

**BEFORE THE ENVIRONMENT COURT / I MUA I TE KOOTI TAIAO O  
AOTEAROA**

**AT AUCKLAND**

**UNDER** the Resource Management Act 1991

**A N D**

**IN THE MATTER** of an appeal under clause 14 of Schedule 1 of the Act

**BETWEEN** **FEDERATED FARMERS OF NEW ZEALAND  
INCORPORATED**

**(ENV - 2020 - AKL - 000102)**

**Appellant**

**WAIKATO REGIONAL COUNCIL**

**Respondent**

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**NOTICE OF WAIRAKEI PASTORAL LIMITED'S  
WISH TO BE PARTY TO APPEAL**

**29 SEPTEMBER 2020**

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**Counsel instructed:**  
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**SECTION 274 NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS BEFORE THE ENVIRONMENT COURT**

**TO: THE REGISTRAR  
ENVIRONMENT COURT  
AUCKLAND**

**WAIRAKEI PASTORAL LIMITED (WPL)** wish to be a party to the appeal by Federated Farmers of New Zealand Incorporated against a decision of the Respondent on Proposed Plan Change 1: Waikato and Waipa River Catchments to the Waikato Regional Plan as amended by Variation 1 (**PC1**).

WPL:

1. Made a submission on PC1 in 2016;
2. Made a submission on Variation 1 to PC1 in 2018;
3. Made a further submission on PC1 as amended by Variation 1 in 2018; and
4. Lodged an appeal on PC1 on 8 July 2020.

WPL is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 (**Act**).

WPL is interested in the parts of the appeal seeking to amend:

1. Objective 3
2. Policy 2
3. Policy 4
4. Policy 8
5. Methods
6. Rule 4.3
7. Rule 4.4

8. Rule 4.7
9. Table 3.11.1
10. Definition of Cultivation
11. Definition of Farming Enterprise
12. Definition of Good Farming Practices
13. Definition of Grazed Hectares
14. Definition of Intermittent Waterbody
15. Definition of Microbial Pathogens
16. Definition of Milking Platform
17. Definition of Property
18. Definition of Sacrifice Paddock
19. Definition of Stock Unit
20. Definition of Winter Forage Crops
21. Definition of Winter Stocking Rate

WPL opposes the relief sought in Rule 4.3 (prohibition on dairy farming within “low intensity farming” systems), Rules 4.4 and 4.7 (controlled activity status for high intensity farming) and Table 3.11.1 (reverting to 10%) but otherwise supports either in full or in part the relief sought in the provisions identified above.

The relief supported in part is that affecting Policy 2 and the definition of Grazed Hectares:

1. In relation to Policy 2, WPL appreciates and acknowledges the concerns raised in the reasons for the appeal but is concerned that the breadth and extent of the relief sought have the potential to undermine the workability of PC1 and its potential to improve the health and wellbeing of the Waikato and Waipa Rivers.

2. In relation to the definition of Grazed Hectares, WPL agrees with the reasoning set out in the appeal but considers the relief fails to achieve the intent.

The remainder of the relief is supported in full, either for the reasons set out in the appeal or the reasons set out in the WPL appeal.

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

**WAIRAKEI PASTORAL LIMITED**, by its counsel:



**Signature:**

**B S Carruthers**

**Date:**

29 September 2020

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**TO:**

Registrar, Environment Court, Auckland

**AND TO:**

The Respondent