

BEFORE THE ENVIRONMENT COURT

ENV-2020-AKL-000087

AT AUCKLAND

I MUA I TE KOOTI TAIAO

I TAMAKI MAKAUROU ROHE

IN THE MATTER

of an appeal under clause 14
of Schedule 1 of the Resource
Management Act 1991

BETWEEN

**HORTICULTURE NEW
ZEALAND**
Appellant

AND

**WAIKATO REGIONAL
COUNCIL**
Respondent

**NOTICE OF WISH TO BE A PARTY TO PROCEEDINGS BY THE
DIRECTOR-GENERAL OF CONSERVATION**

Dated: 29 September 2020

Department of Conservation

Solicitor/Counsel acting: V Tumai/ D van Mierlo

Email: vtumai@doc.govt.nz / dean@environmentalbarrister.co.nz

Telephone: 027 536 6862 / 03 7311070

Notice of person's wish to be a party to proceedings

Section 274 Resource Management Act 1991

To: The Registrar
Environment Court
AUCKLAND

1. The **Director-General of Conservation** (the **Director-General**) wishes to be a party to the following proceedings:

- 1.1. Horticulture NZ v Waikato Regional Council, ENV-2020-AKL- 000087.

2. The Director-General made submissions and appeared at the Council hearing on the Proposed Plan Change 1 to the Waikato Regional Plan (PC1). The Director-General also has an interest in the proceedings that is greater than the interest the general public has, specifically regarding conservation values and the implementation of the New Zealand Coastal Policy Statement (NZCPS).
3. The Director-General is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 (RMA).
4. The Director-General is interested in all of the proceedings.
5. The Director-General is particularly interested in the following issues:
 - 5.1. Schedule C
6. The Director-General opposes the relief sought because:
 - 6.1. Schedule C - This relief sought by the appellant is inappropriate. The separation and setbacks of earth disturbance from waterbodies are an effective means of reducing contaminant discharges. The pastoral sector is subject to such restrictions and it is inequitable to

exclude growers from these requirements and will potentially result in increased contaminant discharges from commercial vegetable growing land uses.

7. The Director-General agrees to participate in mediation or other alternative dispute resolution of the proceedings.



Dean van Mierlo
Counsel for the Director-General

29 September 2020

Address for service of person wishing to be a party:

Director-General of Conservation

Department of Conservation
18 Manners Street, Wellington 6011

Contact persons

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And

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And

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Advice

If you have any questions about this notice, please contact the Environment Court in Auckland, Wellington, or Christchurch.