

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

**I TE KŌTI MATUA O AOTEAROA  
ŌTEPOTI ROHE**

**CIV-2021-412-00089**

**IN THE MATTER** of an application under the Declaratory Judgments Act  
1908

**BETWEEN** **OTAGO REGIONAL COUNCIL** a regional council under  
Schedule 2 of the Local Government Act 2002

**Plaintiff**

**AND** **ROYAL FOREST AND BIRD PROTECTION SOCIETY  
OF NEW ZEALAND INCORPORATED** an incorporated  
society having its registered office at 205 Victoria Street,  
Wellington

**Defendant**

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**NOTICE OF APPEARANCE FOR ANCILLARY PURPOSES ON BEHALF OF  
CANTERBURY REGIONAL COUNCIL  
26 October 2021**

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Canterbury Regional Council's Solicitor  
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**WYNNWILLIAMS**

Solicitor: P A C Maw  
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**To:** The Registrar of the High Court, Dunedin  
**And to:** Otago Regional Council  
**And to:** Royal Forest and Bird Protection Society of New Zealand  
Incorporated

This document notifies you that Canterbury Regional Council wishes to appear as a defendant, and does not oppose the plaintiff's claim but appears in order to be heard on the following matters:

- 1 Principles to assist in determining whether a planning document "relates" to freshwater, such that it is required to undergo the freshwater planning process set out in section 80A of the Resource Management Act 1991;
- 2 Principles to assist in determining which parts (if not all) of a planning document "relate" to freshwater;
- 3 Whether the whole Proposed Otago Regional Policy Statement (and other regional policy statements more generally) relates to freshwater; and if not,
- 4 Which parts of the Proposed Otago Regional Policy Statement are considered to "relate" to freshwater, and are required to undergo the freshwater planning process.

The Canterbury Regional Council also relies on the accompanying affidavit of Andrew Kenneth Parrish in support of this notice.

**DATED** this 26<sup>th</sup> day of October 2021



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**P A C Maw**

Solicitor for the Canterbury Regional Council

This document is filed by Philip Andrew Charles Maw of Wynn Williams as solicitor for the Canterbury Regional Council. Address for service is at the offices of Wynn Williams, Level 5, 47 Hereford Street, Christchurch. Documents of service may be:

- a. Left at that address; or
- b. Posted to the solicitor at PO Box 4341, Christchurch; or
- c. Emailed to the solicitor at [Philip.Maw@wynnwilliams.co.nz](mailto:Philip.Maw@wynnwilliams.co.nz).