

**BEFORE 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**  
(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)

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**JOINT MEMORANDUM OF COUNSEL**  
**4 August 2020**

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Judicial Officer: Judge Borthwick

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Respondent's Solicitor  
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Fax +64 379 2467

**WYNNWILLIAMS**

Solicitor: P A C Maw  
(philip.maw@wynnwilliams.co.nz)

**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)

**STONEY CREEK STATION LIMITED**  
(ENV-2018-CHC-42)

**THE TERRACES LIMITED**  
(ENV-2018-CHC-43)

**CAMPBELL'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 NGAI TAHU, HOKONUI RUNAKA,  
WAIHOPAI RUNAKA, TE RUNANGA O AWARUA & TE  
RUNANGA 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 NEW ZEALAND**  
(ENV-2018-CHC-50)

**Appellants**

**AND**

**SOUTHLAND REGIONAL COUNCIL**

**Respondent**

**MAY IT PLEASE THE COURT**

- 1 This Joint Memorandum of Counsel is filed in respect of the appeals against the Council's decision on the proposed Southland Water and Land Plan (**pSWLP**).
- 2 Earlier today, a Memorandum of Counsel for Southland Regional Council was filed recording that full agreement had been reached as between the parties on the wording of the objectives and policies of the pSWLP that remain at issue in Topic A.
- 3 This Joint Memorandum confirms that all parties that are interested in the provisions that remain at issue in Topic A are in agreement as to the wording that was filed as Appendix A to the Memorandum of Counsel for Southland Regional Council dated 4 August 2020.
- 4 Accordingly, all matters that were to be the subject of the expert conferencing set down for 6 & 7 August 2020 have now been fully agreed and conferencing is no longer required.

**DATED** this 4<sup>th</sup> day of August 2020



.....  
**P A C Maw / A M Langford**  
Counsel for the Southland Regional Council



.....  
**B Matheson / K Forward**  
Counsel for Fonterra Co-operative Group Limited and DairyNZ Limited

.....  
**D Allan**  
Counsel for Aratiatia Livestock Limited

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- 1 This Joint Memorandum of Counsel is filed in respect of the appeals against the Council's decision on the proposed Southland Water and Land Plan (**pSWLP**).
- 2 Earlier today, a Memorandum of Counsel for Southland Regional Council was filed recording that full agreement had been reached as between the parties on the wording of the objectives and policies of the pSWLP that remain at issue in Topic A.
- 3 This Joint Memorandum confirms that all parties that are interested in the provisions that remain at issue in Topic A are in agreement as to the wording that was filed as Appendix A to the Memorandum of Counsel for Southland Regional Council dated 4 August 2020.
- 4 Accordingly, all matters that were to be the subject of the expert conferencing set down for 6 & 7 August 2020 have now been fully agreed and conferencing is no longer required.

**DATED** this 4<sup>th</sup> day of August 2020

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**P A C Maw / A M Langford**  
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**D Allan**  
Counsel for Aratiatia Livestock Limited

*m. Garbett*

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**M Garbett**

Counsel for Gore District Council, Southland District Council, and Invercargill  
City Council

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**D van Mierlo / P Williams**

Counsel for the Director-General of Conservation

.....  
**S Gepp**

Counsel for Southland Fish and Game Council and Royal Forest and Bird  
Protection Society of New Zealand Incorporated

.....  
**S Christensen**

Counsel for Meridian Energy Limited and Alliance Group Limited

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**M Christensen**

Counsel for Ravensdown

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**C Lenihan**

Counsel for Federated Farmers of New Zealand

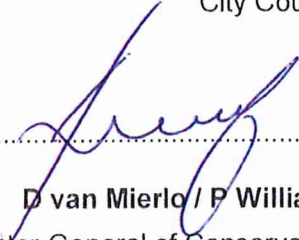
.....  
**V Hamm**

Counsel for Ballance Agri-Nutrients Limited

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**M Garbett**

Counsel for Gore District Council, Southland District Council, and Invercargill  
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**J Winchester / S Lennon**  
Counsel for Ngā Rūnanga<sup>1</sup>

.....  
**A Hitchcock**  
Counsel for Wilkins Farming Co



.....  
**C Owen**  
Counsel for Heritage New Zealand Pouhere Taonga

.....  
**R Donnelly**  
Counsel for the Waiau Rivercare Group Incorporated

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<sup>1</sup> Comprising Te Rūnanga o Ngāi Tahu, Hokonui Rūnaka, Waihopai Rūnaka, Te Rūnanga o Awarua and Te Rūnanga o Oraka Aparima

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