

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

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

**ENV-2020-CHC-67**

**IN THE MATTER** of the Resource Management Act 1991  
**AND**  
**IN THE MATTER** of an appeal under clause 14(1) of schedule 1 of the Act  
**BETWEEN** **ENVIRONMENTAL DEFENCE SOCIETY INCORPORATED**  
**Applicant**  
**AND** **MARLBOROUGH DISTRICT COUNCIL**  
**Respondent**

---

**NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS**

**Dated this 25th day of May 2020**

---

---

**Marlborough Forest Industry Association  
Incorporated**

Attn: Vern Harris  
PO Box 602  
Blenheim 7240

**NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS**

*Section 274, Resource Management Act 1991*

**To** The Registrar  
Environment Court  
Christchurch

**Name of Person who wishes to be Party**

- 1 Marlborough Forest Industry Association Incorporated (the "Association") wishes to be a party to the following proceedings: ENV-2020-CHC-67, an appeal by Environmental Defence Society Incorporated against parts of the Marlborough District Council's decision on the proposed Marlborough Environment Plan.
- 2 The Association says that it is:
  - (a) a person who has an interest in the proceedings that is greater than the interest that the general public has (a body representing the interests of the forestry industry in the region);
  - (b) a person who made a submission about the subject matter of the proceedings.

**Trade competition**

- 3 The Association is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.

**The Proceedings**

- 4 The Association is interested in part of the proceedings.
- 5 The parts of the proceedings the Association is interested in is those relating to:
  - (a) Chapter 8 of Volume 1;
  - (b) Chapter 2 of Volume 2;
  - (c) Chapter 3 of Volume 2; and
  - (d) Chapter 25 of Volume 2.

**Particular Issues**

- 6 The Association is interested in the following particular issues:
- (a) Chapter 8 of Volume 1 – issues relating to indigenous biodiversity relating to forestry including issue 8A, objective 8.1 and policies 8.1.3, 8.2.2, 8.2.9, 8.M.3, 8.3.6, 8.3.7 and the proposed new policies.
  - (b) Chapter 2 of Volume 2 – issues relating to vegetation clearance including.
  - (c) Chapter 4 of Volume 2 0 rule 4.4.3 proposed forestry setback.
  - (d) Chapter 25 of Volume 2 definition of “vegetation clearance”.

**Relief sought**

- 7 The Association opposes the relief sought because:
- (a) The relief sought is inconsistent with resource management principles;
  - (b) The relief doesn't meet a s 32 analysis;
  - (c) Some of the submissions and relief sought are out of scope; and
  - (d) The relief sought is inconsistent with the National Environmental Standards for Plantation Forestry .

**Dispute resolution**

- 8 The Association agrees to participate in mediation or other alternative dispute resolution of the proceedings.



.....

Vernon Arthur Harris

Executive Officer for the Association

Date: 25/5/2020

**Address for service of Person wishing to be a Party**

Marlborough Forest Industry Association Incorporated

Attn: Vern Harris

PO Box 602  
BLLENHEIM 7240

Telephone: 03 578 1733/0272510097

Fax/Email: vern.forest@xtra.co.nz

Contact person: Vern Harris

**Note to person wishing to be a party**

You must lodge the original and 1 copy of this notice with the Environment Court within 15 working days after–

- the period for lodging a notice of appeal ends, if the proceedings are an appeal; or
- the decision to hold an inquiry, if the proceedings are an inquiry; or
- the proceedings are commenced, in any other case.

Your right to be a party to the proceedings in the Court may be limited by the trade competition provisions in section 274(1) and Part 11A of the Resource Management Act 1991. The notice must be signed by you or on your behalf.

You must serve a copy of this notice on the relevant local authority and the person who commenced the proceedings within the same 15 working day period and serve copies of this notice on all other parties within 5 working days after that period ends.

However, you may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing or service requirements (*see form 38*).

***Advice***

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.