

TO: The Registrar
Environment Court
Auckland

DAIRY NZ LIMITED ("**Dairy NZ**") wishes to be a party to an appeal by the Royal Forest and Bird Protection Society of New Zealand Incorporated ("**RFBPS**") 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. Dairy NZ made a submission about the subject matter of these proceedings.
2. Dairy NZ is not a trade competitor for the purposes of section 308C or 308CA of the RMA.

Extent of interest

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

Relief sought

4. Dairy NZ opposes the relief sought by the Appellant in the relevant parts of this appeal for the reasons outlined in Dairy NZ's appeal and because it:
 - (a) is inconsistent with the outcomes sought in Dairy NZ's appeal;¹
 - (b) will not promote the sustainable management of the natural and physical resources within the Waikato Region, and is therefore inconsistent with Part 2 and other provisions of the RMA;
 - (c) will not meet the reasonably foreseeable needs of future generations;
 - (d) will not enable the social, economic and cultural wellbeing of the people of the Waikato Region;
 - (e) does not avoid, remedy or mitigate actual or potential adverse effects on the environment; and
 - (f) is not 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. Dairy NZ agrees to participate in mediation or other alternative dispute resolution of the proceedings.

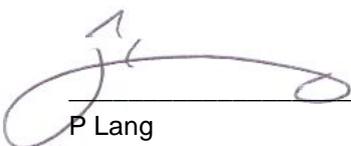
¹ ENV-2020-AKL-000084.

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.

DAIRY NZ CO-OPERATIVE GROUP LTD by its counsel Philip Lang:

Signature:



P Lang

Date:

29 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 RFBPS appeal points	Dairy NZ's interest
Removing the ability to offset and compensate (policies 3(d)(iv), 5, 12(b) and 13) on the basis that "offsetting is not appropriate in the water quality context".	Dairy NZ opposes as the relief sought is inconsistent with the outcomes sought in Dairy NZ's appeal.
Timeframes and progress toward water quality restoration and protection in Objective 1 and 2	Dairy NZ opposes as the relief sought is inconsistent with the outcomes sought in Dairy NZ's appeal.
Clarifying that Policy 19 does not relate to biodiversity offsets or environmental compensation, because offsetting / compensation is inappropriate.	Dairy NZ supports the need for clarity on the application of this policy, it is interested in this appeal point to ensure it remains consistent with the outcomes sought in Dairy NZ's appeal.
Strengthening protection of wetlands generally – from protecting only significant wetlands to protecting all wetlands.	Dairy NZ supports the need for appropriate wetland protection, but opposes the changes sought by RFBPS as far as they apply to wetlands that have been or are constructed and used for the purposes of wastewater and stormwater treatment.