

THE ENVIRONMENT COURT OF NEW ZEALAND

NOTICE OF MEDIATION

The parties to these proceedings in the attached schedule have been directed to attend court-assisted mediation. The prerogative for setting a date for the mediation lies solely with the Registrar and is made first and foremost in terms of the availability of an Environment Commissioner. Accordingly, this matter has been set down for mediation at the date, time and at the venue specified below:

DATE:	Tuesday, 28 January 2025 – Friday, 31 January 2025
TIME:	10:00 AM
VENUE:	Auditorium, Dunedin Public Art Gallery 30 the Octagon Dunedin

Note To Participants:

Participation in the mediation process is mandatory, and each party must participate in person or by a representative unless leave is granted by the Court not to attend. Any application for leave to be excused **must be made in writing** to the Registrar, giving reasons and be served upon all other participants to the proceedings.

The Court has released a Practice Note on Alternative Dispute Resolution, which may assist parties in the protocols around the Mediation Process. A copy of this Practice Note can be obtained through this Environment Court Registry.

Information on the Environment Court and the Court's Practice Notes which serve as a guide, are available at www.justice.govt.nz/courts/environment-court.

If any party has special needs (for example in relation to disability and access, deafness), they are to advise the Court in writing of this not later than 10 working days from the date of the mediation so that appropriate arrangements can be considered.

https://www.justice.govt.nz/courts/going-to-court/pre/interpreters-language-and-disability-access/

Should any party wish to contact the Mediator either before or after the mediation, then all contact should be through the Court's Registry.

Dated at Christchurch Environment Court Registry on 16 December 2024

Karina Kelly Case Manager - Mediation Direct dial phone: (03) 353 8536 E-mail address: Karina.Kelly@justice.govt.nz

ENVIRONMENT COURT

WX11113 PO Box 2069 Christchurch Facsimile: (03) 365 1740



TOPIC: pORPS: Group 4 Energy, infrastructure and transport

Provision	Appellant(s)	Interested Parties	
EIT-INF-O4-Provision of Infrastructure	Environmental Defence Society Queenstown Airport Royal Forest and Bird Protection Society of New Zealand Inc	 Ara Poutama Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Chorus NZ Limited, One NZ group Limited, and Spark NZ Trading Limited. Forest & Bird Director General of Conservation Fish & Game NZTA Port Otago Transpower Queenstown Airport Kāi Tahu QLDC DCC Cain Whānau Forestry Appellants Maniototo Irrigation Company Queenstown Airport Meridian Energy Waitaki Irrigators Collective EDS Manawa Energy Falls Dam Company Limited OWRUG 	



EIT-INF-O5 - Integration	 Transpower Queenstown Airport Royal Forest and Bird Protection Society of New Zealand Inc 	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation Fish & Game Forest & Bird Port Otago Forestry Appellants Ara Poutama Kāi Tahu QLDC Transpower DCC Queenstown Airport Cain Whānau Maniototo Irrigation Company Meridian Energy Waitaki Irrigators Collective EDS Falls Dam Company Limited OWRUG

Provision	Appellant(s)	Interested Parties
EIT-INF-O6 Long-term planning for electricity transmission infrastructure [deleted in Decisions version]	• Transpower	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation Fish and Game Royal Forest and Bird Protection Society of New Zealand Inc QLDC Kāi Tahu DCC Forestry Appellants Cain Whānau Maniototo Irrigation Company Queenstown Airport Waitaki Irrigators Collective EDS



EIT-INF-OX [new objective sought] Queenstown Airport Ara Poutama Aurora Energy Limited, Network Waitaki Limited and PowerNet 	0.5 Milliness	
Limited Director General of Conservation Fish & Game Forest & Bird Käi Tahu QLDC The Fuel Companies Transpower DCC Meridian Energy	Queenstown Airport	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation Fish & Game Forest & Bird Kāi Tahu QLDC The Fuel Companies Transpower DCC

Provision	Appellant(s)	Interested Parties	
EIT-INF-OXX	Queenstown Airport	Ara Poutama	
[new objective sought]		• Aurora Energy Limited,	
		Network Waitaki Limited and	
		PowerNet Limited	
		Director General of	
		Conservation	
		Fish & Game	
		• Kāi Tahu	
		QLDC	
		DCC	
		Meridian Energy	



