

BEFORE THE ENVIRONMENT COURT
AT WELLINGTON

ENV-2019-WLG-000130

I MUA I TE KOOTI TAIAO O AOTEAROA
TE WHANGANUI-A-TARA

IN THE MATTER of the Resource Management Act 1991 (“**the Act**”)

A N D

IN THE MATTER of an appeal under Clause 14(1) of the First Schedule of the Act in
relation to the proposed Natural Resource Plan for the Greater
Wellington Region.

BETWEEN **ROYAL FOREST AND BIRD PROTECTION SOCIETY**

Appellants

A N D **GREATER WELLINGTON REGIONAL COUNCIL**

Respondent

**NOTICE OF INTENTION TO APPEAR
BY RANGITĀNE TŪ MAI RĀ TRUST AND RANGITĀNE O WAIRARAPA
INCORPORATED SOCIETY
Dated 9 October 2019**

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To the Registrar, Environment Court Wellington

This notice, notifies you that:

1. Pursuant to section 274 of the RMA, Rangitāne Tū Mai Rā Trust and Rangitāne o Wairarapa Incorporated Society (“Rangitāne”) file this Notice of Intention to Appear on the appeal by Royal Forest and Bird Protection Society (“the Appeal”).
2. Rangitāne support the Appeal.

Grounds to be a section 274 Party

3. The Appeal relates to various decisions on the provisions of the Greater Wellington Regional Council Proposed Natural Resource Plan (“the Decision”), that Rangitāne submitted on or have also appealed.
4. Rangitāne:
 - (a) Are the representative groups for the iwi of Rangitāne who have Mana Whenua in the Greater Wellington area;
 - (b) Are not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991;
 - (c) Made submissions on the proposed natural resource plan;
 - (d) Are interested in all of the matters raised in the appeal;
 - (e) Are an iwi that has an interest in the Decision that is greater than the interest that the general public has given their cultural and spiritual relationships within the Greater Wellington area; and
 - (f) Filed an appeal against the decision on 18 September 2019.
5. Specifically, Rangitāne are interested in the following appeal points and the relief now sought as it is consistent with the matters Rangitāne made submissions on and sought similar relief for or seeks similar relief through the Rangitāne appeal. The relief sought will give better effect to relevant provisions in the Wellington

Regional Policy Statement, the National Policy Statement for Freshwater Management, the New Zealand Coastal Policy Statement and the RMA:

- (a) New definition of Te Mana o te Wai;
- (b) New Objectives so the management of freshwater will give effect to “Te Mana o te Wai”;
- (c) Objective O1: Ki uta ki tai;
- (d) Objective O5: Fresh and coastal water;
- (e) Objective O12: Benefits of regionally significant infrastructure;
- (f) Objective O18: Low energy receiving environments;
- (g) Objective O25: Aquatic ecosystem health and mahinga kai;
- (h) Objective O19: Natural processes;
- (i) Objective O20: Risk from natural hazards;
- (j) Objective O22: Hard engineering;
- (k) Objective O23: Maintain or improve water quality;
- (l) Objective O24: Contact recreation and Maori customary use;
- (m) Objective O25: Aquatic ecosystem health and mahinga kai;
- (n) Objective O31: Outstanding water bodies;
- (o) Objective O35: Significant indigenous biodiversity values;
- (p) Objective O37: Significant surf breaks;
- (q) Objective O44: Land use impacts on soil and water;
- (r) Objective O45: Livestock access to waterbodies;
- (s) Objective O46: Discharges to land;

- (t) Objective O47: Sediment runoff;
- (u) Objective O48: Stormwater networks;
- (v) Policy P12A: Benefits of mineral resource utilisation;
- (w) Policy P13: Existing regionally significant infrastructure and renewable electricity generation activities;
- (x) Policy P15: Flood protection activities;
- (y) Policy P16: New flood protection and erosion control;
- (z) Policy P30: Natural buffers;
- (aa) Policy P31: Biodiversity, aquatic ecosystem health and mahinga kai;
- (bb) Policy P32: Adverse effects on aquatic ecosystem health and mahinga kai;
- (cc) Policy P37: Values of wetlands;
- (dd) Policy P41: Managing adverse effects on ecosystems and habitats with significant indigenous biodiversity values;
- (ee) Policy P41A: Effects on the spawning and migration of indigenous fish species;
- (ff) Policy P49: Use and development adjacent to outstanding natural features and landscapes and special amenity landscapes;
- (gg) Policy P51: Significant surf breaks;
- (hh) Policy P62: Promoting discharges to land;
- (ii) Policy P65: Minimising effects of rural land use activities;
- (jj) Policy P66: National Policy Statement for Freshwater Management requirements for discharge consents;
- (kk) Policy P67: Minimising discharges to water or land;

- (ll) Policy P70: Managing point source discharges for aquatic ecosystem health and mahinga kai;
- (mm) Policy P71: Quality of point source discharges to rivers;
- (nn) Policy P78: Managing stormwater from large sites;
- (oo) Policy P95: Discharges to land;
- (pp) Policy P99: Livestock access to a surface water body and the coastal marine area;
- (qq) Policy P100: Riparian margins for cultivation and break-feeding;
- (rr) Policy P102: Reclamation or drainage of the beds of lakes and rivers;
- (ss) Policy P107: The framework for taking and using water;
- (tt) Policy P128: Transfer of resource consents;
- (uu) Policy P138: Structures in sites with significant values;
- (vv) Policy P143: Deposition in a site of significance;
- (ww) Rule R97: Livestock access to a surface water body or the coastal marine area - permitted activity;
- (xx) Rule R98: Livestock access to the beds of surface water bodies - discretionary activity; and
- (yy) Rule R107: Activities in significant natural wetlands - discretionary activity.

Conclusion

6. Rangitāne agree to participate in mediation or other alternative dispute resolution of the proceedings and will abide by any further directions of the Court.

Dated: 9 October 2019



Aidan Warren/Kuru Ketu
Counsel for the Appellants

This document is filed by Aidan Warren of McCaw Lewis Lawyers. The address for service for Rangitāne is at the offices of McCaw Lewis Lawyers, Level 6, 586 Victoria Street, Hamilton 3240.

Documents for service may be left at the address for service, or may be:

- (a) Posted to Aidan Warren at PO Box 9348, Hamilton 3240; or
- (b) Emailed to Aidan Warren at aidan.warren@mccawlewis.co.nz and kuru.ketu@mccawlewis.co.nz.