

**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**

**AURORA ENERGY LIMITED,  
NETWORK WAITAKI LIMITED  
AND POWERNET LIMITED**

Appellants

**AND**

**OTAGO REGIONAL COUNCIL**

Respondent

**AND**

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

(continued overleaf)

---

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

Dated 6 June 2024

---

---

**Solicitor instructing:**

Chris Ford



Te Rūnanga o **NGĀI TAHU**

15 Show Place  
Christchurch 8024  
PO Box 13 046,  
Christchurch 8042  
P: 03 363 8958  
E: [ttw@ngaitahu.iwi.nz](mailto:ttw@ngaitahu.iwi.nz)

**Counsel acting:**

Aidan Cameron

**BANKSIDE CHAMBERS**

Level 22, 88 Shortland St  
Auckland 1010  
PO Box 1571, Shortland St  
Auckland 1140  
P: +64 9 307 9955  
E: [aidan@bankside.co.nz](mailto:aidan@bankside.co.nz)

**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**

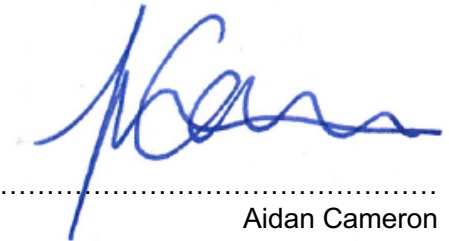
**To:** the Registrar  
Environment Court  
Auckland, Wellington and Christchurch

**This document notifies you that** the following parties, Te Rūnanga o Moeraki, Kāi 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- Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited (“**the Appellants**”) 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 issue:
    - (a) The proposal for a bespoke policy approach for management of the effects of the electricity distribution network, and consequential amendments to provisions throughout the PORPS.

6. Kāi Tahu oppose the relief sought by the Appellants for the following reasons:
- (a) it will not promote sustainable management of resources, and will not achieve the purpose of the RMA, in that it:
    - (i) does not safeguard the life-supporting capacity of air, water, soil, and ecosystems; and
    - (ii) fails to appropriately avoid, remedy, or mitigate adverse effects of activities on the environment;
  - (b) it is contrary to Part 2 of the RMA, including sections 6(e), 7 and 8;
  - (c) it does not give effect to the direction in national instruments, including the New Zealand Coastal Policy Statement, the National Policy Statement for Freshwater Management and the National Policy Statement for Indigenous Biodiversity; and
  - (d) 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:



.....  
Aidan Cameron  
Counsel for Kāi Tahu

**Date:** 6 June 2024

**Address for service:**

c/- Lisa MacKenzie  
Te Rūnanga o Ngāi Tahu  
15 Show Place  
PO Box 13 046

**CHRISTCHURCH 8042**

**P: +64 21 387 967**

**E: [ttw@ngaitahu.iwi.nz](mailto:ttw@ngaitahu.iwi.nz)**

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

**And to:** the Appellants

**And to:** the Respondent

**Advice**

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