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EIT-INF-P12 – Upgrades and development	 Environmental Defence Society Queenstown Airport Royal Forest and Bird Protection Society of New Zealand Inc Cain Whānau Kāi Tahu 	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Ara Poutama Director General of Conservation Fish & Game Manawa Energy Meridian Energy NZTA Port Otago Transpower Queenstown Airport QLDC Forest & Bird Cain Whānau Forestry Appellants Maniototo Irrigation Company Waitaki Irrigators Collective EDS <u>Falls Dam Company Limited</u> <u>OWRUG</u>
EIT-INF-P13 – Locating and managing effects of infrastructure, nationally significant infrastructure and regionally significant infrastructure outside the coastal environment	 Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited Cain Whānau Environmental Defence Society Kāi Tahu Royal Forest and Bird Protection Society of New Zealand Inc Transpower QLDC Queenstown Airport NZTA Meridian Energy Manawa Energy 	 Director General of Conservation DCC Fish & Game Kāi Tahu QLDC Queenstown Airport Ara Poutama Falls Dam Irrigation Port Otago Forest & Bird The Fuel Companies Transpower NZ Queenstown Airport Maniototo Irrigation Company Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Chorus NZ Limited, One NZ group Limited, and Spark NZ Trading Limited



Forestry Appellants
Meridian Energy
Forest & Bird
• Kāi Tahu
Darby Asset Management LP
• NZTA
RealNZ
Cain Whānau
Waitaki Irrigators Collective
• EDS
<u>OWRUG</u>

Provision	Appellant(s)	Interested Parties
EIT-INF-P13A - Managing the effects of infrastructure, nationally significant infrastructure and regionally significant infrastructure within the coastal environment	 Transpower Kāi Tahu Cain Whānau 	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Director General of Conservation Fish & Game Forest & Bird Kāi Tahu Maniototo Irrigation Company QLDC Forestry Appellants Cain Whānau Falls Dam Irrigation OWRUG Port Otago Transpower Queenstown Airport Meridian Energy Waitaki Irrigators Collective EDS
EIT-INF-P14 -Decision making considerations	 Queenstown Airport Cain Whānau Kāi Tahu 	 Ara Poutama Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Meridian Energy QLDC Maniototo Irrigation Company Director General of Conservation



	•	Fish & Game
	•	Forestry Appellants
	٠	Forest & Bird
	٠	The Fuel Companies
	•	Cain Whānau
	•	Queenstown Airport
	•	Waitaki Irrigators Collective
	٠	EDS
	•	Falls Dam Company Limited
	•	OWRUG

Provision	Appellant(s)	Interested Parties
EIT-INF-P15 - Protecting nationally significantly infrastructure and regionally significant infrastructure	 Transpower Queenstown Airport Manawa Energy Cain Whānau 	 Ara Poutama Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Director General of Conservation Fish & Game Forestry Appellants Forest & Bird Kāi Tahu Meridian Energy The Fuel Companies QLDC Transpower Maniototo Irrigation Company Cain Whānau Queenstown Airport Waitaki Irrigators Collective EDS OWRUG
EIT-INF-P16 [deleted in Decisions version]	• Cain Whānau	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Fish and Game Kāi Tahu Meridian Energy QLDC Director General of Conservation



	٠	Forest & Bird
	٠	EDS

Provision	Appellant(s)	Interested Parties
EIT-INF-P17 - Urban growth and infrastructure	• Cain Whānau	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Meridian Energy QLDC Cain Whānau Fish & Game Forest & Bird Queenstown Airport
EIT-INV[sic]-Px	• Transpower	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation Fish & Game Forestry Appellants Forest & Bird QLDC EDS



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Transpower	Aurora Energy Limited,
	Network Waitaki Limited and
	PowerNet Limited
	Director General of
	Conservation
	• DCC
	Fish & Game
	• Kāi Tahu
	Forestry Appellants
	Forest & Bird
	Cain Whānau
	QLDC
	Queenstown Airport
	• EDS

Provision	Appellant(s)	Interested Parties
EIT-INF-M5 - District plans	• Transpower	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation DCC Fish & Game Forestry Appellants Forest & Bird QLDC Kāi Tahu Queenstown Airport Cain Whānau EDS



EIT-EN-O1 – Energy and social and economic wellbeing	• Manawa Energy	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau DCC Director General of Conservation Fish & Game Forest & Bird Kāi Tahu QLDC Queenstown Airport Forestry Appellants EDS
EIT-EN-O2A – Greenhouse gas emissions and renewable energy targets	Manawa Energy	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau DCC Director General of Conservation Fish & Game Kāi Tahu Forest & Bird Maniototo Irrigation Company Forestry Appellants QLDC Queenstown Airport Waitaki Irrigators Collective EDS



