

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

In the matter of the Resource Management Act and of appeals under clause 14 of
the First Schedule of the Act

Between

Transpower New Zealand Limited (ENV-2018-CHC-26)

Fonterra Co-Operative Group Limited (ENV-2018-CHC-27)

Horticulture New Zealand (ENV-2018-CHC-28)

Aratiatia Livestock Limited (ENV-2018-CHC-29)

Wilkins Farming Co (ENV-2018-CHC-30)

**Gore District Council, Southland District Council and Invercargill City Council (ENV-
2018-CHC-31)**

Dairy NZ Limited (ENV-2018-CHC-32)

H W Richardson Group Limited (ENV-2018-CHC-33)

Beef & Lamb New Zealand (ENV-2018-CHC-34 & 35) (continued overpage)

Appellants

Southland Regional Council

Respondent

**Memorandum of counsel on behalf of Z Energy Ltd, BP Oil NZ Ltd and Mobil Oil NZ
Ltd seeking leave to withdraw interest in Topic A of the Proposed Southland Water
and Land Plan**

13 March 2019

Counsel Acting:
Rob Enright
Magdalene Chambers
Auckland & Wanaka
e: rob@publiclaw9.com
m: 021 276 5787

Director-General of Conservation (ENV-2018-CHC-36)

Southland Fish & Game Council (ENV-2018-CHC-37)

Meridian Energy Limited (ENV-2018-CHC-39)

Alliance Group Limited (ENV-2018-CHC-39)

Federated Farmers of New Zealand (ENV-2018-CHC-40)

Heritage New Zealand Pouhere Taonga (ENV-2018-CHC-41)

Stoney Creek Station Limited (ENV-2018-CHC-42)

The Terrace Limited (ENV-2018-CHC-43)

Campbell's Block Limited (ENV-2018-CHC-44)

Robert Grant (ENV-2018-CHC-45)

Southwood Export Limited, Southland Plantation Forest Company of NZ, Southwood Export Limited (ENV-2018-CHC- 46)

Te Rūnanga o Ngāi Tahu, Hokonui Rūnaka, Waihopai Rūnaka, Te Rūnanga o Awarua & Te Rūnanga o Oraka Aparima (ENV- 2018-CHC-47)

Peter Chartres (ENV-2018-CHC-48)

Rayonier New Zealand Limited (ENV-2018-CHC-49)

Royal Forest and Bird Protection Society of NZ Inc (ENV-2018- CHC-50)

Appellants

May it please the Court

- 1 The Oil Companies (Z Energy Ltd, BP Oil NZ Ltd and Mobil Oil NZ Ltd) are s274 parties to a range of topics.
- 2 The Oil Companies wish to withdraw from Topic A matters for the Southland Water and Land Plan. These are as follows:
 - ENV-2018-CHC-000037 Southland Fish and Game Council v SRC - Objectives 13, 13A, 13B
 - ENV-2018-CHC-000039 Alliance v SRC - Objectives 13, 13A, 13B. This removes the Oil Companies' interests in the Alliance appeal completely.
 - ENV-2018-CHC-000040 Federated Farmers v SRC - Objective 9B
 - ENV-2018-CHC-000041 Heritage NZ v SRC - Objectives 9 and 13
 - ENV-2018-CHC-000047 Ngai Tahu v SRC - Objectives 13, 13A, 13B, 9B
 - ENV-2018-CHC-000050 Forest and Bird v SRC - Objectives 13, 13A, 13B
- 3 The Oil Companies remain as interested parties in topics not identified above.
- 4 By email dated 7 March 2019, all parties to the appeals on the Proposed Plan were advised that the Oil Companies would withdraw in part their s274 interest, on the basis identified above. Southland Regional Council, Gore District Council, Southland District Council and Invercargill City Council, Transpower NZ Ltd and Meridian Energy Limited confirmed they have no issues as to costs. No responses were received from other parties.
- 5 Accordingly the Oil Companies withdraw as s274 parties from the topics identified above, and seek confirmation that no costs arise.

Dated this 13th day of March 2019



Rob Enright
Counsel for Z Energy Ltd, BP Oil NZ Ltd and Mobil Oil NZ Ltd