

**BEFORE THE ENVIRONMENT COURT**

**ENV-2018-CHC-000045**

**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** **ROBERT GRANT**

**Appellant**

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

**Respondent**

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

**GUNTON FARMS LIMITED**

Dated this 22 day of June 2018

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**PRESENTED FOR FILING BY:**

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**NOTICE OF REQUEST TO BE A PARTY TO PROCEEDINGS UNDER S274 OF THE RESOURCE  
MANAGEMENT ACT BY GUNTON FARMS LIMITED**

1. Gunton Farms Limited ("**Gunton Farms**") wishes to be a party to Notice of Appeal ENV-2018-CHC-000044 dated 17 May 2018 by Robert Grant to the Environment Court ("**the Appeal**") against the Decision of the Southland Regional Council on the Proposed Southland Water and Land Plan.
2. Gunton Farms is entitled to be a party to the Appeal because it made a Submission on the Proposed Plan.
3. Gunton Farms is not a trade competitor for the purposes of s308C or s308CA of the Resource Management Act 1991.
4. Gunton Farms is interested in that part(s) of the Appeal that relates to:

**Rule 20 Farming**

- a. The restrictions for intensive winter grazing area size and mob size

**Rule 25 Cultivation on sloping ground**

- a. The restrictions on cultivation on certain slopes.

5. Gunton Farms supports the relief sought in the Appeal regarding **Rule 20 Farming** and **Rule 25 Cultivation** for the reasons set out below, which are based on my submission and the reasons in the Appeal.

**Rule 20 Farming**

6. *Area size – Rule 20(a)(iii)(1) - The proposal to allow intensive winter grazing on no more than 15% of a landholding or 100 hectares, whichever is the lesser*

- a. Argyle Station (run by Gunton Farms) is one of Southland's largest landholdings comprising a total land area of 14,600 ha, consisting of flood prone river flats (465 ha), rolling to moderate dry stock grazing (6,700ha) and alpine range (7,435 ha).
- b. Due to the size and scope of the farming operation there is a need to renew pasture on a regular basis, including the need to put land through fodder crop as part of a

rotation. This can run to around 500ha, which is far in excess of the 100ha limit imposed by the proposed rule, which is prohibitive.

- c. It is difficult to see how water quality will be improved on Gunton Farms if a consent has to be obtained to winter graze on more than 100ha.

7. *Mob size - Rule 20(a)(iii)(3)(E) –*

- a. It is unclear what sized area the provision applies to. Given Gunton farms runs a number of significant farms as one operation, this rule could have far reaching, unintended consequences;
- b. It creates a meaningless split of mobs (herds) for the same environmental impact;
- c. Larger properties are penalised because of the larger scale, larger mobs (herds) and more land per animal.

**Rule 25 Cultivation on sloping ground**

8. *Cultivation on land with a slope greater than 20 degrees - Rule 25(a)(iv)*

- a. is not practical and creates an inefficient use of land;
- b. results in a loss of productive land;
- c. creates breeding grounds for weeds and pests;
- d. results in greatly increased costs of maintenance, including spraying;
- e. potentially devalues the Appellant's (and other) property;
- f. is not necessary, as with good management practices (as required in the Farm Environmental Management Plan), any adverse effects associated with a 3m setback can be adequately avoided, remedied or mitigated.

9. The grounds set out in the Appeal.

10. Gunton Farms agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signed for and on behalf of Gunton Farms Limited:-



**Clare Lenihan**  
Counsel

Dated this *22* day of June 2018

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