

14 August 2018

Refer Riki Donnelly / Georgia Woodward

The Registrar
Environment Court
CHRISTCHURCH

FOR: Christine McKee

ARATIATIA LIVESTOCK LIMITED, v SOUTHLAND REGIONAL COUNCIL
OUR REFERENCE: 170461/1

1. We act for the Waiau Rivercare Group.
2. Please find **enclosed** for filing a Memorandum of Counsel in respect of the above matter.
3. I confirm a copy of the same has been forwarded to the following counsel:
 - 1.1. Kirstie Wyss
 - 1.2. Philip Maw
 - 1.3. Stephen Christensen
 - 1.4. Sally Gepp
 - 1.5. Darryl Sycamore
 - 1.6. James Winchester
 - 1.7. Douglas Allan
4. If you have any questions please contact the writer.

Yours faithfully
PRESTON RUSSELL LAW



Riki Donnelly / Georgia Woodward
Partner / Solicitor

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Mike Mika, James Cambridge, Riki Donnelly, Rebecca McLeod
Senior Associates: Anna Elder, Mike Mitchell
Consultant: Lawrence Wilkes

GYNW-170461-1-6-V1

**IN THE ENVIRONMENT COURT
AT INVERCARGILL**

I MUA I TE KOOTI TAIAO O AOTEAROA

IN THE MATTER Of the Resource Management Act
1991

AND of appeals under clause 14 of the
First Schedule of the Act

BETWEEN **ARATIATIA LIVESTOCK
LIMITED**
(ENV-2018-CHC-29)

MERIDIAN ENERGY LIMITED
(ENV-2018-CHC-38)

**FEDERATED FARMERS OF
NEW ZEALAND**
(ENV-2018-CHC-40)

**TE RUNANGA O NGAI TAHU,
HOKONUI RUNAKA, WAIHOPAI
RUNAKA, TE RUNANGA O
AWARUA & TE RUNANGA O
ORAKA APARIMA**
(ENV-2018-CHC-47)

**MEMORANDUM OF COUNSEL RE: REPRESENTATION,
ADDRESS FOR SERVICE AND DIRECTIONS RE s274
NOTICES (WAI AU RIVERCARE GROUP)**

**RW DONNELLY
45 YARROW STREET
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PHONE: (03) 211 0080
FAX: (03) 211 0079
INVERCARGILL**

BETWEEN **ROYAL FOREST AND BIRD
PROTECTION SOCIETY OF NZ
(ENV-2018-CHC-50)**

Appellants

AND **SOUTHLAND REGIONAL
COUNCIL COUNCIL**

Regional

MAY IT PLEASE YOUR HONOUR:

INTRODUCTION

1. Counsel has received instructions to act for the Waiau Rivercare Group.

Service

2. The address for service of the Waiau Rivercare Group is 45 Yarrow Street Invercargill 9810. Service can also be by way of e-mail to:

- 2.1 riki.donnelly@prlaw.co.nz;

- 2.2 georgia.woodward@prlaw.co.nz; and

- 2.3 waiau.rivercare.group@gmail.com

Challenge to standing of Waiau Rivercare Group

- 3 On 21 June 2018 the Waiau Rivercare Group lodged s 274 notices to the appeals of:

- 3.1 Meridian Energy Ltd, ENV-2018-C HC-000038;

- 3.2 Federated Farmers of New Zealand, ENV-2018-CHC-000040;

- 3.3 Royal Forest and Bird Protection Society of New Zealand Incorporated, ENV-2018-CHC-000050;

- 3.4 Te Runanga o Ngai Tahu ENV-2018-CHC-000047; and

- 3.5 Aratiatia Livestock Limited ENV-2018-CHC-000029

- 4 Counsel has read the Memorandum on behalf of the Respondent dated 17 July 2018, challenging the standing of the Waiau Rivercare Group (and the Waiau Liaison Committee).

- 5 The Waiau Rivercare Group would like to file submissions in response (and be heard, if the Court wishes to hear from parties), and seeks directions from the Court regarding:

- 5.1 leave to file written submissions;

- 5.2 the date by which any submissions need to be lodged by;

- 5.3 which parties need to be served with copies of the submissions (just the relevant Appellants, or all s 274 parties to those appeals); and
- 5.4 leave to file affidavit evidence in support of the Waiau Rivercare Group's position.

DATED at Invercargill this 14th day of August 2018



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Riki Donnelly
Counsel for the Waiau Rivercare Group