



THE ENVIRONMENT COURT OF NEW ZEALAND

NOTICE OF HEARING

TAKE NOTICE that there is to be a sitting of the Environment Court as detailed below to hear the proceedings listed in the attached schedule. The notice of hearing has been abridged.

The details for these proceedings are as follows

COMMENCING: Monday, 8 March 2021

TIMES: Monday – Thursday: 9.30am to 5.00pm*
Friday: 9.30am to 2.00pm

VENUES: 8 - 12 March 2021 – Hutton Theatre, Otago Museum, Dunedin
15 - 19 March 2021 – Hutton Theatre, Otago Museum, Dunedin
23 - 26 March 2021 – Hutton Theatre, Otago Museum, Dunedin
12 - 16 April 2021 – Cromwell Presbyterian Church
19 - 23 April 2021 – Cromwell Presbyterian Church
10 - 14 May 2021 – Cromwell Presbyterian Church
17 - 21 May 2021 – Hutton Theatre, Otago Museum, Dunedin
25** - 28 May 2021 – Hutton Theatre, Otago Museum, Dunedin

Hutton Theatre
Otago Museum
419 Great King St
Dunedin 9059
Tel: 03 474 7476

Cromwell Presbyterian Church
10 Elspeth St
Cromwell
Tel: 03 445 3078

* finish times on Monday to Thursday are approximate

** the court is not sitting on Monday 24 May 2021 due to venue constraints

1 SECURITY

As this is a court event, the normal security measures apply, including screening upon entry.

2 PROCEDURES

Subject to necessary amendments, the hearing will proceed in accordance with the hearing schedule:

(<https://environmentcourt.govt.nz/cases-online/orc-pcs-1-78/pc7/hearings/#hearingschedule>).

At the start of the hearing, the Court will consider any requests to:

- (a) Withdraw proceedings
- (b) Adjourn (postpone) hearings to a later date
- (c) Approve settlements agreed to all by the parties

The Court will then decide the order in which the proceedings will be heard during the hearing.

Parties must advise the Court **immediately** if they want to:

- a) settle and/or withdraw proceedings in whole or in part, or
- b) request an adjournment, that is postponing the hearing of the proceedings, until a later sitting of the Court.

Parties should notify the Court of the settlement and/or withdrawal of proceedings as soon as possible as this will enable the Court to reallocate the hearing time if necessary.

The Court will only grant a request for adjournment if there is a good reason for doing so, even if all the parties have agreed to it.

If any party fails to:

- a) be ready to proceed with a hearing at the time arranged for it by the Court
- or**
- b) give adequate notice of withdrawal or settlement of proceedings

then the Court may order the party or parties to pay any costs and expenses incurred by the Crown or another party. This may happen where the hearing time allocated by the Court is not used.

3 EVIDENCE

Evidence should be filed in accordance with the court's directions, which are available here:

- <https://environmentcourt.govt.nz/assets/Documents/Publications/2020-12-02-Minute-Final-Timetable-and-Expert-Conferencing-Directions.pdf>
- <https://environmentcourt.govt.nz/assets/Documents/Publications/2020-10-28-Minute-re-PC-7.pdf>

4 MĀORI LANGUAGE AND SPECIAL REQUIREMENTS

If any party or witness:

1. wishes to speak Māori at the hearing under the Māori Language Act 1987, or
2. has special needs (for example in relation to disability and access, deafness, difficulties with the English language), or
3. has any special arrangements for the hearing are required, e.g. transport for site visits, storage space for bulky exhibits, video playback

they are to advise the Court in writing of this not later than 10 working days from the date of hearing so that appropriate arrangements can be considered.

<https://www.justice.govt.nz/courts/going-to-court/pre/interpreters-language-and-disability-access/>

5 **INFORMATION**

Information for this proceeding is available at:

<https://environmentcourt.govt.nz/cases-online/orc-pcs-1-7-8/pc7/>

6 **CONTACTS**

For general information, contact the Environment Court:

- ORC@justice.govt.nz;
- Mainline: 03 367 6014.

