

**BEFORE THE ENVIRONMENT COURT  
AT CHRISTCHURCH**

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

<b>UNDER</b>	the Resource Management Act 1991
<b>IN THE MATTER</b>	of appeals pursuant to clause 14 of the First Schedule to the Act
<b>BETWEEN</b>	<b>Southland Fish and Game Council</b> (ENV-2018-CHC-37)
	<b>Royal Forest and Bird Protection Society of New Zealand Inc</b> (ENV-2018-CHC-50)
	<b>Federated Farmers of New Zealand</b> (ENV-2018-CHC-40)
<b>AND</b>	<b>Southland Regional Council</b>

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**MEMORANDUM OF COUNSEL FOR BALLANCE AGRI-NUTRIENTS LIMITED**

**04 MARCH 2022**

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**MAY IT PLEASE THE COURT**

1. This Memorandum of Counsel is filed on behalf of Ballance Agri-Nutrients Limited (**Ballance**), seeking leave for Counsel to be excused from attending parts of the all of parties hearing on appeals against decisions on the proposed Southland Water and Land Plan.
2. Ballance has s 274 interests in the all of parties hearing in relation to Topics B2, B5 and B7.
3. On that basis, leave is sought for Counsel to be excused from the all of parties hearing on Topics B1, B3, B4, and B6 where practicable in terms of the hearing schedule.
4. Counsel does not expect this to cause any disruption, given that the hearing will take place by AVL and Counsel will not be presenting submissions or cross examining any witnesses at the all of parties hearing.
5. Counsel acknowledges that it is not always possible for proceedings to follow the hearing schedule precisely, and accepts that they will be responsible for determining when they need to attend.

**DATED** this 4<sup>th</sup> day of March 2022



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Megan Exton

Counsel for Ballance Agri-Nutrients Limited