

**BEFORE THE ENVIRONMENT COURT
I MUA I TE KŌTI TAIAO Ō AOTEAROA**

UNDER the Resource Management Act 1991

IN THE MATTER OF an appeal under Clause 14(1) of the
First Schedule of the Act in relation to
the proposed Southland Water and
Land Plan

BETWEEN **SOUTHLAND FISH AND GAME
COUNCIL**
ENV-2018-CHC-037

Appellant

AND **SOUTHLAND REGIONAL COUNCIL**

Respondent

Notice of Invercargill City Council (Water Manager) wish to
be party to proceedings pursuant to Section 274 of the
Resource Management Act 1991

Filed by
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To: The Registrar
Environment Court
CHRISTCHURCH

- 1 Invercargill City Council (Water Manager) wish to be a party pursuant to Section 274 of the Resource Management Act 1991 (RMA) to the following proceedings:

Southland Fish and Game Council v Southland Regional Council (ENV-2018-CHC-037) being an appeal against decisions of Environment Southland on the proposed Southland Water and Land Plan (pSWLP).

- 2 Invercargill City Council is a territorial authority located within the Southland region. The Water Manager is responsible for the provision of drinking water to the Invercargill City District.
- 3 Invercargill City Council (Water Manager) has made an individual submission on the pSWLP. Invercargill City Council has also made a joint submission and has appealed provisions of the plan jointly with Gore District Council and Southland District Council.
- 4 Invercargill City Council is not trade competitor for the purposes of Section 308C or 308CA of the RMA.
- 5 The Invercargill City Council Water Manager has a responsibility for Invercargill's drinking water infrastructure.
- 6 The parts of the proceedings the Invercargill City Council is interested in, including the particular issues and whether the Invercargill City Council supports, opposes or conditionally opposes the relief sought are set out in the **attached** table.
- 7 Invercargill City Council agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated this 26th day of June 2018



Michael Morris
Counsel for Invercargill City Council (Water Manager)

Address for service of person wishing to be a party

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Advice

If you have any questions about this notice, contact the Environment Court in Christchurch.

Table: Invercargill City Council Section 274 notice – Southland Fish and Game Council ENV-2018-CHC-000037

| Part of the proceedings | Relief sought by Appellant | Issues | Support, Oppose, or Conditionally oppose | Reasons |
|-------------------------|--|---|--|---|
| Objective 9B | Amend Objective 9B by deleting “enabled” and replacing with recognized and provided for | <ul style="list-style-type: none"> Amendment of Objective 9B | Oppose | <ul style="list-style-type: none"> The change weakens the objective in not enabling Critical Infrastructure. |
| Policy 26A | Amend Policy 26A to provide as follows: “Policy 26A – Infrastructure Recognise and provide for <u>enable</u> the effective development, operation, maintenance and upgrading of regionally significant, nationally significant and critical infrastructure in a way that avoids where practicable, or otherwise remedies or mitigates, adverse effects on the environment.” | <ul style="list-style-type: none"> Amendment of Policy 26A. | Oppose | <ul style="list-style-type: none"> The proposed change does not properly implement the objectives of the pSWLP, particularly Objective 9B. |
| Policy 42 | Amend Policy 42 to provide as follows: “Policy 42 – Consideration of water permit applications When considering resource consent applications for water permits to take and use water:2. except for non-consumptive uses, consents replacing an expiring resource consent for an abstraction from an over-allocated water body will generally shall only be granted at a reduced rate, the reduction being proportional to the amount of over-allocation and previous use, using the method set out in Appendix O; and ... | <ul style="list-style-type: none"> Amendment of Policy 42. | Oppose | <ul style="list-style-type: none"> The proposed change of wording will affect territorial authority water supply infrastructure. The proposed change will make the provision overly restrictive. This does not implement the objectives of the pSWLP, particularly Objective 9B and Policy 26A. |