

BEFORE THE ENVIRONMENT COURT

ENV-2018-CHC-000040

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an Appeal under clause 14 of the First Schedule of the Resource Management Act 1991 in relation to the proposed Southland Water and Land Plan

BETWEEN **FEDERATED FARMERS OF NEW ZEALAND (SOUTHLAND PROVINCE)**

Appellant

AND

SOUTHLAND REGIONAL COUNCIL

Respondent

NOTICE OF REQUEST TO BE PARTY TO PROCEEDINGS UNDER SECTION 274 OF THE RESOURCE MANAGEMENT ACT 1991

STONE CREEK STATION LIMITED

Dated this *22* day of June 2018

PRESENTED FOR FILING BY:

Counsel for the Appellant

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**NOTICE OF REQUEST TO BE A PARTY TO PROCEEDINGS UNDER S274 OF THE RESOURCE
MANAGEMENT ACT BY STONEY CREEK STATION LIMITED**

1. Stoney Creek Station Limited (“**Stoney Creek**”) wishes to be a party to Notice of Appeal ENV-2018-CHC-000040 dated 17 May 2018 by Federated Farmers of New Zealand (Southland Province) to the Environment Court (“**the Appeal**”) against the Decision of the Southland Regional Council on the Proposed Southland Water and Land Plan (the Proposed Plan).

2. Stoney Creek is entitled to be a party to the Appeal because:-
 - (a) It made a submission and lodged a Notice of Appeal ENV-2018-CHC-000042 dated 17 May 2018 (“**Stoney Creek Appeal**”) which seeks relief on matters addressed in the Appeal.

 - (b) It owns and farms land on Otamita, Eastern Southland, the management of which will be directly affected by the relief sought in the Appeal.

3. Stoney Creek is not a trade competitor for the purposes of s308C or s308CA of the Resource Management Act 1991.

4. Stoney Creek is interested in that part(s) of the Appeal that relate to:

Rule 20(a)(iii) Farming, in particular:

- a. The restriction on the size of area allowed to be grazed, 100 ha or 15% of a landholding, whichever is lesser - Rule 20(a)(iii)(1);
- b. The need to back-fence stock when an area is being break or block fed- Rule 20(a)(iii)(3)(B);
- c. The requirement for portable feeders when supplementary feeding 20(a)(iii)(3)(D);
and
- d. The restriction on mob size to 120 cattle or 250 deer 20(a)(iii)(3)(E)

Rule 25(a) Cultivation on sloping ground, in particular:

- a. The setbacks proposed, Rule 25(a)(ii);
- b. The slope on which cultivation can occur, Rule 25(a)(iv); and
- c. A new definition of minimum tillage to be inserted into the Proposed Plan, the Glossary.

5. Stoney Creek supports the relief sought in the Appeal regarding Rule 20(a)(iii) Farming and Rule 25(a) Cultivation on sloping ground (as set out above), to the extent that it is consistent with the relief in the Stoney Creek Appeal, for the following reasons:-
 - (a) The grounds set out in the Appeal.
 - (b) The grounds set out in the Stoney Creek Appeal.
6. Stoney Creek agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signed for and on behalf of Stoney Creek Station Limited:-



Clare Lenihan
Counsel for the Appellant

Dated this *22* day of June 2018

Address for service of s274 party:

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