

Hearing 17 – Noise

Questions from the Hearing Panel

As foreshadowed by paragraph 12 of Minute 1, having read the Section 42A Report for the Noise hearing, the Hearing Panel members have a number of questions that they would appreciate being answered by the Section 42A Report author(s) in writing prior to the hearing commencing.

Paragraph or Plan reference	Question
Noise P-3	In recommended clause (a) are the words "... that do not meet a density ..." open to interpretation and would words such as "... that do not meet <u>exceed</u> a density ..." be clearer?
Noise P-3	In recommended clause (a) it is understood that the noise sensitive activities are limited to residential activities that do not meet the specified density, rather than all noise sensitive activities. Noting the complicating factor of using defined terms, would it be clearer if P-3 was reworded to refer to ' <u>residential</u> noise sensitive activities', as opposed to just 'noise sensitive activities' if this is the intent of the clause?
Noise P-4	Are the yellow wash words in the phrase "... noise control overlay <u>nearest to</u> this <u>strategic important</u> infrastructure ..." open to interpretation and would it be clearer to refer to specific overlay that is relevant to each of the listed activities?
Para 31.1	<p>Given that Noise-R11 clause (d) as notified says '<i>Operation of any audible bird scaring device does not exceed 12 times in any one hour</i>', it appears a person would have the flexibility to shoot 3 cluster shots 4 times per hour under that notified provision.</p> <ul style="list-style-type: none"> ▪ Can you please explain further why it is necessary to amend clause (d)? ▪ Could specifying 3 cluster shots 4 times per hour have an unintended consequence, whereby if a person wants to shoot 2 cluster shots 6 times per hour, or 4 cluster shots 3 times per hour, they might not think the amended clause (d) would allow for it?
Rules	<p>A number of rules have the following wording in the Activity Status when compliance not achieved column:</p> <p style="text-align: center;">Activity status when compliance not achieved: N/A</p> <p>We assume N/A means "Not Applicable". To assist Plan users would it be helpful if the N/A was amended to read "Not applicable" and additionally, would it be helpful to have a note in the Plan explaining what this means?</p>