

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

**UNDER** the Resource Management Act 1991

**IN THE MATTER** 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)

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**MEMORANDUM OF COUNSEL FOR THE DAIRY INTERESTS  
REGARDING WATER QUALITY – FURTHER CONFERENCING**

**29 July 2022**

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**WILKINS FARMING CO**

(ENV-2018-CHC-30)

**GORE DISTRICT COUNCIL, SOUTHLAND DISTRICT COUNCIL  
& INVERCARGILL DISTRICT COUNCIL**

(ENV-2018-CHC-31)

**DAIRYNZ LIMITED**

(ENV-2018-CHC-32)

**H W RICHARDSON GROUP**

(ENV-2018-CHC-33)

**BEEF + LAMB NEW ZEALAND**

(ENV-2018-CHC-34 & 35)

**DIRECTOR-GENERAL OF CONSERVATION**

(ENV-2018-CHC-36)

**SOUTHLAND FISH AND GAME COUNCIL**

(ENV-2018-CHC-37)

**MERIDIAN ENERGY LIMITED**

(ENV-2018-CHC-38)

**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)

**STONY CREEK STATION LIMITED**

(ENV-2018-CHC-42)

**THE TERRACES LIMITED**

(ENV-2018-CHC-43)

**CAMBELL'S BLOCK LIMITED**

(ENV-2018-CHC-44)

**ROBERT GRANT**

(ENV-2018-CHC-45)

**SOUTHWOOD EXPORT LIMITED, KODANSHA TREEFARM  
NEW ZEALAND LIMITED, SOUTHLAND PLANTATION FOREST  
COMPANY OF NEW ZEALAND**

(ENV-2018-CHC-46)

**TE RUNANGA O NGĀI TAHU, HOKONUI RUNAKA, WAIHOPAI  
RUNAKA, TE RUNANGA O AWARUA & TE RUNANGA O  
ORAKA APARIMA**

(ENV-2018-CHC-47)

**RAYONIER NEW ZEALAND LIMITED**

(ENV-2018-CHC-49)

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

(ENV-2018-CHC-50)

Appellants

**AND**

**SOUTHLAND REGIONAL COUNCIL**

Respondent

## MAY IT PLEASE THE COURT

- 1 This joint Memorandum is filed on behalf of DairyNZ Limited and Fonterra Co-operative Group Limited (**the Dairy Interests**) in respect of the further water quality conferencing directed by the Court in its Minute dated 21 July 2022 (the **Court Minute**).
- 2 Further to the Court Minute, and to inform water quality expert conferencing scheduled to commence at 10:00 am on Monday 1 August 2022, Drs Snelder and Depree seek further clarification from the Court on two matters as set out below at [4 - 5].
- 3 Counsel has consulted with Counsel for the Southland Regional Council who support the content of this memorandum.

### Questions for clarification from the Court

#### *Question 1*

- 4 Is it the Court's intention that 'Microalgae biomass' as referenced in Table 2 of the Court Minute and under the 'Dr T Snelder' column should read 'Macroalgae biomass' as per the 'Dr C Depree' column?

#### *Question 2*

- 5 There are 11 estuaries/ICOLLs in Southland. Waiau River estuary, Bluff Harbour and Waimatuku are missing from Table 2 of the Court Minute. Does the Court require the same assessment to be completed for these estuaries?

**Dated** 29 July 2022



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**Katherine Forward**

Solicitor for DairyNZ Limited and on behalf of Counsel for Fonterra Co-operative Group Limited.