

**BEFORE THE ENVIRONMENT COURT
I MUA I TE KOOTI TAIAO O AOTEAROA**

ENV-2018-CHC-26 to 50

IN THE MATTER of the Resource
Management Act 1991

AND

IN THE MATTER of appeals under clause
14 of Schedule 1 to the
Act relating to the
proposed Southland
Water and Land Plan

BETWEEN **WAIHOPAI RŪNAKA,
HOKONUI RŪNAKA,
TE RŪNANGA O
AWARUA, TE
RŪNANGA O ORAKA
APARIMA, and TE
RŪNANGA O NGĀI
TAHU (collectively
NGĀ RŪNANGA)**

**Appellants in ENV-
2018-CHC-47**

AND **SOUTHLAND
REGIONAL COUNCIL**

Respondent

**MEMORANDUM OF COUNSEL FOR NGĀ RŪNANGA RESPONDING TO COURT'S
MINUTE DATED 21 DECEMBER 2018 REGARDING WETLANDS**

29 JANUARY 2019



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MAY IT PLEASE THE COURT

1. This memorandum of counsel is filed on behalf of Waihopai Rūnaka, Hokonui Rūnaka, Te Rūnanga o Awarua, Te Rūnanga o Oraka Aparima, and Te Rūnanga o Ngāi Tahu (collectively Ngā Rūnanga). It responds to the minute and directions of the Court dated 21 December 2019 to confirm the position of Ngā Rūnanga following the Regional Council's response dated 12 December 2018 on "wetlands" in the proposed Southland Water and Land Plan.

2. Counsel apologises for the delay in filing this response, which was directed to be provided on 25 January 2019. The delay was solely due to an oversight of counsel. A waiver of the Court's previous directions is respectfully sought to enable the late filing of this memorandum.

3. In response to the Court's directions at paragraph 3 of its 21 December 2019 minute, it is confirmed that, based on the evidence-in-chief of Mr McCallum-Clark for the Regional Council:
 - (a) the Regional Council's response satisfies the inquiry of Ngā Rūnanga at paragraph [9] of its November 2018 memorandum; and
 - (b) it accepts the inclusion of wetlands in the Topic B hearing as proposed by the Regional Council.

DATED this 29th day of January 2019



J G A Winchester
Counsel for Ngā Rūnanga