

**IN THE ENVIRONMENT COURT
AUCKLAND**

ENV-2020-AKL-000100

**I MUA I TE KOOTI TAIAO
I TĀMAKI MAKĀURAU ROHE**

IN THE MATTER of the Resource Management Act 1991 ("**RMA**")

AND

IN THE MATTER of section 274 of the RMA

BETWEEN **WAIKATO AND WAIPA RIVER IWI**

Appellant

AND **WAIKATO REGIONAL COUNCIL**

Respondent

**NOTICE OF FONTERRA CO-OPERATIVE GROUP LIMITED'S
INTENTION TO BE A PARTY TO PROCEEDINGS**

28 SEPTEMBER 2020

**Russell
McLeagh**

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TO: The Registrar
Environment Court
Auckland

FONTERRA CO-OPERATIVE GROUP LTD ("Fonterra") wishes to be a party to an appeal by the Waikato and Waipa River Iwi against the decision of the Waikato Regional Council ("**Council**") on Proposed Plan Change 1 to the Waikato Regional Plan ("**PC 1**").

Nature of interest

1. Fonterra made a submission about the subject matter of these proceedings.
2. Fonterra is not a trade competitor for the purposes of section 308C or 308CA of the RMA.

Extent of interest

3. Fonterra is interested in part of the proceedings. The parts of the appeal Fonterra is interested in are set out in **Schedule 1**.

Relief sought

4. Fonterra is interested so as to ensure that any outcomes are consistent with the outcomes sought in Fonterra's appeal and:
 - (a) promote the sustainable management of the natural and physical resources within the Waikato Region, and are therefore consistent with Part 2 and other provisions of the RMA;
 - (b) meet the reasonably foreseeable needs of future generations;
 - (c) enable the social, economic and cultural wellbeing of the people of the Waikato Region;
 - (d) avoid, remedy or mitigate actual or potential adverse effects on the environment; and
 - (e) are the most appropriate way to achieve the objectives of the Waikato Regional Plan in terms of section 32 of the RMA.

Alternative dispute resolution

5. Fonterra agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Service

6. In accordance with the directions in Environment Court decision [2020] NZEnvC 063, this notice will be lodged with the Environment Court via email to WRC.PC1appeals@justice.govt.nz, and copies will be served on the Appellant and on the Waikato Regional Council on PC1Appeals@waikatoregion.govt.nz.

7. Service on other parties will be completed upon the Court uploading a copy of the notice onto the Environment Court's website.

FONTERRA CO-OPERATIVE GROUP LTD by its solicitors and authorised agents Russell McVeagh:



Signature: D J Minhinnick | P G Senior

Date: 28 September 2020

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TO: The Registrar, Environment Court

AND TO: Waikato Regional Council

Advice

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

Schedule 1

| Relevant Waikato and Waipa River Iwi appeal points | Fonterra's interest |
|---|---|
| Changes to Schedules B, C, D1 and D2 on the basis that these will not achieve the 20% improvement. | While Fonterra supports the need for workable schedules, it is interested in this appeal point to ensure it remains consistent with the outcomes sought in Fonterra's appeal. |
| Lowering the stock unit threshold from 12 su/ha for Rule 3.11.4.1 (permitted activity rule for small or very low intensity farming). | While Fonterra supports workable rules for small or low intensity farming, it is interested in this appeal point to ensure it remains consistent with the outcomes sought in Fonterra's appeal. |
| Changes to Tables 3.11-1, 3.11-2, and 3.11-3 and a new Table 3-11.2(a) (to provide for the relative reduction in nitrogen, phosphorus and E.coli required as the whole of catchment scale). The Waikato and Waipa River Iwi also seek better connections between the policy direction, the Schedules, and the tables. | While Fonterra supports the need for connection within PC1, it is interested in this appeal point to ensure it remains consistent with the outcomes sought in Fonterra's appeal. |