

s274 Notices – Horticulture NZ

Plan Change 9: TANK

Appellant No.	Appellant Name
192	Federated Farmers of New Zealand
193	Te Taiwhenua o Heretaunga
194	Aotearoa New Zealand Fine Wine Estates
195	Hawke's Bay Winegrowers Association Inc, Gimblett Gravels Winegrowers Association Incorporated, Villa Maria Estate Limited, Pernod Ricard Winemakers New Zealand Limited (The Winegrowers);
196	Royal Forest and Bird Protection Society of New Zealand
197	Wairua Dairies Limited
198	T&G Global Limited
201	Mangaroa Marae, representing the hapū – Ngāti Rāhungaiterangi, Ngāti Pōpōro, Ngāti Pāhū and Ngāti Pouwharekura
202	Ōmahu Marae, (HUPHA) – Ngāti Hinemanu, Ngāi Te Upokoiri, Ngāti Honomōkai, Ngāti Mahuika
203	Delegat Limited
204	Heinz Wattie's Limited
205	Hastings District Council
206	Ngāti Kahungunu Iwi Incorporated
207	Napier City Council

BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000205

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Federated Farmers of New Zealand**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000205 Federated Farmers of New Zealand (**FFNZ**), an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The land use change framework;
 - (b) Water permit consent durations;
 - (c) The ability for new water permit consents to be granted;
 - (d) The ability to transfer unused water;
 - (e) The cubic meter interim limit for HP Groundwater Quantity Area;

- (f) The activity status of high flow takes;
- (g) Zone1 groundwater in Schedule 30;
- (h) Changes sought to the water storage framework;
- (i) The changes sought to source protection zones and registered drinking water supplies;
- (j) Wording changes to wetland provisions;
- (k) The changes sought to farm plans in relation to Part 9A of the RMA and reductions in area;
- (l) Farm plan timeframes in priority catchments;
- (m) Prioritisation of water for primary production use;
- (n) Changes to Schedule 26; and
- (o) Additional exemptions sought to vegetation clearance and soil distribution rules.

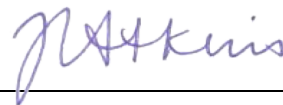
RELIEF SOUGHT

6. HortNZ does not support the relief sought with regard to the land use change framework as it is inconsistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000193

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(the Act)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Te Taiwhenua o Heretaunga**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000193 Te Taiwhenua o Heretaunga (**TTH**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The amendments sought to give effect to Te Mana o te Wai and the NPSFM 2020;
 - (b) The change sought to freshwater management units (rather than freshwater management areas) and the finer delineation sought;
 - (c) The addition of outstanding waterbodies within TANK catchments and identification of their significant values;

- (d) The proposal to require notification of tangata whenua as affected parties for all controlled, restricted discretionary, and discretionary activities that may adversely affect freshwater bodies;
- (e) The proposed reduction of the interim annual groundwater allocation limit for the Heretaunga Plains aquifer to 70 million m³, and the inclusion of all quantities of groundwater used for stream flow mitigation within that limit;
- (f) The use of summer 7-day Q95 to determine surface water allocations;
- (g) The proposed deletion of the term "actual and reasonable";
- (h) The inclusion of all stream-depleting groundwater takes that have an impact of 0.5-2L/s on stream flow, within surface water allocation limits;
- (i) The proposed addition of a new restricted discretionary activity that provides opportunity for groundwater takes of between 60m³ and 150m³ per week within water short areas;
- (j) The expansion of Zone 1 to include all groundwater takes that cause stream depletion of 0.5L/s or greater;
- (k) The limitation of permitted stock drinking water takes to 150m³ a week;
- (l) The proposal to restrict irrigation takes to period 1 November to 30 April;
- (m) Proposed pro-rata reductions in both allocation rates and volumes for direct surface water, and stream depleting groundwater takes;

