or'. Correction to standard 1 of Rule 3A.2.1 will read as follows: 1. <i>Earthworks</i> must not be undertaken: a) on slopes of more than 28 degrees; and or b) within 20 metres of a <i>waterbody</i> , including <i>wetlands</i> and coastal water.	
6	Schedule 3.1	Amendment to text below Schedule 3.1 to strikeout the use of " flora " to replace with <u>fauna</u> , and adding ' <u>significant</u> ' to the third paragraph of the explanatory text to be consistent with defined terms as they are used in the plan.	Amendment to correct minor error
7	Schedule 3.5	Amend second column of SAL 30 to change the word "Significant" to instead read "Special".	Amendment to correct minor error
Chapter 6 – Working Zones			
1	Rule 6B.4	Amend Rule 6B.4 Discretionary Activities to insert '1' as presently no number for the Rule.	Minor correction to formatting
Chapter 7 – Rural Zones			
1	Rule 7A.1.2	Correction to standard 1 to capitalise ' <i>shelterbelt</i> '.	Amendment to correct minor error
	Rule 7A.1.3	Deletion of Rule 7A.1.3 and associated standards requires renumbering of Rules within 7A.1.	Minor correction to formatting
2	Rule 7A.1.4 b)	Amendment required deleting Rule 7A.1.4b) and renumbering 7A.1.4 to 7A.1.3. As part of the NESPF updates, Rule 7A.1.3 has been deleted entirely, requiring reformatting of 7A.1 Rules. As part of this correction, the reference to ' <i>relocation of buildings</i> ' is now managed under renumbered Rule 7A.1.9.	Amendment to correct minor error
3	Rule 7A.1.10	Deletion of Rule 7A.1.3 requires renumbering of Rule 7A.1.10 to 7A.1.9. Standard 1 of renumbered Rule 7A.1.9 requires renumbering, referring relocated buildings to Rule 7A.1.3	Minor correction to formatting
4	Rule 7A.2.2	Deletion of Rule 7A.2.1 requires renumbering of Rules within 7A.2.	Minor correction to formatting
5	Rule 7A.3.2	Amendment made to apply a consistent format for 'firefighting' in Chapter 7 rules.	Amendment to correct minor error
Chapter 9 – Hazards			
1	Rule 9B.4.1	Rule referred to a Restricted Discretionary Rule 9B.3.5 which does not exist.	Amendment to correct minor error

Chapter 12 – General Provisions

1	Rule 12D.1.14	Amendment to standard 5(a). The reference to a ventilation system installed as required under (f) below should refer to standard 6. Amendment will read as follows: “...ventilation system installed as required under (f) <u>standard 6</u> below; or”.	Amendment to correct minor error
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