

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH**

ENV-2018-CHC - 252

IN THE MATTER

of an appeal pursuant to clause 14
of the First Schedule of the
Resource Management Act 1991

BETWEEN

KIWIRAIL HOLDINGS LTD
Appellant

AND

DUNEDIN CITY COUNCIL
Respondent

**NOTICE OF THE ROYAL FOREST AND BIRD PROTECTION SOCIETY OF NEW
ZEALAND INCORPORATED'S WISH TO BE PARTY TO PROCEEDINGS**
31 January 2019

To: The Registrar
Environment Court
Christchurch

1. The Royal Forest and Bird Protection Society of New Zealand Incorporated ('Forest & Bird') wishes to be a party to the appeal by KiwiRail Holdings Limited ('the Appellant') reference **ENV-2018-CHC-252** against decisions of the Dunedin City Council ('the Respondent') on the Proposed Dunedin City District Plan.
2. Forest and Bird is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.
3. Forest and Bird submitted on the subject matter of the proceedings.
4. Forest and Bird is interested in part of the proceeding.
5. The particular issues the Society is interested in are:
 - a. The proposal to amend Policy 10.2.2.2 to only require set backs from the coast and water bodies to be an adequate distance where practicable; and
 - b. any consequential changes arising from or concerning the appeal.
6. The Society opposes the relief sought by the appellant, because the Plan should protect significant indigenous vegetation and habitats and maintain biodiversity and preserve the natural character values of coastal and riparian margins. The policy applies broadly to a range of activities and use of the words where practicable creates uncertainty. The appellant's relief seeks to amend or delete provisions Forest and Bird supported in its submissions and/or the provisions appealed overlap with Forest and Bird's own appeal. The proposed changes will not implement the New Zealand Coastal Policy Statement.
7. Forest & Bird agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated 31 January 2019



Sally Gepp

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Address for Service

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