

BEFORE THE ENVIRONMENT COURT
AT WELLINGTON

ENV-2019-WLG-000106

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 **MINISTER OF CONSERVATION**

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 the Minister of Conservation (“the Appeal”).
2. Rangitāne support the Appeal in part.

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) The Definition of Category 2 surface water bodies;
- (b) Objective O20: Risk from natural hazards;
- (c) Objective O21: High hazard areas;
- (d) Objective O25: Aquatic ecosystem health and mahinga kai;
- (e) Objective O31: Outstanding water bodies;
- (f) Objective O35: Significant indigenous biodiversity values;
- (g) Policy P27: High risk areas;
- (h) Policy P31: Biodiversity, aquatic ecosystem health and mahinga kai;
- (i) Policy P38A: Restoring Te Awarua-o-Porirua Harbour, Wellington Harbour (Port Nicholson), and Lake Wairarapa;
- (j) Policy P70: Managing point source discharges for aquatic ecosystem health and mahinga kai;
- (k) Policy P71: Quality of point source discharges to rivers;
- (l) Policy P99: Livestock access to a surface water body and the coastal marine area;
- (m) Policy P101: Management of riparian margins;
- (n) Policy P102: Reclamation or drainage of the beds of lakes and rivers;
- (o) Policy P138: Structures in sites with significant values;
- (p) Policy P143: Deposition in a site of significance;
- (q) Policy P144: Dumping in a site with significant values;

- (r) Rule R36B: Motorised and aerial discharge of agrichemicals - permitted activity;
- (s) Rule R88: Aerial discharge of vertebrate toxic agents - controlled activity;
- (t) Rule R97: Livestock access to a surface water body or the coastal marine area - permitted activity;
- (u) Rule R117: New structures - permitted activity;
- (v) Rule R121: Maintenance of drains and highly modified rivers or streams within an individual property - permitted activity;
- (w) Rule R122: Removing vegetation from the bed of any river or lake - permitted activity;
- (x) Rule R127: Reclamation of the beds of rivers or lakes - non-complying activity;
- (y) Rule R136: Take and use of water - permitted activity;
- (z) Rule R137: Farm dairy washdown and milk-cooling water - permitted activity;
- (aa) Rule R141: Take and use of water not permitted - controlled activity;
- (bb) Rule R151: Additions or alterations to structures - controlled activity;
- (cc) Method M20A: Coastal Sites that meet NZCPS Policy 11; and
- (dd) Method M24: Outstanding natural features and landscapes and high natural character.

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.