

BEFORE THE ENVIRONMENT COURT

ENV-2018-CHC-000032

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an Appeal under clause 14 of the First Schedule of the Resource Management Act 1991 in relation to the proposed Southland Water and Land Plan

BETWEEN **DAIRYNZ LTD**

Appellant

AND

SOUTHLAND REGIONAL COUNCIL

Respondent

NOTICE OF REQUEST TO BE PARTY TO PROCEEDINGS UNDER SECTION 274 OF THE RESOURCE MANAGEMENT ACT 1991

STONE CREEK STATION LIMITED

Dated this *24* day of June 2018

PRESENTED FOR FILING BY:

Counsel for the Appellant

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**NOTICE OF REQUEST TO BE A PARTY TO PROCEEDINGS UNDER S274 OF THE RESOURCE
MANAGEMENT ACT BY STONEY CREEK STATION LIMITED**

1. Stoney Creek Station Limited (“**Stoney Creek**”) wishes to be a party to Notice of Appeal ENV-2018-CHC-000032 dated 17 May 2018 by DairyNZ Ltd to the Environment Court (“**the Appeal**”) against the Decision of the Southland Regional Council on the Proposed Southland Water and Land Plan.

2. Stoney Creek is entitled to be a party to the Appeal because:-
 - (a) It lodged Notice of Appeal ENV-2018-CHC-000042 dated 17 May 2018 (“**Stoney Creek Appeal**”) which seeks relief on matters addressed in the Appeal.

 - (b) It owns and farms land on Otamita, Eastern Southland, the management of which will be directly affected by the relief sought in the Appeal.

3. Stoney Creek is not a trade competitor for the purposes of s308C or s308CA of the Resource Management Act 1991.

4. Stoney Creek is interested in that part(s) of the Appeal that relates to the restriction on mob (herd) size, **Rule 20(a)(iii)(3)(E)**.

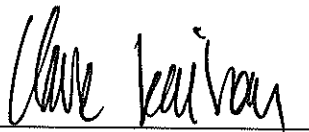
5. Stoney Creek supports the relief sought in the Appeal seeking deletion of the restriction on mob (herd) size, **Rule 20(a)(iii)(3)(E)**, to the extent that it is consistent with the relief in the Stoney Creek Appeal, for the following reasons:-
 - (a) The grounds set out in the Appeal.

 - (b) The grounds set out in the Stoney Creek Appeal.

6. Stoney Creek opposes the relief sought as an alternative to the above i.e. if the relief above is not granted and the reference to cattle is retained, the words “or equivalent number of young stock at any one time” be added. The reason for the opposition is:
 - a. The alternative is too restrictive and unnecessary.

7. Stoney Creek agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signed for and on behalf of Stoney Creek Station Limited:-



Clare Lenihan
Counsel for the Appellant

Dated this 22 day of June 2018

Address for service of s274 party:

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