

**IN THE ENVIRONMENT COURT OF NEW ZEALAND
I TE KOOTI TAIAO O AOTEAROA**

ENV-2020-AKL-000098

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under clause 14 of Schedule 1 to the Act against the decision of the Waikato Regional Council on Proposed Plan Change 1 to the Waikato Regional Plan

BETWEEN

WAIRAKEI PASTORAL LIMITED

Appellant

AND

WAIKATO REGIONAL COUNCIL

Respondent

**NOTICE OF TAUPO DISTRICT COUNCIL'S WISH TO BE PARTY TO
PROCEEDINGS**

Dated 29 September 2020

LACHLAN MULDOWNEY
BARRISTER

P +64 7 834 4336 **M** +64 21 471 490

Office Panama Square, 14 Garden Place, Hamilton

Postal PO Box 9169, Waikato Mail Centre, Hamilton 3240

www.lachlanmuldowney.co.nz

Instructing Solicitor: Nigel McAdie - nmcadie@taupo.govt.nz

To: The Registrar
Environment Court
Auckland

1. Taupo District Council (**TDC**) wishes to be a party to these proceedings, being ENV-2020-AKL-000098 *Wairakei Pastoral Limited v Waikato Regional Council (Appeal)*.
2. TDC made a submission about the subject matter of the Appeal and, as a local authority, has an interest in the Appeal that is greater than the interest that the general public has.
3. TDC is not a trade competitor for the purposes of sections 308C and 308CA of the Resource Management Act 1991 (**RMA**).
4. TDC is interested in the discrete part of the Appeal that addresses Objective 2 (Freshwater Objective)/Te Whaingā 2 (Te Whaingā Wai Māori).
5. TDC is interested in the following issues:
 - a) Community wellbeing;
 - b) The role of the short-term numeric water quality values in Table 3.11-1; and
 - c) The inclusion of additional attributes.
6. TDC supports the relief sought by the appellant with respect to Objective 2. Objective 2 measures progress as the short-term numeric water

quality values in Table 3.11-1 being “met” no later than 10 years after Plan Change 1 (PC1) is made operative.

7. TDC agrees that there is uncertainty created by the provision. It is likely to be technologically challenging for the short-term water quality targets in Table 3.11-1 to be met at the end of the discharge pipe. If it is, significant expenditure on wastewater treatment plant upgrades would be required. The implications of the requirement to achieve 20% improvement in water quality in the first ten years are unclear as no assessment of its achievability or effects on the community and wellbeing have been undertaken.
8. TDC supports any consequential relief to the extent that it is consistent with the outcomes sought in its appeal.
9. TDC agrees to participate in mediation or other alternative dispute resolution of the proceedings.



.....

L F Muldowney / S K Thomas

Counsel for Taupo District Council

Dated 29 September 2020

Address for service:

Taupo District Council

C/- Lachlan Muldowney Barrister

Panama Square, 14 Garden Place

PO Box 9169

Hamilton 3244

Attention: Lachlan Muldowney / Shaye Thomas

Telephone: (07) 834 4336

Email: lachlan@muldowney.co.nz / shayethomas@muldowney.co.nz

Advice

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