Provision	Appellant(s)	Interested Parties
EIT-EN-O2 – Renewable electricity generation	 Environmental Defence Society Royal Forest and Bird Protection Society of New Zealand Inc Kāi Tahu 	 Director General of Conservation DCC Director General of Conservation Forest & Bird Manawa Energy Fish & Game Kāi Tahu Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau QLDC Queenstown Airport Forestry Appellants Meridian Energy EDS Falls Dam Company Limited



Provision	Appellant(s)	Interested Parties
EIT-EN-P1 – Operation, maintenance and upgrade	 Environmental Defence Society Royal Forest and Bird Protection Society of New Zealand Inc 	 Director General of Conservation DCC Fish & Game Forest & Bird Manawa Energy Director General of Conservation Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau QLDC Kāi Tahu Queenstown Airport Forestry Appellants Maniototo Irrigation Company Meridian Energy Waitaki Irrigators Collective
EIT-EN-P2 – Recognising	Royal Forest and Bird	 EDS Falls Dam Company Limited <u>OWRUG</u> Fish & Game Aurora Energy Limited
renewable electricity generation activities in decision making	Protection Society of New Zealand Inc	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau DCC Director General of Conservation Forest & Bird QLDC Kāi Tahu Manawa Energy Queenstown Airport Forestry Appellants Maniototo Irrigation Company Waitaki Irrigators Collective EDS Falls Dam Company Limited OWRUG



COMPANY 25		
EIT-EN-P4 – Identifying new sites or resources	Environmental Defence Society	Director General of Conservation
Provision	Appellant(s)	Interested Parties
EIT-EN-P5 – Non-renewable energy generation	 Royal Forest and Bird Protection Society of New Zealand Inc Environmental Defence Society Royal Forest and Bird 	 DCC Fish & Game Queenstown Airport Forest & Bird Kāi Tahu Manawa Energy QLDC Kāi Tahu Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau Forestry Appellants Maniototo Irrigation Company Meridian Energy Waitaki Irrigators Collective EDS Falls Dam Company Limited OWRUG Director General of Conservation
energy generation	 Royal Forest and Bird Protection Society of New Zealand Inc Manawa Energy 	 Conservation Forest & Bird Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau DCC Kāi Tahu Queenstown Airport Fish & Game QLDC Forestry Appellants Maniototo Irrigation Company Meridian Energy Waitaki Irrigators Collective EDS Falls Dam Company Limited OWRUG



EIT-EN-P6 – Managing effects	Environmental Defence SocietyMeridian Energy	Director General of Conservation
	Manawa Energy	• DCC
	 Kāi Tahu 	Queenstown Airport
		Fish & Game
		Forest & Bird

Provision	Appellant(s)	Interested Parties
EIT-EN-P7 – Reverse sensitivity	• Manawa Energy	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau Kāi Tahu Meridian Energy Forestry Appellants Maniototo Irrigation Company Falls Dam Irrigation OWRUG QLDC Waitaki Irrigators Collective EDS Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau Queenstown Airport DCC Director General of Conservation Fish & Game Forest & Bird Kāi Tahu QLDC Forestry Appellants Meridian Energy EDS



EIT-EN-P8 – Small and community	Aurora Energy Limited,	Director General of
scale distributed electricity	Network Waitaki Limited,	Conservation
generation	PowerNet Limited	• DCC
		• Fish & Game
		• Kāi Tahu
		QLDC
		• Kāi Tahu
		Queenstown Airport
		• Aurora Energy Limited,
		Network Waitaki Limited and
		PowerNet Limited
		Cain Whānau
		• Forest & Bird
		Forestry Appellants
		• EDS

Provision	Appellant(s)	Interested Parties
EIT-EN-P16 - Providing for the National Grid	 Transpower Kāi Tahu 	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation Queenstown Airport DCC Kāi Tahu Fish & Game Forestry Appellants Cain Whānau Forest & Bird QLDC EDS



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EIT-EN-P9A – Providing for electricity distribution	• Kāi Tahu	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau DCC Director General of Conservation Kāi Tahu Fish & Game Maniototo Irrigation Company Forest & Bird Queenstown Airport Forestry Appellants Falls Dam Irrigation OWRUG QLDC Waitaki Irrigators Collective EDS
EIT-EN-M1 – Regional plans	 Environmental Defence Society Royal Forest and Bird Protection Society of New Zealand Inc Cain Whānau 	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation DCC Kāi Tahu Queenstown Airport Forestry Appellants Director General of Conservation Forest & Bird Meridian Energy Maniototo Irrigation Company QLDC Fish & Game Cain Whānau Waitaki Irrigators Collective EDS Manawa Energy Falls Dam Company Limited <u>OWRUG</u>



