

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH**

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

ENV-2024-CHC-38

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

**New Zealand Transport
Agency Waka Kotahi
Appellant**

AND

**Otago Regional Council
Respondent**

NOTICE OF INTENTION BY THE ROYAL FOREST AND

BIRD PROTECTION SOCIETY OF NEW ZEALAND INCORPORATED

Dated 5 June 2024

Royal Forest and Bird Protection Society of New Zealand Inc
Solicitor acting: May Downing
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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-38 *New Zealand Transport Agency Waka Kotahi 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.¹
5. Forest & Bird is interested in all of the proceedings.
6. Forest & Bird **opposes** the relief sought in relation to all parts of the appeal. The Appellant seeks amendments that:
 - a. are not consistent with the Act;
 - b. do not give effect to higher order policy;
 - c. will not ensure that ecosystems are safeguarded;
 - d. do not meet the mandatory statutory obligations placed on the Respondent by s 30; and
 - e. do not represent sound resource management practice.
7. Forest & Bird agrees to participate in mediation or other alternative dispute resolution of the proceeding.

Dated: 5 June 2024

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



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