

Before the Environment Court at Christchurch

ENV 2016 Chch

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under clause 14(1) of the First
Schedule of the Act in relation to the proposed Otago
regional policy statement

BETWEEN WAITAHA TAI WHENUA O WAITAKI TRUST BOARD

appellant

AND

OTAGO REGIONAL COUNCIL

respondent

NOTICE OF APPEAL BY WAITAHA TAI WHENUA O WAITAKI TRUST BOARD

I, Anne Te Maiharoa Dodds, Tumuaki for Waitaha Tai Whenua O Waitaki Trust Board, appeal a decision on the following matter:

The Otago Regional Councils 'Policy Statement doesn't mention consulting with those takata whenua who whakapapa to Waitaha but are not registered as Ngai Tahu (they do not consider themselves subsumed by Ngai Tahu nor do they share the ancestor Tahu Potiki from the North Island) but only bear allegiance to their primary ancestor Rakaihautu who explored and named the landscape of Te Wai Pounamu. It is not their intention to deny Ngai Tahu's right to be consulted but simply as they are also takata whenua that they be given similar consultation rights to Ngai Tahu Whanui which by definition includes only Waitaha who share the common ancestor Tahu Potiki.

I made a submission on that application.

I received notice of the decision on 1/10/2016

The decision was made by Otago Regional Council

I am not* a trade competitor for the purposes of [section 308D](#) of the Resource Management Act 1991.

The decision I am appealing is:

ORC's refusal to consult with other takata whenua in the region.

The land affected is the whole Otago Region especially the south side of the Waitaki Mouth Korotuaheka where Waitaha's prophet Te Maiharoa is interred and site of the unearthing of Waitaha artefacts.

The reasons for the appeal are as follows:

The Resource Management Act requires regional councils to consult with the takata whenua of their region through an iwi authority and nowhere does it say they should limit themselves to only consulting with one group.

I seek the following relief ;

That the Otago Regional Council states in their policy statement that they “will consult with Waitaha Iwi whose primary ancestor is Rakaihautu as well as Ngai Tahu etc.”

I attach the following documents* to this notice:

- (a) a copy of my submission
- regional policy statement contains the decision

- documents necessary for an adequate understanding of the appeal:
- (d)a list of names and addresses of persons to be served with a copy of this notice.

Bronwyn Judge

.8/12/ 2016

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The copy of this notice served on you does not attach a copy of the relevant application (*or* submission) and (*or or*) the relevant decision (*or* part of the decision). These documents may be obtained, on request, from the appellant.

Bronwyn Judge <bajudge@xtra.co.nz>