

IN THE HIGH COURT OF NEW ZEALAND
DUNEDIN REGISTRY

I TE KŌTI MATUA O AOTEAROA
ŌTEPOTI ROHE

CIV-2024-412-000041

UNDER the Resource Management Act 1991

IN THE MATTER of appeals under Section 299 and Clause 56 of Schedule 1 of the Act

BETWEEN OCEANA GOLD (NEW ZEALAND) LIMITED
Appellant

AND OTAGO REGIONAL COUNCIL
Respondent

AND ROYAL FOREST AND BIRD PROTECTION SOCIETY OF NEW ZEALAND INCORPORATED
First Interested Party

AND TE RŪNANGA O MOERAKI, KĀTI HUIRAPA RŪNAKA KI PUKETERAKI, TE RŪNANGA O ŌTĀKOU AND HOKONUI RŪNANGA, TE AO MARAMA INCORPORATED ON BEHALF OF WAIHOPAI RŪNAKA, TE RŪNANGA O ŌRAKA APARIMA, AND TE RŪNANGA O AWARUA AND TE RŪNANGA O NGĀI TAHU
Second Interested Party

ORDER OF THE HIGH COURT
Dated: 22 October 2025

ROSS DOWLING MARQUET GRIFFIN
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ORDER OF THE HIGH COURT

Before the Honourable Justice Dunningham on 6 October 2025:

After reading the Notice of Appeal by Oceana Gold (New Zealand) Limited ("**Oceana Gold**") dated 22 April 2024 (CIV-2024-012-000041) against the Respondent's decisions on the Proposed Otago Regional Policy Statement ("**PORPS**"), the attachments to that notice, the legal submissions of Oceana Gold dated 18 December 2024 and submissions in reply dated 21 February 2025, the legal submissions of the Respondent dated 31 January 2025, the legal submissions of the First Interested Party the Royal Forest and Bird Protection Society of New Zealand Incorporated and the Second Interested Party Te Rūnanga o Moeraki, Kāti Huirapa Rūnaka ki Puketeraki, Te Rūnanga o Ōtākou and Hokonui Rūnanga, Te Ao Marama Incorporated on behalf of Waihopai Rūnaka, Te Rūnanga o Ōraka Aparima, and Te Rūnanga o Awarua and Te Rūnanga o Ngāi Tahu dated 14 February 2025 and the Joint Memoranda of Counsel dated 24 September 2025, this Court orders (by consent):

1. The appeal is allowed in part.
2. LF-WAI-O1 is amended as follows (with amendments shown in red underline and strikethrough):

LF-WAI-O1 – *Te Mana o te Wai*

Otago's *water bodies* and their health and wellbeing are protected, and restored or improved where they are *degraded*, so that the mauri of those water bodies is protected, and the management of *land* and *water* recognises and reflects that:

...

3. The appeal by the appellant on the above part of PORPS is at an end.
4. There are no issues as to costs in relation to the above appeals resolved by consent.

Date: 22 October 2025

Deputy Registrar

M Atkins
Deputy Registrar
High Court of New Zealand

