

IN THE ENVIRONMENT COURT
AT CHRISTCHURCH

I TE KŌTI TAIAO O AOTEAROA
KI ŌTAUTAHI

Decision No. [2021] NZEnvC 167

IN THE MATTER of the Resource Management Act 1991

AND of a notice of motion under section 149T(2) to decide proposed Plan Change 7: Water for Otago (referred to the Environment Court by the Minister for the Environment under s 142(2)(b) of the Act)

BETWEEN OTAGO REGIONAL COUNCIL

(ENV-2020-CHC-127)

Applicant

Court: Environment Judge J E Borthwick
Environment Commissioner K A Edmonds
Environment Commissioner D J Bunting

Date of Corrigendum: 22 October 2021

Date of Issue: 22 October 2021

CORRIGENDUM OF THE ENVIRONMENT COURT

Introduction

[1] Following the release of the decision *Otago Regional Council* [2021] NZEnvC 164 it has come to my attention that para [384] contains an error.

[2] Paragraph [384] reads:

Our findings in relation to the operative regional plan and its unresponsiveness to freshwater management at paragraphs [317]-[320]⁴²³ and elsewhere in this decision, apply here.

PC7 CORRIGENDUM



[3] The error being the reference to paragraphs [317]-[320].

The court's power to correct errors

[4] Section 278 of the Resource Management Act 1991 provides that Environment Judges have the same powers that the District Court has in the exercise of its jurisdiction.

[5] Rule 11.10 District Court Rules 2014 specifies (relevantly) that a judgment may be corrected by the court if it contains a clerical mistake or an error arising from an accidental slip or omission.

Outcome

[6] The error identified in para [384] of decision [2021] NZEnvC 164 is an “accidental slip or omission” that is able to be corrected using the court’s powers under rule 11.10 District Court Rules 2014.

[7] Paragraph [384] is amended to read:

Our findings in relation to the operative regional plan and its unresponsiveness to freshwater management at paragraphs [318]-[321]⁴²³ and elsewhere in this decision, apply here.

[8] Decision [2021] NZEnvC 164 otherwise remains unchanged.

For the court



J E Borthwick
Environment Judge