- (n) Proposed changes to allocation rates and minimum flows;
- (o) The proposed provision of 2 million m³ groundwater allocation for use in the landward margin of the coastal environment, and the Lower Tukituki groundwater allocation;
- (p) The proposed changes to the high flow allocation framework;
- (q) The proposed charges on water (both ground and surface water) abstracted for irrigation within the TANK catchments;
- (r) Proposed 10-year water permits;
- (s) The proposed inclusion of pumped sub-surface drainage water in allocation limits;
- (t) The establishment of lower take and allocation limits to operate outside of irrigation season;
- (u) The prohibition of transfers between surface and groundwater;
- (v) The proposed expansion of source protection zones;
- (w) The proposed imposition of charges on nitrogen leeching above 16kg per ha/yr;
- (x) The limitation of nitrogen application to 80kg/ha/yr from all sources; and
- (y) The provision of catchment load limits for nitrogen applications.

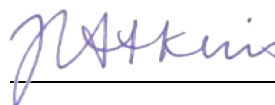
RELIEF SOUGHT

6. HortNZ opposes the relief sought to the extent that it is inconsistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000194

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Aotearoa NZ Fine Wine Estates**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000194 Aotearoa NZ Fine Wine Estates, an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) Changes sought to Policy 34 in relation to programmed or staged development being specified in expiring water permits; and
 - (b) Definition of actual and reasonable.

RELIEF SOUGHT

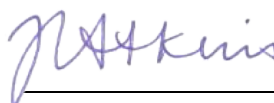
6. HortNZ supports the relief sought in relation to Policy 34, as it is consistent with the position that HortNZ has taken in the first instance hearings. However, HortNZ does have some

concerns regarding the relief sought in relation to the definition of "actual and reasonable".

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000195

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(the Act)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Gimblett Gravels Winegrowers
Association Incorporated, Hawke's Bay
Winegrowers Association Incorporated,
Pernod Ricard Winemakers New Zealand
Limited, and Villa Maria Estate Limited**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000195 Gimblett Gravels Winegrowers Association Incorporated, Hawke's Bay Winegrowers Association Incorporated, Pernod Ricard Winemakers New Zealand Limited, and Villa Maria Estate Limited (**Winegrowers**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The changes sought to water allocation for vineyards, under Policy 34 and Rule 10.

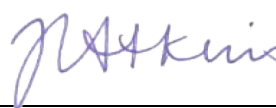
RELIEF SOUGHT

6. HortNZ wishes to be party to any discussions regarding possible exemptions, as similar issues may arise in respect of issues which HortNZ has appealed.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000196

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
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Regional Council's Regional Resource
Plan

BETWEEN **Royal Forest and Bird Protection Society of
New Zealand Incorporated**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000196 Royal Forest and Bird Protection Society of New Zealand Incorporated (**Forrest and Bird**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The changes sought to flow enhancement schemes, particularly the deletion of all references to them;
 - (b) The decrease sought to the interim limit for the Heretaunga aquifer (in relation to Policy 34 they seek a 50 million cubic metre per year limit, and in relation to Objective 2 a 70 million m³ limit is referenced, therefore the alternative limit sought is unclear);

- (c) The addition of coastal waters to various provisions (e.g. Objective 4 and 5);
- (d) Changes made to give effect to the NPSFM 2020;
- (e) Changes made to ensure the plan gives effect to Te Mana o te Wai;
- (f) The requirement that Schedule 26 must be met everywhere by 2040;
- (g) The changes sought to regulate cultivation, stock access and vegetable clearance in all catchments;
- (h) Proposed regulation of land use in priority catchments and any catchments where Schedule 26 water quality targets are not being met;
- (i) Proposed changes seeking tighter regulation of land use change;
- (j) Changes sought to avoid adverse effects of groundwater abstraction in the Heretaunga Plains;
- (k) Changes sought to remove the ability to transfer water;
- (l) The potential deletion of all exemptions from minimum flow restrictions;
- (m) The inclusion of timeframes within which overall allocation can be phased out;
- (n) The deletion of Policy 48;
- (o) The changes sought to make frost protection and temporary takes subject to allocation limits and minimum flows;
- (p) The prohibition of damming in all river channels;

