

**BEFORE THE ENVIRONMENT COURT
AT CHRISTCHURCH
I MUA I TE KOOTI TAIAO O AOTEAROA
KI OTAUTAHI**

ENV-2018-CHC-34

IN THE MATTER OF The Resource Management Act 1991

AND

IN THE MATTER OF Appeals under clause 14 of the First Schedule to the Act

BETWEEN **BEEF+LAMB NEW ZEALAND LIMITED**

Appellant

AND **SOUTHLAND REGIONAL COUNCIL**

Respondent

**MEMORANDUM OF COUNSEL FOR BEEF+LAMB NEW ZEALAND
LIMITED IN RESPONSE TO 10 FEBRUARY 2023 MINUTE
13 February 2023**

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MAY IT PLEASE THE COURT:

1. This memorandum is filed as directed by the minute of 10 February 2023 in response to the matters raised therein.
2. As the court is aware, B+LNZ's interests are in policy 18 and rule 70 (along with the associated definition of "stock unit"). As noted in the memorandum of counsel for the Council (9 February 2023, paragraph 10), the exception to this is the FEMP provisions in Appendix N to the extent they were relied on for B+LNZ's position on rule 70.
3. B+LNZ confirms it does not oppose or seek to be heard on the questions and/or directions of the court at paragraphs 231, 313, 314, 375, 397-399 and 455 of the Fifth Interim Decision.
4. In respect of paragraph 279, B+LNZ was not a party to the rule 24 appeals. Nonetheless, it respectfully requests that it might reserve its position on the matters raised therein, pending hearing from the other parties.
5. Counsel also takes this opportunity to note they understand those parts of policy 18 and rule 70 B+LNZ has an interest in will be addressed in the subsequent decision referred to at paragraph 2 of the Fifth Interim Decision, although this may now be subject to the outcome of the High Court appeals.



CP Thomsen / CH Luisetti
Counsel for Beef+Lamb New Zealand
13 February 2023