

**BEFORE THE ENVIRONMENT COURT
AT AUCKLAND
I MUA I TE KOOTI TAIAO O AOTEAROA
TĀMAKI MAKĀURAU**

ENV-2020-AKL-000102

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under clause 14(1) of Schedule 1 to the Act

BETWEEN **FEDERATED FARMERS OF NEW ZEALAND
INCORPORATED**

Appellant

AND **WAIKATO REGIONAL COUNCIL**

Respondent

**NOTICE OF BEEF+LAMB NEW ZEALAND LIMITED'S WISH TO BE A
PARTY TO PROCEEDINGS
29 September 2020**

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TO: The Registrar
Environment Court
Auckland

1. Beef+Lamb New Zealand Ltd (B+LNZ) wishes to be a party to the following proceedings:

Federated Farmers of New Zealand Incorporated v Waikato Regional Council

ENV-2020-AKL-000102.

2. B+LNZ made a submission about the subject matter of the proceedings.
3. B+LNZ is not a trade competitor for the purposes of s 308C or 308A Resource Management Act 1991.
4. B+LNZ is interested in all of the proceedings.
5. B+LNZ is interested in the following particular issues:
 - (a) The objective and policy framework and supporting rules and schedules that provide for low intensity farming.
 - (b) The regulatory regime for farming activities at the Whangamarino Wetland catchment.
 - (c) Any relief sought that effects its appeal *Beef+Lamb New Zealand v Waikato Regional Council* ENV-2020-AKL-99.
6. B+LNZ generally supports the relief sought because:
 - (a) The relief sought generally improves the workability and certainty of PC1.
 - (b) B+LNZ supports the Appellant's pleadings because it is appropriate for flexibility to be maintained for certain agricultural land uses, that it is appropriate to provide for a permitted activity pathway for low intensity, and therefore low risk, farming activities and that Farm Environment Plans should form part of the regulatory framework.

- (c) The relief sought in respect of the Whangamarino Wetland catchment is consistent with the relief sought in B+LNZ's appeal.
- (d) The relief sought recognises issues with the approach to catchment collectives and farming across multiple properties and provides an appropriate response to the issues raised.
- (e) B+LNZ supports an enterprise-based approach to farming activities rather than a property-based approach to avoid unintended and perverse (non-effects based) outcomes.
- (f) The relief sought to Schedule D1 and D2 is generally consistent with the relief sought by B+LNZ. B+LNZ's primary considerations include ensuring Farm Environment Plans are not overly prescriptive to ensure appropriate flexibility is maintained for low intensity farming activities.
- (g) The relief sought seeks to recognise those parts of Te Ture Whaimana o Te Awa o Waikato / Vision and Strategy for the Waikato River that recognise the relationships between communities and the Awa while acknowledging the requirement to halt degradation and improve water quality.
- (h) The relief sought is consistent with the relief sought by B+LNZ that requests recognition that not all water bodies and catchments require improvement to achieve attribute states and restore and protect the health and well-being of the Awa.
- (i) B+LNZ supports in principle a new permitted activity rule providing for sector schemes as an efficient regulatory tool, subject only to the lawfulness (notably, in respect of certainty) of such a rule.

7. B+LNZ opposes the relief sought that:

- (a) Is not consistent with the relief sought by it in its appeal.
- (b) Does not achieve the purpose of the Act, give effect to Te Ture Whaimana, the New Zealand Coastal Policy Statement, other relevant national policy statements (notably the National Policy Statement for

Freshwater Management) and Waikato Regional Policy Statement, and implement the objectives and policies of the relevant plans.

8. B+LNZ agrees to participate in mediation or other alternative dispute resolution of the proceedings.



CP Thomsen
Counsel for s 274 party
Beef+Lamb New Zealand Ltd
29 September 2020

This notice was filed by **CHRISTOPHER PAUL THOMSEN**, solicitor for the party of the firm Fletcher Vautier Moore. The address for service of the above-named party is at the offices of Fletcher Vautier Moore, Solicitors, 265A Queen Street, Richmond, Nelson.

Documents for service on the party may be:

- (a) Posted to the solicitor at Fletcher Vautier Moore, Solicitors, P O Box 3029, Richmond, Nelson; or
- (b) Left for the solicitor at a document exchange for direction to DX WC71017, Richmond, Nelson; or
- (c) Transmitted to the solicitor by facsimile to (03) 543 8302 provided original documents are then posted to the solicitor; or
- (d) Sent by email to cthomsen@fvm.co.nz and cluisetti@fvm.co.nz provided original documents are then posted to the solicitor.

Advice

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