

**BEFORE THE ENVIRONMENT COURT OF NEW ZEALAND
CHRISTCHURCH REGISTRY**

**I MUA I TE KŌTI TAIAO O AOTEAROA
KI ŌTAUTAHI**

ENV-2018-CHC-0040

UNDER

the Resource Management Act 1991

AND

IN THE MATTER OF

on an appeal under clause 14 of
Schedule 1 of the RMA in relation to
Decisions on the Proposed
Southland Water and Land Plan

BETWEEN

SOUTHLAND FISH AND GAME
COUNCIL

Appellant

AND

SOUTHLAND REGIONAL
COUNCIL

Respondent

**MEMORANDUM OF COUNSEL ON BEHALF OF SOUTHLAND FISH AND
GAME COUNCIL REGARDING WITHDRAWAL OF APPEAL POINTS**

Dated this 28th day of June 2021

Counsel for Southland Fish and Game
Council:
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MAY IT PLEASE THE COURT:

1. This memorandum is filed on behalf of Southland Fish and Game Council (**Fish and Game**).
2. Fish and Game is an appellant regarding provisions on the Proposed Southland Water and Land Plan (**pSWLP**). Fish and Game has attended all Environment Court facilitated mediation on matters within Topic B. Because of discussions between parties and Southland Regional Council, Fish and Game seeks to withdraw its appeal on the following provisions:
 - a. Policy 26A (Infrastructure) – Topic B6 (Infrastructure) – Issue 6 – Should Policy 26A be amended to “enable” rather than “provide for” the effective development, operation, maintenance and upgrading of infrastructure; and
 - b. Rule 74 (Wetlands) – Topic B3 (Wetlands and Indigenous Biodiversity) – Issue 3 - Should commercial peat harvesting in a regionally significant wetland be a non-complying activity.
3. Fish and Game respectfully seeks leave to withdraw its interests on the pSWLP as set out above in paragraph 2.
4. Fish and Game understands that no party has any issues with the withdrawal of the above appeal points, including as to costs.

Dated this 28th day of June 2021.



Sally Gepp
Counsel for Southland Fish and Game Council