Appendix 3: Assessment of the categorisation of provisions in the Freshwater Planning Instrument component of PC1

Provision in FPI	Process (as notified)	S32 report justification	S42A author assessment on categorisation of notified provision	S42A author recommendation
Coastal water objectives and related definitions and maps				
Objectives WH.O3 and P.O3 Definitions: coastal water management unit Maps: 82, 83, 84	P1S1	These objectives and supporting definitions and maps set objectives for coastal water, and therefore relate to the CMA and form part of the Regional Coastal Plan.	I agree these provisions relate to the CMA and are part of the Regional Coastal Plan. Consistent with section 80A(8) of the RMA, they cannot be considered under the FPP.	Retain provisions in the P1S1 process.
Long term environmental outcomes				
Objectives WH.O1 and P.O1 Definition: environmental outcomes	P1S1	These objectives and supporting definition set long term environmental outcomes for all waterbodies and coastal water. They give effect to the NPS-FM, but they also apply within the CMA and, therefore, form part of the Regional Coastal Plan	I agree with the section 32 assessment that because these provisions apply to the CMA as well as freshwater, they form part of the Regional Coastal Plan and, consistent with Section 80A(8) of the RMA, cannot be considered under the FPP.	Retain provisions in the P1S1 process.
Freshwater objectives and TAS and related definitions and maps				
Objectives WH.O2, WH.O5, WH.O6, WH.O7, WH.O8, WH.O9, P.O2, P.O5, P.O6 Definitions: part freshwater management unit and primary contact site Maps: 78, 79, 80, 85	FPP	These objectives and supporting definitions and maps set freshwater outcomes and target attribute states for freshwater waterbodies and give effect to the NPS-FM.	I agree with the section 32 assessment. The objectives give effect to the NPS-FM and the associated definition and maps relate to these objectives. Consistent with section 80A(2)(d), they must follow the FPP.	Retain provisions in the FPP.