

**IN THE ENVIRONMENT COURT OF NEW ZEALAND  
CHRISTCHURCH REGISTRY**

**I TE KŌTI TAIAO O AOTEAROA  
ŌTAUTAHI ROHE**

**ENV-2020-CHC-35, 46, 67**

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

**AND**

**IN THE MATTER** of an appeal under Clause 14, Schedule 1 of the RMA

**BETWEEN** **NELSON-MARLBOROUGH FISH AND GAME COUNCIL**

**Appellant**

*(Continued next page)*

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**MEMORANDUM OF WINE MARLBOROUGH LIMITED IN RESPONSE TO COUNCIL'S  
MEMORANDUM OF 31 JULY 2020  
Dated this 10th day of August 2020**

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Next Event Date: 28 August 2020 @ 10 am (pre-hearing conference)  
Judicial Officer: Judge Hassan

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**GASCOIGNE WICKS**  
LAWYERS  
BLENHEIM

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**AND** **TE RŪNANGA O KAIKŌURA & TE RŪNANGA O NGĀI TAHU**  
**Appellant**

**AND** **ENVIRONMENTAL DEFENCE SOCIETY INCORPORATED**  
**Appellant**

**AND** **MARLBOROUGH DISTRICT COUNCIL**  
**Respondent**

**AND** **WINE MARLBOROUGH LIMITED**  
**Section 274 Party**

**MAY IT PLEASE THE COURT –**

- 1 This memorandum is filed in response to the Council’s memorandum of 31 July 2020 and in accordance with the Court’s minute dated 16 June 2020.
- 2 Wine Marlborough Limited is a s 274 party to each of these appeals.
- 3 Parts of these appeals will likely be affected by the following national direction recently promulgated:
  - (a) the National Policy Statement for Freshwater Management 2020;
  - (b) the Resource Management (National Environmental Standards for Freshwater) Regulations 2020;
  - (c) the Resource Management (Measurement and Reporting of Water Takes) Amendment Regulations 2020; and
  - (d) the Resource Management (Stock Exclusion) Regulations 2020.
- 4 Wine Marlborough Limited agrees in principle that relevant parts of these appeals should be put on temporary hiatus until the Council and other parties have had the opportunity to assess the effect of these new instruments.<sup>1</sup>

Dated this 10th day of August 2020



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Quentin A M Davies and Joshua S Marshall  
Counsel for Wine Marlborough Limited

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<sup>1</sup> See paras 74 to 77 of the Council’s memorandum.