- (q) The changes sought to the high flow allocation framework;
- (r) The reinstatement of rules requiring stock exclusion;
- (s) The reclassification of land use rules, specifically for discretionary and non-complying status to enable applications to be declined;
- (t) The limits sought for new permitted water takes s;
- (u) The prohibition of all takes outside Schedule 30 limits;
- (v) The proposed deletion of Rule 11;
- (w) The 10m setback sought for vegetation clearances;
- (x) The amendments sought to Schedule 26, specifically the decrease of timeframes to 10 years or less;
- (y) The proposed deletion of Schedule 29;
- (z) The proposed changes to Schedule 30, in particular the increase of minimum flow for the Ngaruroro at Fernhill;
- (aa) The clarifications sought to Schedule 32, specifically regarding the high flow allocation framework; and
- (bb) The identification of Freshwater Management units.

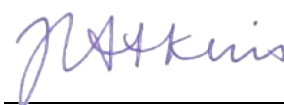
RELIEF SOUGHT

6. HortNZ opposes the relief sought to the extent that it is inconsistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000197

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Wairua Daries Limited**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000197 Wairua Dairies Limited (**WDL**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) A proposed increase in the allocation limit for the Ngaruroro River;
 - (b) Changes sought to Policy 34 in relation to programmed or staged development being specified in expiring water permits; and
 - (c) The proposed changes sought regarding land use change rules, specifically those that provide for larger areas on large properties.

RELIEF SOUGHT

6. HortNZ wishes to be involved in all discussions relating to land use change as they are likely to impact matters on which HortNZ has submitted.
7. In regards to the other relief sought HortNZ generally supports it, as it is consistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

8. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000198

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **T&G Global Limited**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000198 T&G Global Limited (**T&G**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) Changes sought to Policy 34 in relation to programmed or staged development being specified in expiring water permits; and
 - (b) Clarifications around the definition of "actual and reasonable".

RELIEF SOUGHT

6. HortNZ supports the relief sought as it is consistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000201

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Mangaroa Marae**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000201 Mangaroa Marae (**MM**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The implications of MM's appeal relating to issues with water allocation, quality, and standards.

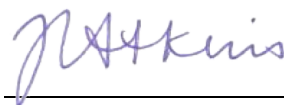
RELIEF SOUGHT

6. HortNZ wishes to be party to any proceedings regarding issues with allocation, quality, and standards as they impact on issues which HortNZ has raised in its appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000202

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(the Act)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Omahu Marae, Ngai Te Upokoiri, Ngati
Hinemanu, Ngati Honomokai, AND Ngati
Mahuika Hapu Authoirty**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

**NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS**



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000202 Omaha Marae & HUPHA (**OM**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The method by which tangata whenua indicators will be included within the scheme;
 - (b) Potential reductions sought in water takes;
 - (c) The limits sought for waterways; and
 - (d) The establishment of freshwater management units.

RELIEF SOUGHT

6. HortNZ wishes to be party to these proceedings as they raise issues of potential concern to vegetable growers in the region.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000203

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(the Act)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Delegat Limited**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000203 Delegat Limited (**Delegat**), an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) Changes sought to Policy 34 in relation to programmed or staged development being specified in expiring water permits; and
 - (b) Definition of actual and reasonable.

RELIEF SOUGHT

6. HortNZ supports the relief sought as it is consistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000204

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Heinz Wattie's Limited**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000204 Heinz Wattie's Limited (**Wattie's**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) Changes sought to Policy 34(d) that would allow more water than has actually been taken under the expiring consent to be allocated under replacement water permits under certain circumstances; and
 - (b) The request for clarity regarding provisions related to water storage, use and reticulation, particularly the provision of a consenting pathway to take 'new' water derived from stored water.

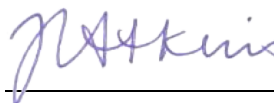
RELIEF SOUGHT

6. HortNZ supports the relief sought as it is consistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000205

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Hastings District Council**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000205 Hastings District Council (**HDC**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The consenting pathway sought for municipal, community and papakainga water supply;
 - (b) Transfer of other uses to municipal suppliers;
 - (c) Exemptions for streamflow enhancement schemes;
 - (d) The sought changes to source protection zones; and
 - (e) The exemption sought for municipal suppliers to contribute to enhancement schemes.