Provision	Appellant(s)	Interested Parties
EIT-EN-M2 – District plans	 Environmental Defence Society Royal Forest and Bird Protection Society of New Zealand Inc Cain Whānau Manawa Energy 	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Director General of Conservation Queenstown Airport Forestry Appellants Forest & Bird Maniototo Irrigation Company Meridian Energy QLDC Fish & Game Cain Whānau Waitaki Irrigators Collective EDS Falls Dam Company Limited OWRUG
EIT-EN-PR1 – Principal reasons	• Cain Whānau	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation DCC Kāi Tahu QLDC Cain Whānau Fish & Game Queenstown Airport Forest & Bird Forestry Appellants EDS



Provision	Appellant(s)	Interested Parties
EIT-EN-AER1	• Manawa Energy	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau Director General of Conservation DCC Fish & Game Kāi Tahu Forest & Bird QLDC Queenstown Airport Forestry Appellants EDS
EIT-EN-AER3	Manawa Energy	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau Director General of Conservation DCC Kāi Tahu Fish & Game Forest & Bird QLDC Queenstown Airport Forestry Appellants EDS
EIT-TRAN-O10 – Commercial port activities	 Environmental Defence Society Royal Forest and Bird Protection Society of New Zealand Inc 	 Director General of Conservation Forest & Bird Kāi Tahu DCC Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau QLDC Queenstown Airport Forestry Appellants Fish & Game Maniototo Irrigation Company Meridian Energy



	٠	Waitaki Irrigators Collective
	•	Port Otago

Provision	Appellant(s)	Interested Parties
EIT-TRAN-P23 – Commercial port activities	 Environmental Defence Society Royal Forest and Bird Protection Society of New Zealand Inc 	 Director General of Conservation Forest & Bird Kāi Tahu DCC Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau Fish & Game QLDC Queenstown Airport Forestry Appellants Maniototo Irrigation Company Meridian Energy Waitaki Irrigators Collective Port Otago
EIT-TRAN-M7 – Regional plans	 Environmental Defence Society Royal Forest and Bird Protection Society of New Zealand Inc 	 Director General of Conservation DCC Forest & Bird Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau Fish & Game QLDC Queenstown Airport Forestry Appellants Maniototo Irrigation Company Meridian Energy Waitaki Irrigators Collective <u>Port Otago</u>



SRMR-I10A – The social, cultural and economic well-being of Otago's communities depends on the use and development of natural and physical resources, but that use and development can compromise or conflict with the achievement of environmental outcomes	 Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited 	 Director General of Conservation DCC Fish & Game Forest & Bird Kāi Tahu Manawa Energy NZTA QLDC Transpower Queenstown Airport EDS
SRMR – IX [request for new infrastructure- related issue in chapter]	• Transpower	 Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation Fish & Game Forest & Bird Forestry Appellants Manawa Energy Limited



SCHEDULE OF PROCEEDINGS

1. Topic: pORPS: Group 4 Energy, infrastructure and transport Topic Number: ENV-2024-309-000019

i. Meridian Energy Limited v Otago Regional Council

Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000022

ii. Auroroa Energy Limited & others v Otago Regional Council

Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000024

- Royal Forest and Bird Protection Society of New Zealand Incorporated v Otago Regional Council
 Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991
 Court Reference: ENV-2024-CHC-000026
- iv. Cain Whanau v Otago Regional Council

Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000030

v. Manawa Energy Limited v Otago Regional Council

Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000032

vi. Transpower New Zealand Limited v Otago Regional Council

Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000035

vii. Kai Tahu v Otago Regional Council

Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000036

- viii. Queenstown Lakes District Council v Otago Regional Council
 Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991
 Court Reference: ENV-2024-CHC-000037
 - ix. New Zealand Transport Agency Waka Kotahi v Otago Regional Council Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000038

Environmental Defence Society Incorporated v Otago Regional Council

Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000039

Queenstown Airport Corporation Limited v Otago Regional Council

Appeal By Submitter On Proposed Policy Statement Or Plan pursuant to Clause 14 of the First Schedule of the Resource Management Act 1991 Court Reference: ENV-2024-CHC-000040