

under: the Resource Management Act 1991

in the matter of: an appeal under clause 14(1) of Schedule 1 to the Act

and: the Proposed Southland Water and Land Plan

between: **Alliance Group Limited**
Appellant

and: **Southland Regional Council**
Respondent

Notice of Dairy Holdings Limited's wish to be party to proceedings

Dated: 7 June 2018

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NOTICE OF DAIRY HOLDINGS LIMITED'S WISH TO BE PARTY TO PROCEEDINGS

Section 274, Resource Management Act 1991

- To** The Registrar
Environment Court
Christchurch
- 1 Dairy Holdings Limited (*DHL*) wishes to be a party to the following proceedings:
- 1.1 the appeal by Alliance Group Limited (the *Appellant*) to the Environment Court against the decisions of the Southland Regional Council on the Proposed Southland Water and Land Plan (the *Decisions*, the *Council* and the *Proposed Plan*).
- 2 DHL made a submission and further submission on the Proposed Plan.
- 3 DHL is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
- 4 DHL is interested in all the proceedings.
- 5 Without limiting the above, DHL is interested in the following particular issues:
- Objectives 13, 13A, and 13B**
- 5.1 DHL is supportive of Objectives 13, 13A, and 13B of the decisions version of the Proposed Plan. Although it is neutral to the merging of these Objectives, it is opposed to the reinsertion of Objective 13(c) (or the insertion of a similar clause) of the notified version of the Proposed Plan (the *Notified Plan*).
- Policies 15A and 15B**
- 5.2 DHL supports the relief sought to delete Policies 15A and 15B and replace with a new Policy 15 (Maintaining and improving water quality before Freshwater Management Unit (*FMU*) processes), provided that the intent of policies remains the same.
- 6 DHL supports in part the relief sought because:
- Objective 13**
- 6.1 DHL supports the use and development of land and soils within appropriate limits. Objective 13(c) of the Notified Plan

creates an internal conflict in the Objective. Objective 13 is primarily an enabling objective and therefore the overly broad and restrictive wording of Objective 13(c) of the Notified Plan should not be reinserted.

New Policy 15

- 6.2 DHL has an interest in the FMU process, particularly in relation to how nutrient user groups are facilitated through this process.
 - 6.3 The Appellant's proposed changes to delete Policy 15A and 15B and replace with a new Policy 15 simplify these policies, whilst retaining the focus on maintaining and improving water quality until the FMU process is complete.
- 7 DHL agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signed for and on behalf of Dairy Holdings Limited by its solicitors and authorised agents Chapman Tripp



Ben Williams
Partner
7 June 2018

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Advice

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch