

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

ENV-2020-AKL-000095

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 **MERCURY NZ LIMITED**

Appellant

AND **WAIKATO REGIONAL COUNCIL**

Respondent

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

FLETCHER VAUTIER MOORE
LAWYERS
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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:

Mercury NZ Limited Waikato Regional Council
ENV-2020-AKL-000095.

2. B+LNZ made a submission about the subject matter of the proceedings.
3. B+LNZ has an interest in the proceedings that is greater than the interest that the general public has because:
 - (a) The proceedings seek relief that will impact on the natural and physical resources of the region.
 - (b) B+LNZ is a representative body that promotes sustainable farming practices and develops and implements programmes aimed at improving farming systems.
 - (c) The Appeal may impact farmers who B+LNZ represent and who rely on natural and physical resources to provide for their health and well-being.
4. B+LNZ is not a trade competitor for the purposes of s 308C or 308A Resource Management Act 1991.
5. B+LNZ is interested in all of the proceedings.
6. B+LNZ is interested in the following particular issues:
 - (a) Any relief sought that is inconsistent with its appeal *Beef+Lamb New Zealand v Waikato Regional Council* ENV-2020-AKL-99.
 - (b) The effect any relief sought will have upon the objective and policy framework and supporting rules and schedules that provide for low intensity farming.
7. B+LNZ opposes in part the relief sought because:

- (a) B+LNZ supports the findings of the Respondent that the Decisions Version of PC1 provides for restoration and protection of the Waikato and Waipā Rivers and their tributaries, subject to the relief sought in its appeal.
- (b) B+LNZ is a farmer-owned, industry organisation that represents New Zealand's sheep and beef farmers, funded through a levy paid by all beef and sheep meat producers under the Commodity Levies Act 1990.
- (c) Any relief granted should be the most appropriate way to 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 Regional Policy Statement, and implement the objectives and policies of the relevant plans, including by supporting and providing for a sustainable and strong rural sector in the Waikato Region that operates while restoring and protecting the Awa.
- (d) B+LNZ opposes any relief that either:
 - i. Seeks to amend PC1 to the extent that it changes the way PC1 provides for low-intensity farming activities, including extensive drystock farms. PC1 appropriately provides for those activities and enables people and communities to provide for their wellbeing while at the same time recognising the Awa are degraded and ensuring that there is no further degradation, alongside a pathway for improvement in the short and long term; or
 - ii. Leads to an outcome that does not give effect to the restoration and protection requirements of Te Ture Whaimana o Te Awa o Waikato / Vision and Strategy for the Waikato River.
- (e) B+LNZ is otherwise neutral on the relief sought.

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.