

**BEFORE THE ENVIRONMENT COURT  
I MUA I TE KOOTI TAIAO O AOTEAROA  
IN CHRISTCHURCH**

**ENV-2018-CHC-000050**

**IN THE MATTER** of the Resource  
Management Act 1991

**AND**

**IN THE MATTER** of appeals pursuant to  
clause 14 of Schedule 1 to  
the Act in relation to the  
Decision on the Proposed  
Southland Water and Land  
Plan

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

**Appellant**

**AND** **SOUTHLAND REGIONAL  
COUNCIL**

**Respondent**

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**NOTICE OF PERSON'S INTENTION TO BECOME A PARTY TO PROCEEDINGS  
PURSUANT TO SECTION 274 OF THE RESOURCE MANAGEMENT ACT 1991**

**DATED 22 JUNE 2018**

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 **Simpson Grierson**  
Barristers & Solicitors

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## NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

*Section 274, Resource Management Act 1991*

**To:** The Registrar  
Environment Court  
Christchurch

1. Waihopai Rūnaka, Hokonui Rūnaka, Te Rūnanga o Awarua, Te Rūnanga o Oraka Aparima (collectively Ngā Rūnanga), and Te Rūnanga o Ngāi Tahu (collectively Ngāi Tahu) (collectively, **Ngā Rūnanga**), wish to be a party to the above proceeding.
2. Ngā Rūnanga made a submission about the subject matter of the proceedings.
3. In addition, Te Rūnanga is the iwi authority over the takiwā of Ngāi Tahu which includes all of the area covered by the Southland Regional Council. Te Rūnanga is comprised of 18 Papatipu Rūnanga including Waihopai Rūnaka, Hokonui Rūnaka, Te Rūnanga o Awarua, and Te Rūnanga o Oraka Aparima within whose takiwā the Southland region lies. In that respect, Te Rūnanga has an interest in the proceedings greater than the general public.
4. Ngā Rūnanga are not trade competitors for the purposes of section 308C or 308CA of the Resource Management Act 1991 (**RMA**).
5. Ngā Rūnanga are interested in part of the proceedings.
6. The parts of the proceedings Ngā Rūnanga are interested in are:
  - (a) **Objective 14** - Reinstating reference to dryland environments and include reference to species in addition to indigenous ecosystem types.
  - (b) **Policy 46 Identified FMUs** - Add Waituna as a FMU and amend map series 7 accordingly.
  - (c) **Rule 13 Discharge from subsurface drainage systems** - Add a new clause requiring the discharge to not reduce water quality below standards set in Appendix E at the downstream edge of zone of reasonable mixing.

- (d) **Rule 24 Incidental discharges from farming** - Include suitable receiving water quality standards to maintain or improve water quality.
- (e) **Rule 51 Minor diversions of water** - Amend to ensure that minor diversions of water from all wetlands including listed Regionally Significant Wetlands are a non-complying activity.
- (f) **Rule 52 and 52A Water abstraction, damming, diversion and use from the Waiau catchment** - Ensure all abstraction, damming, diversion and use of water from the Waiau catchment is non-complying, except as provided in Rules 49, 50 or 51 and the takes authorised by Section 14(3) of the Act.

7. Ngā Rūnanga supports in part the relief sought by Royal Forest and Bird Protection Society of New Zealand because:

- (a) The Waituna Lagoon and the Waiau River are Statutory Acknowledgement areas and the relief sought for these supports the relationship of Ngā Rūnanga with these waterbodies.
- (b) Waituna Lagoon is an Intermittently Open and Closed Lakes and Lagoons (ICOLL) which are more sensitive than rivers, so it makes sense to separate this from the Maitara River Freshwater Management Unit discussions.
- (c) The matters in the appeal align with the appeal by Ngā Rūnanga and were supported by Ngā Rūnanga in its further submission on the Plan.

8. Ngā Rūnanga agrees to participate in mediation or other alternative dispute resolution of the proceedings.

**DATED** at Wellington this 22 day of June 2018



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J G A Winchester  
Counsel for Ngā Rūnanga

**Address for service of person wishing to be a party:**

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