

**BEFORE THE ENVIRONMENT COURT
AT WELLINGTON**

ENV-2019-WGN-000103

UNDER

the Resource Management Act 1991

IN THE MATTER OF

an appeal under clause 14(1) of Schedule 1 of the Act in relation to the Proposed Natural Resources Plan for the Wellington Region

BETWEEN

HORTICULTURE NEW ZEALAND

Appellant

AND

WELLINGTON REGIONAL COUNCIL

Respondent

NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS



**FEDERATED
FARMERS**
OF NEW ZEALAND

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NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

Section 274, Resource Management Act 1991

To: **The Registrar**
Environment Court
Wellington

1. Federated Farmers of New Zealand Inc (**FFNZ**) wishes to be a party to proceedings with Environment Court reference ENV-2019-WGN-000103 (**Proceedings**) in the appeal by Horticulture New Zealand (**Appellant**) against decisions of Wellington Regional Council (Council) on the Proposed Natural Resources Plan (**pNRP**) for the Wellington Region.
2. FFNZ made a submission and further submissions on the pNRP.
3. FFNZ has an interest in the proceedings that is greater than the interest that the general public has:
 - 3.1 The subject matter of the appeal is a matter of interest to farmers who rely on natural and physical resources in the region in making their livelihoods.
 - 3.2 There is a potential for farmers in the region to be directly impacted by the terms of the appeal.
 - 3.3 FFNZ is a representative body for farmers, so it is in an appropriate position to represent the interests of farmers who may be impacted by the terms of the appeal.
4. FFNZ is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
5. FFNZ is interested in all the proceedings.
6. FFNZ supports *or* opposes *or* conditionally opposes the relief sought as follows—

- 6.1 **Policy 14** - FFNZ supports the relief sought on P14 because the decision versions unduly favours reverse sensitivity where new regional significant infrastructure, significant mineral resources or renewable energy generation decides to locate next to existing activities. FFNZ also supports the relief sought for reasons set out by the Appellant.
- 6.2 **Rules R36B and R37** – FFNZ conditionally supports the relief sought by the Appellant on R36B and R37. FFNZ considers that the deletion of Rule 37 has unforeseen consequences that makes any discharge of spray into surface water a restricted discretionary activity. FFNZ accordingly supports amendments to rules 37 or 36B (see FFNZ’s notice of appeal) to allow spray into surface water as a permitted activity.
- 6.3 **Rule R94** – FFNZ supports the relief sought by the Appellant. FFNZ is concerned with the 3 degrees qualifier and that the buffer strip of 5 metres are overly restrictive. A further concern is that the definition of cultivation is wide enough to capture everyday pastoral farming activities like haymaking in R94.
7. FFNZ agrees to participate in mediation or other alternative dispute resolution of the proceedings.



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Martin Johan Meier

For Federated Farmers of New Zealand Inc

DATE: 9 October 2019

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