BEFORE THE ENVIRONMENT COURT AT CHRISTCHURCH

I MUA I TE KOOTI TAIAO I ŌTAUTAHI ROHE

IN THE MATTER of the Resource Management Act 1991 (the

Act)

AND

IN THE MATTER of appeals pursuant to clause 14 of the First

Schedule to the Act

BETWEEN SOUTHLAND FISH AND GAME COUNCIL

(ENV-2018-CHC-37)

ROYAL FOREST AND BIRD PROTECTION

SOCIETY OF NEW ZEALAND

(ENV-2018-CHC-50)

WAIHOPAI RŪNAKA, HOKONUI RŪNAKA, TE RŪNANGA O AWARUA, TE RŪNANGA O ORAKA APARIMA, and TE RŪNANGA O NGĀI TAHU (collectively NGĀ RŪNANGA)

(ENV-2018-CHC-47)

Appellants

A N D SOUTHLAND REGIONAL COUNCIL

Respondent

NOTICE OF MOTION SEEKING A RULING ON SCOPE

22 MAY 2020

2

TO: THE REGISTRAR

ENVIRONMENT COURT

CHRISTCHURCH

1. This Notice of Motion is filed on behalf of Ballance Agri-Nutrients

Limited, Federated Farmers of New Zealand (Southland),

Horticulture New Zealand, and Ravensdown Limited ("the Parties").

2. The Parties apply under s291 of the Resource Management Act

1991 ("the Act") for a ruling that evidence relating to Objectives 1

and 3 (and consequential amendments to other Objectives) of the

proposed Southland Land and Water Regional Plan are beyond the

scope of the Ngā Rūnanga appeal, and are therefore to be excluded

from the Court's consideration.

3. The grounds for this application are set out in the attached

Memorandum of Counsel filed in support of this application.

4. Without restricting the grounds and reasons set out in the

Memorandum of Counsel, the grounds for this application are that

the evidence on Objectives 1 and 3 (and consequential

amendments to other Objectives), and in particular the evidence of

Ms Treena Davidson in that regard goes beyond the scope of any

appeals.

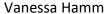
5. The parties to be served with a copy of this notice are all appellants

and all other parties to appeals on the proposed Southland Land

and Water Regional Plan.

DATE:

22 May 2020





Clare Lenihan

Counsel for Federated Farmers of New Zealand (Southland)

Helen Atkins

Counsel for Horticulture New Zealand

Mark Christensen

Counsel for Ravensdown Limited