

**IN THE HIGH COURT OF NEW ZEALAND
DUNEDIN REGISTRY**

**I TE KŌTI MATUA O AOTEAROA
ŌTEPOTI ROHE**

CIV-2024-412-41

BETWEEN OCEANA GOLD (NEW ZEALAND)
LIMITED
Appellant

AND OTAGO REGIONAL COUNCIL
Respondent

Hearing: On the papers

Counsel: M Baker-Galloway for Otago Fish and Game Council and Central
South Island Fish and Game Council (Appellants)
J St John and S Christensen for Oceana Gold (New Zealand)
Limited (Appellant)
S J Anderson and T M Sefton for Otago Regional Council
(Respondent)

Date of Minute: 26 November 2024

**MINUTE OF HARLAND J
(as to application by Kai Tahu for s 301 status)**

[1] Kāi Tahu has filed an interlocutory application to extend the time for filing a notice under s 301 of the Resource Management Act 1991 (RMA) which, if granted, would enable it to appear as an interested party in respect of this appeal. This was signalled in a joint memorandum of counsel dated 27 September 2024 for the first case management conference. At para 11 of that joint memorandum, the following appeared:

Kāi Tahu is not currently an interested party in the unresolved appeal point in Oceana Gold's appeal. However, the parties are aware that Kāi Tahu may consider applying to the Court (out of time) to become a party. The parties to those appeals would not object to such an application, and requests a direction be given that if Kāi Tahu seeks to become a party to the Oceana Gold appeal they must file and serve an application to become a party by 31 October 2024.

[2] The parties to this appeal are to advise whether the application is opposed or not. If it is not opposed, the application can be dealt with by the Court in chambers on the papers. If it is opposed, then a hearing date will need to be allocated.

[3] Counsel for the parties are directed to file a response to this minute no later than **5.00 pm on 2 December 2024**.

Harland J

Counsel:

J St John and S Christensen for Oceana Gold (New Zealand) Ltd

S J Anderson and T M Sefton, Ross Dowling Marquet Griffin for Otago Regional Council.

Interested Parties in proceeding CIV-2024-412-41:

M Downing and P Anderson for Royal Forest & Bird Protection Society Inc

J Campbell and B Watts, Meredith Connell for Queenstown Lakes District Council

L Burkhardt for Manawa Energy Limited

C Thomsen and K Simonsen, Fletcher Vautier Moore for Beef and Lamb New Zealand Ltd

B Irving and P Page, Gallaway Cook Allan for Otago Water Resource User Group Inc.

H Jopp for Federated Farmers of New Zealand Incorporated

M Baker-Galloway and L McLaughlan, Anderson Lloyd for NZSki Limited and Real Group Limited.