

In the Environment Court of New Zealand
Christchurch Registry

I Mua I Te Kōti Taiao O Aotearoa
Ōtautahi Rohe

ENV-2024-CHC-26

Under the Resource Management Act 1991

In the matter of An appeal under clause 14 of Schedule 1

Between **Royal Forest and Bird Protection Society of New Zealand
Inc**

Appellant

And **Otago Regional Council**

Respondent

**Notice of Port Otago Limited's wish to be party to proceedings pursuant to
section 274**

4 June 2024

Section 274 party's solicitors:

Michael Garbett | Shelley Chadwick

Anderson Lloyd

Level 12, Otago House, 477 Moray Place, Dunedin 9016

Private Bag 1959, Dunedin 9054

DX Box YX10107 Dunedin

p + 64 3 477 3973

michael.garbett@al.nz | shelly.chadwick@al.nz

**anderson
lloyd.**

**To: The Registrar
Environment Court
Christchurch**

- 1 Port Otago Limited gives notice it wishes to be party to the following proceedings:

Royal Forest and Bird Protection Society of New Zealand Inc v Otago Regional Council (ENV-2024-CHC-26) being an appeal under clause 14 of Schedule 1 of the Resource Management Act 1991 (**RMA**), against the decisions of the Otago Regional Council (**ORC**) on the non-freshwater planning instrument parts of the Otago Regional Policy Statement 2021 (**ORPS**).

- 2 Port Otago Limited has an interest in the proceedings that is greater than the interest that the general public has because:

- (a) Port Otago Limited owns and operates property and infrastructure in the Otago Region; and
- (b) Port Otago Limited has also filed an appeal which overlaps parts of the subject matter of this appeal.

- 3 Port Otago Limited made a submission and further submission about the subject matter of the proceedings.

- 4 Port Otago Limited is not a trade competitor for the purposes of section 308C or 308CA of the RMA.

- 5 Port Otago Limited is interested in all of the appeal except:

- (a) The definition of rural area;
- (b) The LF Land and freshwater provisions, LF-FW-P13-P14;
- (c) The LF Land and soil provisions, LF-LS-P16A, LF-LS-M12; and
- (d) The EIT-EN Energy provisions, EIT-INF-04 – 05, P12 – P13.

- 6 Port Otago Limited opposes the relief sought by the Appellant.

- 7 Port Otago Limited agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated this 4th day of June 2024



Shelley Chadwick
Counsel for Port Otago Limited

This document is filed by Shelley Chadwick, solicitor for the Section 274 party, of the firm Anderson Lloyd. The address for service of the Section 274 party is Level 12, Otago House, 477 Moray Place, Dunedin 9016.

Documents for service on the filing party may be left at that address for service or may be:

- (a) posted to the solicitor at Private Bag 1959, Dunedin 9054; or
- (b) left for the solicitor at a document exchange for direction to DX Box YX10107 Dunedin; or
- (c) transmitted to the solicitor by fax to + 64 3 477 3184; or
- (d) emailed to the solicitor at shelley.chadwick@al.nz.

Advice

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