For information about the hearing schedule or to advise any issue with attendance contact the ORC hearing administrators, Glen Cooper or his colleague Rebecca Jackson:

- PlanChange@orc.govt.nz;
- 027 213 1652.

For assistance from the court appointed Friend of Submitter, Jane Whyte:

- jane@responseplanning.co.nz;
- 03 332 7449; or
- 027 259 5030.

Dated at Christchurch Environment Court Registry on 7 April 2021



Michael Tinkler
Deputy Registrar

Mainline: (03) 367 6014

E-mail address: ORC@justice.govt.nz

ENVIRONMENT COURT

WX11113

PO Box 2069

Christchurch

SCHEDULE OF PROCEEDINGS

1. **Topic:** **Decision on the provisions and matters raised in submissions on Otago Regional Council Plan Change 7**
Topic Number: **ENV-2020-309-000015**

- i. Otago Regional Council
Under s 149(T) the Resource Management Act 1991
Court Reference: ENV-2020-CHC-000127

LIST OF PARTIES

TOPIC: Decision on the provisions and matters raised in submissions on Otago Regional Council Plan Change 7 (Water Permits)

<u>Lodgement:</u>	<u>ENV-2020-CHC-000127</u>	<u>Otago Regional Council</u>
Initiator	Otago Regional Council	Michelle Mehlhopt, Wynn Williams & Co - Christchurch, P O Box 4341, DX WX11179, Christchurch
Initiator	Otago Regional Council	Philip Maw, Wynn Williams & Co - Christchurch, P O Box 4341, DX WX11179, Christchurch
Interested Party S274	Aepurist International	Pete Bennie
Interested Party S274	Airdrie	Airdrie
Interested Party S274	Akarua Ltd	Akarua Ltd
Interested Party S274	Aotearoa New Zealand Fine Wine Estates Limited Partnership	Dean van Mierlo, CMB 45 Punakaiki, RD1 Runanga, West Coast 7873
Interested Party S274	Arrow Irrigation Company Ltd	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Balquhidder Farming Ltd	Balquhidder Farming Ltd,
Interested Party S274	Bannockburn Water Race Society	Edgar Parcell
Interested Party S274	Bathgate, Ian	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Beef and Lamb NZ and Deer Industry NZ	Beef and Lamb NZ and Deer Industry NZ,
Interested Party S274	Blackstone Hill Ltd	Blackstone Hill Ltd
Interested Party S274	Blackstone Irrigation Company	Blackstone Irrigation Company
Interested Party S274	Cairnhill Ltd	
Interested Party S274	Cardrona Alpine Resort Limited	Grant Richards Land & Water Ltd
Interested Party S274	Cardrona Water Users Group Inc	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Cardrona Water Users Group Inc	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Carrick Irrigation Co Ltd	Carrick Irrigation Co Ltd
Interested Party S274	Carrick Peonies	Edgar Parcell
Interested Party S274	Carrick Station & Carrickburn Ltd	Edgar Parcell
Interested Party S274	Central Organics and Springvale Orchards Ltd	Central Organics and Springvale Orchards Ltd,
Interested Party S274	Central Otago District Council	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Central Otago District Council	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Chittock, Jacqueline and Kerry	Edgar Parcell
Interested Party S274	Clark, Richard	Edgar Parcell

