

**IN THE ENVIRONMENT COURT
AUCKLAND REGISTRY**

**I MUA I TE KOOTI TAIAO O AOTEAROA
I TĀMAKI MAKĀURAU ROHE**

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal pursuant to Clause 14 of the First
Schedule of the Resource Management Act
1991 (**RMA**)

BETWEEN **TE KOROWAI O NGĀRUAHINE TRUST**
(ENV-2019-AKL-000302)

Appellant

AND **TARANAKI REGIONAL COUNCIL**

Respondent

**SECTION 274 NOTICE BY THE NEW ZEALAND SPORT FISHING COUNCIL
INCORPORATED JOINING APPEAL BY TE KOROWAI O NGĀRUAHINE TRUST**

**BROOKFIELDS
LAWYERS**
R H Ashton
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AUCKLAND

TO: The Registrar
Environment Court
Auckland

AND TO: Te Korowai o Ngāruahine Trust (the **Appellant**)

1. The New Zealand Sport Fishing Council Incorporated (**NZSFC**) wishes to be a party pursuant to section 274 of the RMA to the following proceedings:

Te Korowai o Ngāruahine Trust v Taranaki Regional Council (ENV-2019-
AKL-000302)

Nature of interest

2. NZSFC is a person who has an interest in the proceedings which is greater than the interest that the general public has because:
 - a. NZSFC a representative body for recreational fishing interests in New Zealand. NZSFC has 55 affiliated clubs with 36,200 members nationwide.
 - b. NZSFC takes an active role in fisheries management and research. NZSFC has made extensive submissions to MPI and Mfish concerning fisheries management and policy.
 - c. The issues raised in the proceeding affect the interests of recreational fishing in Taranaki and engage with issues concerning fisheries management and policy.
3. NZSFC is not a trade competitor for the purposes of section 308C of the RMA.

Extent of Interest

4. NZSFC is interested in the parts of the proceeding that seek to provisions which regulate fishing activities.

Relief Sought

5. NZSFC partially opposes the relief sought in the Appeal because the proposed controls on low impact fishing methods:

- a. are inconsistent with Part 2 of the RMA;
 - b. do not enable social, economic and cultural wellbeing;
 - c. are not necessary or appropriate to maintain and enhance indigenous biodiversity, including in terms of section 32 of the RMA; and
 - d. are of a nature and scale that amounts to fisheries management under the Fisheries Act 1996, and as such, are *ultra vires* the RMA.
6. NZSFC seeks that the relief sought in the Appeal which would regulate low impact fishing methods be declined.
7. NZSFC partially supports the relief sought because, to the extent that they are *intra vires* the RMA, the proposed controls on high impact fishing methods:
- a. are consistent with Part 2 of the RMA;
 - b. enable social, economic and cultural wellbeing;
 - c. are appropriate to maintain and enhance indigenous biodiversity in terms of section 32 of the RMA.
8. NZSFC seeks that the relief sought in the Appeal which would regulate high impact fishing methods be upheld.

Mediation

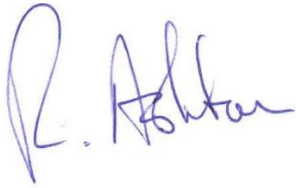
9. NZSFC agrees to participate in mediation or other dispute resolution of the proceedings.

Service

10. A copy of this notice has been served on the Respondent and Appellant.

DATED the 11th day of February 2020

NEW ZEALAND SPORT FISHING COUNCIL
INCORPORATED by its lawyers and duly
authorised agents **BROOKFIELDS**



R H Ashton
Counsel for the New Zealand Sport Fishing Council

THIS SECTION 274 is filed by **ROWAN HARRY ASHTON**, solicitor for NZSFC. The address for service of NZSFC is at the offices of Brookfields Lawyers, Tower 1, 9th Floor, 205 Queen Street, Auckland.

Documents for service on the appellant may be left at the address for service or may be:

1. Posted to the solicitors at PO Box 240, Auckland 1140.
2. Left for the solicitors at Document Exchange for direction to DX CP24134.
3. Transmitted to the solicitors by facimile to 09 379 3224.
4. Emailed to the solicitors at ashton@brookfields.co.nz