

**In the Environment Court
at Christchurch**

ENV-2020-CHC-058

In the Matter

of the Resource Management Act
1991 (**Act**)

And

In the Matter

of an appeal under Clause 14(1),
Schedule 1 of the Act

Between

**FEDERATED FARMERS OF NEW
ZEALAND**

Appellant

And

**MARLBOROUGH DISTRICT
COUNCIL**

Respondent

**Notice of wish to be party to proceedings
by Te Rūnanga o Kaikōura and
Te Rūnanga o Ngāi Tahu**

Dated: 8 June 2020

Lane Neave
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lane neave.

To: The Registrar
Environment Court
Christchurch

1. Te Rūnanga o Kaikōura and Te Rūnanga o Ngāi Tahu (**Ngāi Tahu**) wish to be party to the following appeal against parts of the decisions of the Respondent (**Decisions**) on the Proposed Marlborough Environment Plan (**Proposed Plan**):

(a) *Federated Farmers of New Zealand v Marlborough District Council* (ENV-2020-CHC-058) (**Appeal**).

2. Ngāi Tahu made a submission about the subject matter of the Appeal.

3. Ngāi Tahu is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 (**Act**).

4. Ngāi Tahu is interested in the whole of the Appeal.

5. In particular, Ngāi Tahu is interested in the following specific issues:

(a) the protection, maintenance and enhancement of freshwater quality and quantity through Te Mana o te Wai and the mauri of waterbodies;

(b) the protection, maintenance and enhancement of coastal water and its mauri;

(c) discharges to land and water;

(d) indigenous vegetation; and

(e) any rules or appendices that will be effected by, or are relevant to, the relief sought in the Appeal.

6. Ngāi Tahu **opposes** the relief sought in its entirety because:

(a) it would be contrary to the National Policy Statement on Freshwater Management;

(b) it would be contrary to the Te Mana o te Wai and would fail to protect the mauri of waterbodies;

- (c) it would be contrary to the Act because:
 - (i) fails to promote the sustainable management of resources;
 - (ii) does not adequately protect indigenous vegetation in accordance with section 6(c) of the Act;
 - (iii) does not recognise and provide for the the ancestral relationship of Ngāi Tahu and their culture and traditions with their ancestral lands, water, sites, waahi tapu, and other taonga under section 6(e)of the Act;
 - (iv) it will not preserve and protect the natural character of the coastal environment and its margins pursuant to section 6(a) of the Act; and
 - (v) fails to have regard to kaitiakitanga in accordance with section 7(a) of the Act.
- (d) fails to consider and apply the environmental and cultural values of Ngāi Tahu.

7. Ngāi Tahu agrees to participate in mediation or other alternative dispute resolution of the Appeal.

Dated this 8th day of June 2020



Joshua Leckie
Counsel for Te Rūnanga o Kaikōura and Te Rūnanga o Ngāi Tahu

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