Interested Party S274	Closeburn Station	Closeburn Station
Interested Party S274	Clutha District Council	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Clutha District Council	Clutha District Council, PO Box 25, Balclutha
Interested Party S274	Clutha District Council	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Coal Creek Water Users Group	Coal Creek Water Users Group
Interested Party S274	Coburns Partnership	Coburns Partnership
Interested Party S274	Crag an Oir Trust Springvale Apple Growers Partnership	Crag an Oir Trust Springvale Apple Growers Partnership
Interested Party S274	Crutchley, Geoff	Geoff Crutchley
Interested Party S274	Dairy Farms Partnership	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Dairy Farms Partnership	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Dave Cockburn Construction Ltd	Dave Cockburn Construction Ltd
Interested Party S274	Davidson, Harold	Edgar Parcell
Interested Party S274	DB & JWS Kinney Trust	DB & JWS Kinney Trust
Interested Party S274	De Jong, C and G	Edgar Parcell
Interested Party S274	Director-General of Conservation	Pene Williams, Department of Conservation, PO Box 4715, Christchurch 8140
Interested Party S274	Dunedin City Council	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Dunedin City Council	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Eckhoff, Gerrard	Gerrard Eckhoff
Interested Party S274	Falls Dam Company Limited	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Falls Dam Company Limited	Derek McLachlan, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Federated Farmers of New Zealand	Federated Farmers of New Zealand,
Interested Party S274	Fergusson, Ken	Ken Fergusson
Interested Party S274	Galloway Irrigation Society	Mike Kelly
Interested Party S274	GlenAyr Ltd	GlenAyr Ltd
Interested Party S274	Glenshee Station Ltd	Glenshee Station Ltd
Interested Party S274	Gorge Creek Flats Ltd	Gorge Creek Flats Ltd
Interested Party S274	Grape Vision Ltd	Grape Vision Ltd
Interested Party S274	Groundwater, Alistair and Barbara	Alistair and Barbara Groundwater
Interested Party S274	Hamilton Runs Limited	Hamilton Runs Limited
Interested Party S274	Hawkdun Idaburn Irrigation Co	Hawkdun Idaburn Irrigation Co

Interested Party S274	Hawksburn Station	Edgar Parcell
Interested Party S274	Heaney Road Partnership	Heaney Road Partnership
Interested Party S274	Henderson, Duncan and Rae	Edgar Parcell
Interested Party S274	Hill, David and Susan	Kelly Heckler
Interested Party S274	Hogg, Gavin	Edgar Parcell
Interested Party S274	Holland, Michelle and Stephen	Michelle and Stephen Holland
Interested Party S274	Hort NZ	Helen Atkins, Atkins Holm Majurey, PO Box 1585, Shortland Street, Auckland
Interested Party S274	Hort NZ	Louise Ford, Atkins Holm Majurey, PO Box 1585, Shortland Street, Auckland
Interested Party S274	Hortinvest Limited, Tarras Cherry Corp Ltd, CCHD1 Ltd, CCHD2 Ltd	Hortinvest Limited, Tarras Cherry Corp Ltd, CCHD1 Ltd, CCHD2 Ltd,
Interested Party S274	Ida Valley Irrigation Company Limited	Ida Valley Irrigation Company Limited,
Interested Party S274	Jones, D and M	
Interested Party S274	JR Webb & Sons Ltd	JR Webb & Sons Ltd
Interested Party S274	Kawarau Station Ltd	Edgar Parcell
Interested Party S274	Kingsmill Wines	Edgar Parcell
Interested Party S274	Knapdale Farms Limited	Knapdale Farms Limited
Interested Party S274	Kye Farming Ltd	Kye Farming Ltd
Interested Party S274	Kāi Tahu ki Otago (Te Rūnanga o Moeraki, Kāti Huirapa Rūnaka ki Puketeraki, Te Rūnanga o Ōtākou and Hokonui Rūnanga)	James Winchester, Simpson Grierson - Wellington, PO Box 2402, DX SX 11174, Wellington 6140
Interested Party S274	Kāi Tahu ki Otago (Te Rūnanga o Moeraki, Kāti Huirapa Rūnaka ki Puketeraki, Te Rūnanga o Ōtākou and Hokonui Rūnanga)	Sal Lennon, Simpson Grierson - Wellington, PO Box 2402, DX SX 11174, Wellington 6140
Interested Party S274	Landpro Limited	Claire Perkins, Landpro Limited, PO Box 301, Cromwell
Interested Party S274	Last Chance Irrigation Company Limited	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Lauder Creek Limited	Lauder Creek Limited
Interested Party S274	Lauder Water Users Group	Lauder Water Users Group
Interested Party S274	Layard Estates Limited and Little Orchard Family Trust	Layard Estates Limited and Little Orchard Family Trust
Interested Party S274	Layard Estates Ltd	Layard Estates Ltd
Interested Party S274	Leaning Rock Cherries Ltd,	Leaning Rock Cherries Ltd
Interested Party S274	Lilybank Co Ltd	
Interested Party S274	Lindis Peaks Farming Limited	Lindis Peaks Farming Limited
Interested Party S274	Loganbrae Limited	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054

