

**BEFORE THE ENVIRONMENT COURT**  
**I MUA I TE KOTHI 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 FEDERATED FARMERS OF NEW ZEALAND (SOUTHLAND)

(ENV-2018-CHC-40)

FONTERRA CO-OPERATIVE GROUP LIMITED

(ENV-2018-CHC-27)

ARATIATIA LIVESTOCK LIMITED

(ENV-2018-CHC-29)

GORE DISTRICT COUNCIL, SOUTHLAND DISTRICT COUNCIL & INVERCARGILL CITY COUNCIL

(ENV-2018-CHC-31)

DAIRY NZ LIMITED

(ENV-2018-CHC-32)

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**MEMORANDUM OF COUNSEL: COURT SITE VISIT: REPLACEMENT SITE**  
**(26 JULY 2019)**

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Judicial Officers: Judge Borthwick

Solicitor for Appellant:  
Richard Gardner  
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DIRECTOR-GENERAL OF CONSERVATION

(ENV-2018-CHC-36)

SOUTHLAND FISH & GAME COUNCIL 2

(ENV-2018-CHC-37)

MERIDIAN ENERGY LIMITED

(ENV-2018-CHC-38)

ALLIANCE GROUP LIMITED

(ENV-2018-CHC-39)

HERITAGE NEW ZEALAND POHERE TAONGA

(ENV-2018-CHC-41)

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

(ENV-2018-CHC-47)

ROYAL FOREST AND BIRD PROTECTION  
SOCIETY OF NZ

(ENV-2018-CHC-50)

Appellants

AND

SOUTHLAND REGIONAL COUNCIL

Respondent

**May it Please the Court:**

1. Counsel was advised this morning that due to unforeseen health issues, it is no longer possible for the Court to visit one of the sites suggested by Federated Farmers – the Van Gool’s farm in Waituna, proposed for 1.15pm Day two.
  
2. After liaising with Dairy NZ and Fonterra, a similar replacement farm has been found in the vicinity (closer to Waituna Lagoon) that the Court could visit instead:  
  
Maarten Van Rossum (Sharemilker – Primary Contact), Winy Van Rossum (Owner), 302 Kapuka North Road, Waituna; Ph:027 6990547 (Maarten), 027 748 7884 (Winy); a dairy farm in Waituna; they've undertaken fencing and planting of waterways, constructed a wetland/sediment trap, off paddock grazing facilities (feedpad), effluent storage and irrigation and winter grazing of crops and Good Farm Practices.
  
3. Counsel is happy to provide any further detail the Court might require in relation to the above suggestion.



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**Clare Lenihan**  
Counsel for the Appellant