

**BEFORE THE ENVIRONMENT COURT
AT CHRISTCHURCH**

IN THE MATTER of an appeal under Clause 14(1) of the First Schedule of the
Resource Management Act 1991

BETWEEN **ROYAL FOREST AND BIRD PROTECTION SOCIETY OF NEW
ZEALAND INCORPORATED**

Appellant

AND **SOUTHLAND REGIONAL COUNCIL**

Respondent

**SECTION 274 ON BEHALF OF SOUTHWOOD EXPORT LIMITED, KODANSHA TREEFARM NEW ZEALAND
LIMITED AND SOUTHLAND PLANTATION FOREST COMPANY OF NEW ZEALAND LIMITED**
22 June 2018

AWS LEGAL
LAWYERS
INVERCARGILL
Solicitor: K McRae

SECTION 274 NOTICE

To The Registrar
 Environment Court
 Christchurch

1. South Wood Export Limited ("**SWEL**"), on behalf of Kodansha Treefarm New Zealand Limited and Southland Plantation Forest Company of New Zealand Limited, wish to be a party to the appeal by Royal Forest and Bird Protection Society of New Zealand Incorporated ("**Forest and Bird**") in respect of the Southland Regional Council's decision on the Proposed Southland Water and Land Plan ("**WLP**").
2. SWEL made a submission on WLP on 1 August 2016 and a further submission on 11 August 2017.
3. SWEL is not a trade competitor for the purposes of section 308D of the Resource Management Act 1991 ("**RMA**").
4. SWEL is interested in part of the proceedings, being Rule 25 relating to cultivation. SWEL is particularly interested in:
 - a. matters relating to the definition of "cultivation" and rules applying to "cultivation" in so far as they apply to plantation forestry activities;
 - b. Forest and Bird's proposed amendments to Rule 25 which seek to expand the category of waterways captured by the rule, increase the cultivation setback distances from waterways based on the slope of the relevant land, and add further matters that the Southland Regional Council will restrict the exercise of its discretion to.
5. SWEL opposes the relief sought by Forest and Bird in its appeal on the grounds that the proposed changes:
 - a. Do not promote the sustainable management of natural and physical resources in accordance with section 5 and other relevant matters at sections 6 and 7 of the RMA;
 - b. Are not supported by a sufficient cost/benefit analysis as required by section 34 of the RMA;
 - c. Would introduce an onerous regulatory burden on plantation forestry activities without

achieving any corresponding environmental benefit.

- d. Are inconsistent with the National Environmental Standards for Plantation Forestry;
- 6. SWEL agrees to attend mediation and/or dispute resolution in regard to these proceedings.

Dated at Invercargill this 22nd day of June 2018

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Katie McRae
Counsel for Southwood Export Limited

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