Interested Party S274	Long Gully Water Race Society	James Dicey
Interested Party S274	Maerewhenua District Water Resource Company	Maerewhenua District Water Resource Company
Interested Party S274	Maniototo Irrigation Co	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Maniototo Irrigation Co	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Maniototo West Side Irrigation Company	Maniototo West Side Irrigation Company,
Interested Party S274	Manuherikia Catchment Group	Manuherikia Catchment Group
Interested Party S274	Manuherikia Irrigation Co-operative Society Ltd	Manuherikia Irrigation Co-operative Society Ltd
Interested Party S274	Martin, Graeme	Graeme Martin
Interested Party S274	Matakanui Station Ltd	Matakanui Station Ltd
Interested Party S274	McArthur Ridge Vineyard Ltd	Kelvin Reid, Canterbury Chambers, PO Box 9344, Tower Junction, Christchurch 8013
Interested Party S274	McArthur Ridge Vineyard Ltd	N Elder, Arthur Watson Savage (AWS Legal), P O Box 1207, DX YA90008, Invercargill
Interested Party S274	McGrath, Peter and Glenda	Edgar Parcell
Interested Party S274	MD & DG Jones Family Trust	Edgar Parcell
Interested Party S274	MFS Ventures	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	MFS Ventures	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Morrison, Marilyn	Pete Bennie
Interested Party S274	Morrison, Peter	Pete Bennie
Interested Party S274	Mount Dunstan Estates Ltd	Kelvin Reid, Canterbury Chambers, PO Box 9344, Tower Junction, Christchurch 8013
Interested Party S274	Mount Dunstan Estates Ltd	N Elder, Arthur Watson Savage (AWS Legal), P O Box 1207, DX YA90008, Invercargill
Interested Party S274	Mount Earnslaw Station	Claire Perkins, Landpro Limited, PO Box 301, Cromwell
Interested Party S274	Mulholland, CP and DE	CP and DE Mulholland,
Interested Party S274	Naylor, Ross	Ross Naylor
Interested Party S274	Nevill, Russell	Russell Nevill
Interested Party S274	Ngai Tahu Ki Murihiku	James Winchester, Simpson Grierson - Wellington, PO Box 2402, DX SX 11174, Wellington 6140
Interested Party S274	Ngai Tahu Ki Murihiku	Sal Lennon, Simpson Grierson - Wellington, PO Box 2402, DX SX 11174, Wellington 6140
Interested Party S274	North Otago Irrigation Company Ltd	North Otago Irrigation Company Ltd,
Interested Party S274	Omakau Area Irrigation Company Limited	Omakau Area Irrigation Company Limited
Interested Party S274	Otago Fish and Game Council and the Central South Island Fish and Game Council	Maree Baker-Galloway, Anderson Lloyd (Queenstown), PO Box 201, DX ZP95010, Queenstown
Interested Party S274	Otago Fish and Game Council and the Central South Island Fish and Game Council	Roisin Giles, Anderson Lloyd (Queenstown), PO Box 201, DX ZP95010, Queenstown

