

**IN THE HIGH COURT OF NEW ZEALAND
DUNEDIN REGISTRY**

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

CIV-2021-412-000089

UNDER the Declaratory Judgements Act 1908 (the
Act)

BETWEEN OTAGO REGIONAL COUNCIL

Plaintiff

**A N D ROYAL FOREST AND BIRD
PROTECTION SOCIETY OF NEW
ZEALAND INCORPORATED**

Defendant

**A N D CENTRAL OTAGO DISTRICT
COUNCIL**

Third Party

STATEMENT OF DEFENCE FOR THE THIRD PARTY

26 October 2021

MACTODD LAWYERS

Barristers, Solicitors, Notaries

3rd Floor, 11-17 Church Street

Queenstown 9300

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Solicitor Acting: Jayne Macdonald

Email: jmacdonald@mactodd.co.nz

The Third Party by its solicitors says:

- 1 The Plaintiff notified the Proposed Otago Regional Policy Statement (PORPS) on 26 June 2021. The Third Party made a submission on the PORPS.
- 2 The Plaintiff lodged a statement of claim seeking declarations on the PORPS on 3 September 2021.
- 3 The Third Party admits paragraphs 1, 2, sub-paragraph 3(a), and paragraphs 4 to 23 of the statement of claim.
- 4 The Third Party denies sub-paragraph 3(b) to the extent that the responsibilities relating to the preparation of the Otago Regional Council Policy Statement are under ss59 – 62 of the Act, but do not extend to ss63.

Declarations Sought

- 5 In relation to the declarations sought in paragraph 24 the Third Party:
 - (a) denies sub-paragraph 24(1);
 - (b) denies sub-paragraph 24(2); and
 - (c) admits sub-paragraph 24(3).

Dated this 26th day of October 2021



Jayne Macdonald

Counsel for the Third Party

Address for service of Central Otago District Council

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