

**IN THE ENVIRONMENT COURT  
AT CHRISTCHURCH**

**I MUA I TE KOOTI TAIAO O AOTEAROA  
ŌTAUTAHI ROHE**

**ENV-2024-CHC-24**

**IN THE MATTER**

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

**AND IN THE MATTER**

**of the non-freshwater parts  
of the Proposed Otago  
Regional Policy Statement  
2021**

**BETWEEN**

**Aurora Energy Limited  
Network Waitaki Limited  
and Powernet Limited  
Appellant**

**AND**

**Otago Regional Council  
Respondent**

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**NOTICE OF INTENTION BY THE ROYAL FOREST AND  
BIRD PROTECTION SOCIETY OF NEW ZEALAND INCORPORATED**

Dated 5 June 2024

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**To:** The Registrar  
Environment Court  
Christchurch

1. The Royal Forest and Bird Protection Society of New Zealand Incorporated (**Forest & Bird**) wishes to be a party to the following proceedings:
  - a. ENV-2024-CHC-24 *Aurora Energy Limited, Network Waitaki Limited, and Powernet Limited v Otago Regional Council*
2. Forest & Bird made a submission and further submission on the Proposed Otago Regional Policy Statement.
3. Forest & Bird is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
4. Forest & Bird has an interest greater than the public generally as an incorporated society with a well-known role in the protection of indigenous biodiversity.<sup>1</sup>
5. Forest & Bird is interested in all of the proceedings except:
  - a. Appeal point 10 concerning EIT-EN-P8; and
  - b. Appeal points 14 to 17 concerning “UFD – Urban form and development”.
6. Forest & Bird **opposes** the relief sought in relation to all parts of the appeal because the extent to which the appellants seek to provide for electricity distribution is not consistent with:
  - a. the Act,
  - b. relevant national direction (such as the New Zealand Coastal Policy Statement and National Policy Statement for Freshwater Management), and
  - c. will not ensure that ecosystems are safeguarded.
7. Forest & Bird agrees to participate in mediation or other alternative dispute resolution of the proceeding.

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<sup>1</sup> See *Marlborough District Council v Burkhart Fisheries Ltd* [2018] NZEnvC 26 at [31].

Dated: 5 June 2024



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