Interested Party S274	Otago Water Rights User Groups	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Otago Water Rights User Groups	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Patearoa Station	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Pisa Irrigation Co Ltd	Pisa Irrigation Co Ltd,
Interested Party S274	Pisa Range Estate Vineyard Ltd	Warwick Hawker
Interested Party S274	PM Bennie Partnership	Pete Bennie
Interested Party S274	Preston, Jane	Edgar Parcell
Interested Party S274	Puketoi Farming Co	Puketoi Farming Co
Interested Party S274	Queenstown Lakes District Council	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Queenstown Lakes District Council	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Ritchie, Ian and Wendy	Andrew Ritchie
Interested Party S274	Roberts, Nathan	Edgar Parcell
Interested Party S274	Royal Forest and Bird Protection Society of New Zealand Incorporated	Peter Anderson, Royal Forest & Bird Protection Society of NZ Inc., PO Box 2516, Christchurch 8140
Interested Party S274	Rutherford, Robert	Robert Rutherford
Interested Party S274	Satinburn Dairy Ltd and Wildon Dairy Ltd	Satinburn Dairy Ltd and Wildon Dairy Ltd
Interested Party S274	Scott, William and Jennifer	Edgar Parcell
Interested Party S274	SEE Enterprises Ltd	SEE Enterprises Ltd
Interested Party S274	Shag Valley Station	Shag Valley Station
Interested Party S274	Smallburn Ltd	Smallburn Ltd
Interested Party S274	Sole, Matthew	Matthew Sole
Interested Party S274	Southern District Health Board	Andrew Shand
Interested Party S274	Southern Lakes Holding Ltd (Dunstan Burn Station)	Southern Lakes Holding Ltd (Dunstan Burn Station)
Interested Party S274	Stonehenge Ltd	Stonehenge Ltd
Interested Party S274	Strath Clyde Water Limited	Kelvin Reid, Canterbury Chambers, PO Box 9344, Tower Junction, Christchurch 8013
Interested Party S274	Strath Clyde Water Limited	N Elder, Arthur Watson Savage (AWS Legal), P O Box 1207, DX YA90008, Invercargill
Interested Party S274	Sullivan, Jillian	Jillian Sullivan
Interested Party S274	Tamblyn, Caroline	Caroline Tamblyn
Interested Party S274	Te Rūnanga o Ngāi Tahu	James Winchester, Simpson Grierson - Wellington, PO Box 2402, DX SX 11174, Wellington 6140
Interested Party S274	Te Rūnanga o Ngāi Tahu	Sal Lennon, Simpson Grierson - Wellington, PO Box 2402, DX SX 11174, Wellington 6140

Interested Party S274	Terraces Irrigation Ltd	Terraces Irrigation Ltd
Interested Party S274	The Minister for the Environment	Rosemary Dixon, Crown Law Office, PO Box 2858, DXSP 20208, Wellington 6140
Interested Party S274	The Waikerikeri Creek All Water Users Group	Claire Perkins, Landpro Limited, PO Box 301, Cromwell
Interested Party S274	Tinwald Farm Holdings Ltd	Tinwald Farm Holdings Ltd
Interested Party S274	Trustpower Limited	Mr Jason Welsh, Chancery Green, PO Box 47516, Ponsonby, Auckland 1144
Interested Party S274	Turner, Maurice and Shirley	Edgar Parcel
Interested Party S274	Two Farmers Farming Ltd	Two Farmers Farming Ltd
Interested Party S274	Waitaki District Council	Bridget Irving, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Waitaki District Council	Phil Page, Gallaway Cook Allan, P O Box 143, DX YP80023, Dunedin 9054
Interested Party S274	Warden, Lynne	Philip Beckwith
Interested Party S274	Weaver Consulting Limited	Weaver Consulting Limited
Interested Party S274	Webb, Rodger	Rodger Webb
Interested Party S274	Williams, Roger	Roger Williams
Interested Party S274	Wise Response Society	Wise Response Society
Interested Party S274	Young, A and C	Edgar Parcel
Interested Party S274	Young, Donald	Donald Young