

Before the Environment Court
Christchurch Registry

I Mua I Te Kōti Taiao o Aotearoa
Ōtautahi Rohe

Under the Resource Management Act 1991 (**RMA**)

In the matter of an appeal under clause 14 of Schedule 1 of the RMA in
relation to decisions on the Proposed Southland Water and
Land Plan

Between **Transpower New Zealand Ltd**
(ENV-2018-CHC-26)

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

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

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

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Memorandum of Counsel for Southland Fish and Game Council

Topic B6

5 December 2022

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Between

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

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

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

HW Richardson Group
(ENV-2018-CHC-33)

Beef + Lamb New Zealand
(ENV-2018-CHC-33)

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

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

Meridian Energy Ltd
(ENV-2018-CHC-38)

Alliance Group Ltd
(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 Ltd
(ENV-2018-CHC-42)

The Terraces Ltd
(ENV-2018-CHC-43)

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

Robert Grant
(ENV-2018-CHC-45)

**Southwood Export Ltd, Kodansha Treefarm New
Zealand Ltd, Southland Plantation Forest Company of
New Zealand**

(ENV-2018-CHC-46)

**Te Rūnanga o Ngāi Tahu, Hokonue Rūnaka,
Waihopai Rūnaka, Te Rūnanga o Awarua and Te
Rūnanga o Oraka Aparima**

(ENV-2018-CHC-47)

Peter Chartres

(ENV-2018-CHC-48)

Rayonier New Zealand Ltd

(ENV-2018-CHC-49)

**Royal Forest and Bird Protection Society of New
Zealand Inc**

(ENV-2018-CHC-50)

Appellants

Southland Regional Council

Respondents

MAY IT PLEASE THE COURT

- 1 I refer to the Court's Minute dated 2 December 2022.
- 2 Southland Fish and Game Council:
 - (a) Is not opposed to the adjournment.
 - (b) Is available in the week of 27 March 2023.
 - (c) Seeks to amend the Court's directions for evidence from planners supporting a discretionary activity rule to 9 December 2022 (assuming that the hearing is not proceeding on 9 December 2022), or 8 December 2022 (if the hearing is proceeding on 9 December 2022).
- 3 The reason for the extension sought in 2(c) is that planners supporting the discretionary activity rule seek additional time to resolve or narrow minor wording differences between them. Any revised wording that they support as a result of such resolution or narrowing would be addressed in their statement of evidence at the same time as they provide a response to the Joint Witness Statement.
- 4 I have conferred with counsel for the other parties and no party has objected, but it is appropriate that I record Meridian Energy's position which was that:

Meridian Energy has no objection to an extension of time for the filing of evidence by those planners to 9 December, noting that the timetable direction from the Court is that the planning evidence will respond to the filed JWS and not simply propose alternative wording of Rule 52A.



Sally Gepp
Counsel for Southland Fish and Game Council