

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH**

ENV-2018-CHC-247

IN THE MATTER

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

BETWEEN

PORT OTAGO 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 Port Otago Limited and Others ("the Appellant") reference **ENV-2018-CHC-247** 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. Rule 10.3.3, which seeks to exempt buildings, earthworks and structures associated with Port activities within the Industrial Port Zone from the set back rule; and
 - b. and any consequential changes arising from or concerning the appeal.
6. The Society opposes the relief sought by the appellant, because Forest and Bird seeks provisions which maintain and enhance biodiversity values and the natural character of the coast and riparian margins. The relief sought by the appellant is broad and uncertain in terms of the potential adverse effects on the coast. 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 provisions sought 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



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