

**IN THE ENVIRONMENT COURT OF NEW ZEALAND  
CHRISTCHURCH REGISTRY**

**ENV-2024-CHC-**

**I TE KŌTI TAIAO O AOTEAROA  
ŌTAUTAHI ROHE**

**UNDER**

cl 14 of Schedule 1 to the  
Resource Management Act 1991  
("RMA")

**IN THE MATTER OF**

an appeal against decisions on the  
non-freshwater planning  
instrument related parts of the  
Proposed Otago Regional Policy  
Statement 2021

**BETWEEN**

**MANAWA ENERGY LIMITED**

Appellant

**AND**

**OTAGO REGIONAL COUNCIL**

Respondent

**AND**

**TE RŪNANGA O MOERAKI, KĀTI  
HUIRAPA RŪNAKA KI  
PUKETERAKI, TE RŪNANGA O  
ŌTĀKOU AND HOKONUI  
RŪNANGA**

(continued overleaf)

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**NOTICE OF WISH ON BEHALF OF KĀI TAHU TO BE A PARTY TO  
PROCEEDINGS**

Dated 6 June 2024

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**Solicitor instructing:**

Chris Ford



Te Rūnanga o **NGĀI TAHU**

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**Counsel acting:**

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**AND**

**TE AO MARAMA  
INCORPORATED ON BEHALF  
OF WAIHOPAI RŪNAKA, TE  
RŪNANGA O ŌRAKA APARIMA,  
AND TE RŪNANGA O AWARUA**

**AND**

**TE RŪNANGA O NGĀI TAHU**

Section 274 Parties

**NOTICE OF WISH ON BEHALF OF KĀI TAHU TO BE A PARTY TO  
PROCEEDINGS**

**To:** the Registrar  
Environment Court  
Auckland, Wellington and Christchurch

**This document notifies you that** the following parties, Te Rūnanga o Moeraki, Kāti Huirapa Rūnaka ki Puketeraki, Te Rūnanga o Ōtākou and Hokonui Rūnanga (collectively, “**Kāi Tahu ki Otago**” or “**Kā Rūnaka**”); Te Ao Marama Incorporated on behalf of Waihopai Rūnaka, Te Rūnanga o Ōraka Aparima, and Te Rūnanga o Awarua (collectively, “**Ngāi Tahu ki Murihiku**”); and Te Rūnanga o Ngāi Tahu (“**TRONT**”); together referred to as “**Kāi Tahu**”, wish to be parties to the following proceedings:

- ENV-2024-CHC- Manawa Energy Limited (“**the Appellant**”) v Otago Regional Council (“**the Respondent**”).
- 1. The Kāi Tahu rūnaka represent the relevant hapū that exercise rakatirataka and kāitiakitaka within their respective takiwā, which includes the Otago Region. Accordingly, Kāi Tahu have a unique and abiding interest in the sustainable management of te taiao – the environment – within the Otago region.
- 2. In that respect, the rūnaka have an interest in the proceedings greater than the general public.
- 3. Kāi Tahu also made submissions about the subject matter of the proceedings.
- 4. Kāi Tahu are not a trade competitor for the purposes of s308C of the Resource Management Act (“**RMA**”).
- 5. Kāi Tahu are particularly interested in the following issues:
  - (a) the proposal to amend EIT policies managing the effects of renewable electricity generation activities (“**REG**”); and
  - (b) the proposal for a stand-alone policy approach for management of the effects of REG and consequential

amendments, including to provisions in the EIT and ECO chapters of the PORPS.

6. Kāi Tahu oppose the relief sought by the Appellant for the following reasons:
  - (a) The Notice of Appeal does not include sufficient detail about the relief sought to be able to determine:
    - (i) whether it will promote sustainable management of resources and achieve the purpose of the RMA, including by safeguarding the life-supporting capacity of air, water, soil, and ecosystems and appropriately avoiding, remedying, or mitigating adverse effects of activities on the environment;
    - (ii) whether it will give effect to Part 2 of the RMA, including sections 6(e), 7 and 8;
    - (iii) whether it will give effect to the direction in the New Zealand Coastal Policy Statement, the National Policy Statement for Freshwater Management and the National Policy Statement for Indigenous Biodiversity; and
    - (iv) whether it will appropriately address the issues of significance to Kāi Tahu, as described in the RMIA chapter of the PORPS and in the Kāi Tahu ki Otago Natural Resource Management Plan 2005 and Te Tangi a Taurira 2008.
  - (b) It is not the most appropriate way to achieve the objectives of the PORPS and the purpose of the RMA, as required by section 32 of the RMA.

7. Kāi Tahu agree to participate in mediation or other alternative dispute resolution of the proceedings.

**KĀI TAHU** by its duly authorised agents:



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Aidan Cameron  
Counsel for Kāi Tahu

**Date:** 6 June 2024

**Address for service:**

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**To:** the Registrar of the Environment Court at Christchurch

**And to:** the Appellant

**And to:** the Respondent

**Advice**

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