

IN THE HIGH COURT OF NEW ZEALAND
DUNEDIN REGISTRY

I TE KŌTI MATUA O AOTEAROA
ŌTEPOTI ROHE

CIV-2021-412-000089

UNDER the Declaratory Judgment Act 1908

IN THE MATTER of an application under the Declaratory Judgment Act 1908

BETWEEN **OTAGO REGIONAL COUNCIL**, a body corporate under the Local Government Act 2002

Plaintiff

AND **ROYAL FOREST AND BIRD PROTECTION SOCIETY OF NEW ZEALAND INCORPORATED**, a duly incorporated society under the Incorporated Societies Act 1908 having its registered office at 205 Victoria Street, Wellington

Defendant

UPDATING AFFIDAVIT OF ANITA JAYNE DAWE ON BEHALF OF THE PLAINTIFF

Sworn: 23 December 2021

ROSS DOWLING MARQUET GRIFFIN
SOLICITORS
DUNEDIN

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Solicitor: A J Logan

**UPDATING AFFIDAVIT OF ANITA JAYNE DAWE ON BEHALF OF THE
PLAINTIFF**

I, **ANITA JAYNE DAWE** of Dunedin, Manager, solemnly and sincerely affirm:

1. I am the Manager Policy and Planning for the Plaintiff, the Otago Regional Council ("ORC").
2. This affidavit is to update the Court on the processing of the proposed Otago Regional Policy Statement ("pRPS").

Submissions lodged

3. The pRPS was publicly notified on Saturday 26 June 2021, for period of 50 working days. Submissions closed on 3 September 2021.
4. Submissions were received from 1463 parties, with 1420 submissions received by the closing date of 3 September 2021 at 3pm, and a further 43 submissions received after 3pm, 3 September 2021.
5. The primary submissions cover every aspect of the pRPS. There are multiple parties who have submitted in support or opposition to the pRPS in its entirety. For example, the submission from the Dunedin City Council is on the whole pRPS, as well as having submission points on various provisions within the pRPS.

Further submissions

6. The Summary of Decisions Requested ("SoDR") was notified on 30 October 2021, with the period for making further submissions from 1 November 2021, until 12 November 2021.
7. A corrigendum was notified on 17 November 2021, with further submissions closing on 1 December 2021.
8. A total of 59 further submissions were received on the SoDR. Of those submissions, 55 were received on time, and 4 were received after the closing period. No further submissions were received on the corrigendum.

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Appointment of Freshwater Hearing Panel

9. On 11 November 2021, ORC advised the Chief Freshwater Commissioner of the names of its two nominees for appointment to the freshwater hearing panel.
10. On 2 December 2021, ORC advised the Freshwater Commissioner of the local tangata whenua nominee for appointment to the freshwater hearings panel.
11. I have been advised that the panel will be formally appointed on or about 17 January 2022.

Notifying and lodging of document with the Freshwater Commissioner

12. ORC advised the Chief Freshwater Commissioner on 11 November 2021 of its intention to provide the pRPS and the documents required by Clause 37(1) to the Chief Freshwater Commissioner.
13. On 10 December 2021, the Chief Freshwater Commissioner was served with the documents required by Section 80A(4)(c) of the Resource Management Act 1991(RMA) and Clause 37(1) of the First Schedule of the RMA.

AFFIRMED at Dunedin this 23rd)
day of December 2021 before me:-)


Anita Jayne Dawe


A Solicitor of the High Court of New Zealand
Kimberly Jade Wong
Solicitor
Dunedin

