

In the Environment Court of New Zealand
Christchurch Registry

I Te Koti Taiao o Aotearoa
Ōtautahi Rohe

ENV-2018-CHC-40

Under	the Resource Management Act 1991 (RMA)
In the matter of	an appeal under Clause 14(1) of Schedule 1 of the RMA in relation to the proposed Southland Water and Land Plan (pSWLP)
Between	Federated Farmers of New Zealand (Southland Province) Appellant
And	Southland Regional Council (Environment Southland) Respondent

Notice of Gore District Council, Southland District Council and Invercargill City Council (Territorial Authorities) wish to be party to proceedings pursuant to section 274 RMA

22 June 2018

Territorial Authorities' solicitors:
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**anderson
lloyd.**

To: The Registrar
Environment Court
Christchurch

- 1 Gore District Council, Southland District Council and Invercargill City Council (**Territorial Authorities**) wish to be a party pursuant to section 274 of the RMA to the following proceedings:

Federated Farmers of New Zealand (Southland Province) v Southland Regional Council (ENV-2018-CHC-40) being an appeal against decisions of Environment Southland on the proposed Southland Water and Land Plan (**pSWLP**).

- 2 Gore District Council, Southland District Council and Invercargill City Council are the three territorial authorities located within the Southland region.
- 3 The Territorial Authorities have made both joint and individual submissions on the pSWLP.
- 4 The Territorial Authorities have lodged an appeal in relation to the pSWLP (**ENV-2018-CHC-31**).
- 5 The Territorial Authorities are not trade competitors for the purposes of section 308C or 308CA of the RMA.
- 6 The Territorial Authorities have a responsibility for Southland's infrastructure, stormwater and community sewerage schemes.
- 7 The parts of the proceedings the Territorial Authorities are interested in, including the particular issues and whether the Territorial Authorities support, oppose or conditionally oppose the relief sought are set out in the **attached** table.
- 8 The Territorial Authorities agree to participate in mediation or other alternative dispute resolution of the proceedings.

Dated this 22nd day of June 2018



Michael Garbett | Rachel Brooking
Counsel for Territorial Authorities

Address for service of person wishing to be a party

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Advice

If you have any questions about this notice, contact the Environment Court in Christchurch.

Table: Gore District Council, Southland District Council and Invercargill City Council (**Territorial Authorities**) section 274 notice – **Federated Farmers of New Zealand (Southland Province)** ENV-2018-CHC-40

Part of the proceedings	Relief sought by Appellant	Issues	Support, Oppose, or Conditionally oppose	Reasons
Objective 9B	The effective development, operation, maintenance and upgrading of Southland’s regionally significant, nationally significant and critical infrastructure is enabled <u>recognised</u> .	<ul style="list-style-type: none"> Recognition of Southland's regionally significant, nationally significant or critical infrastructure. 	Oppose	<ul style="list-style-type: none"> The proposed change of wording could have undesirable consequences for Southland's regionally significant, nationally significant and critical infrastructure. The proposed change to Objective 9B does not properly give effect to higher order documents or the purpose of the RMA.
Policy 16A	<p>1. 16A – Industrial and trade processes that may affect water quality</p> <p>Minimise <u>Avoid</u> the adverse environmental effects (including on the quality of water in lakes, rivers, artificial watercourses, modified watercourses, wetlands, tidal estuaries, salt marshes and groundwater) by requiring the adoption of the best practicable option to manage the treatment and discharge of contaminants derived from industrial and trade processes.</p>	<ul style="list-style-type: none"> Use of the word "avoid". 	Oppose	<ul style="list-style-type: none"> The proposed change of wording uses the word "avoid" which is too restrictive for such a policy in the pSWLP. This does not implement the objectives of the pSWLP, particularly Objective 9B.
Policy 17A	1. Minimise <u>Avoid</u> <u>significant</u> adverse effects on water quality, and avoid, remedy, or mitigate other adverse effects	<ul style="list-style-type: none"> Level of protection of water quality. Use of the word "avoid". 	Oppose	<ul style="list-style-type: none"> The proposed change of wording uses the word "avoid" which is too restrictive for such a policy in the

Part of the proceedings	Relief sought by Appellant	Issues	Support, Oppose, or Conditionally oppose	Reasons
	of the operation of, and discharges from, community sewerage schemes by:			<p>pSWLP.</p> <ul style="list-style-type: none"> This does not implement the objectives of the pSWLP, particularly Objective 9B.