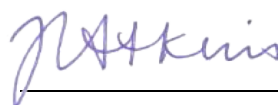
RELIEF SOUGHT

6. HortNZ opposes the relief sought to the extent that it is inconsistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000206

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(**the Act**)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN **Ngāti Kahungunu Iwi Incorporated**

Appellant

AND **Hawke's Bay Regional Council**

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000206 Ngāti Kahungunu Iwi Incorporated (**NKII**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The extent to which the NPSFM2020 is given effect to;
 - (b) NKII's intent to seek that the plan change be withdrawn if the relief they are seeking is not granted;
 - (c) The potential error of law regarding whether the NPSFM 2020 is given effect to;
 - (d) The decrease sought in the interim annual allocation limit for the Heretaunga Aquifer to 70 million cubic metres (from 90 million cubic metres);

- (e) The proposed new system of water allocation reflecting Te Mana o te Wai and gives priority to limits that provide for mauri and environmental protections, and also a cultural share for Ngāti Kahungunu;
- (f) Regulation of production land use in priority catchments;
- (g) The delineation of Freshwater Management Units;
- (h) The inclusion of outstanding waterbodies and their significant values for protection;
- (i) Changes sought to Schedule 26 (including the timeframes within which limits and targets must be met);
- (j) The proposed requirement that all farms larger than 4ha have farm plans;
- (k) Changes seeking 10m setbacks for vegetation clearance and cultivation;
- (l) NKII's opposition to rootstock survival water;
- (m) The weekly take restrictions sought for every river and stream;
- (n) The changes sought to minimum flows and allocations (including high flow allocations); and
- (o) The opposition to stream flow maintenance schemes.

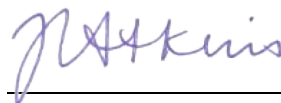
RELIEF SOUGHT

6. HortNZ opposes the relief sought to the extent that it is inconsistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



Helen Atkins / Tait Hoby

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BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2022-AKL-000207

I MUA I TE KŌTI TAIAO
I TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
(the Act)

AND

IN THE MATTER of section 274 of the Act in relation to an
appeal under Clause 14 of the First
Schedule of the Act in relation to
proposed Plan Change 9 to Hawke's Bay
Regional Council's Regional Resource
Plan

BETWEEN Napier City Council

Appellant

AND Hawke's Bay Regional Council

Respondent

NOTICE OF WISH OF HORTICULTURE NEW ZEALAND TO BE PARTY TO
PROCEEDINGS



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TO: The Registrar
Environment Court
AUCKLAND

1. Horticulture New Zealand (**HortNZ**) wishes to be a party to ENV-2022-AKL-000207 Napier City Council (**NCC**) an appeal in relation to the proposed Plan Change 9 to Hawke's Bay Regional Council's Regional Resource Plan (**Proposed Plan Change 9**).

NATURE OF INTEREST

2. HortNZ made submissions and further submissions in relation to Proposed Plan Change 9.
3. HortNZ is a person who has an interest in the proceedings that is greater than the interest that the general public in that it represents the interests of the horticulture sector throughout New Zealand.
4. HortNZ is not a trade competitor for the purposes of section 308C or 308CA of the Act.

EXTENT OF INTEREST

5. HortNZ is particularly interested in the following parts of the appeal:
 - (a) The proposed consenting pathway for municipal, community, and papkainga water supply;
 - (b) The changes sought to enable transfers of other uses to municipal suppliers; and
 - (c) The exemption sought for municipal suppliers to contribute to enhancement schemes

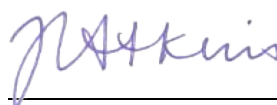
RELIEF SOUGHT

6. HortNZ opposes the relief sought to the extent to which it is inconsistent with the position that HortNZ has taken in the first instance hearings and will take in relation to its own appeal.

MEDIATION

7. HortNZ agrees to participate in mediation or other alternative dispute resolution.

DATE: 16 November 2022



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