

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 Act**

**BETWEEN FEDERATED FARMERS OF NEW ZEALAND
INC**

Appellant

AND BAY OF PLENTY REGIONAL COUNCIL

Respondent

NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

Section 274 Resource Management Act

To: The Registrar
Environment Court
PO Box 7147
Auckland 1141

The Lake Rotorua Primary Producers' Collective ("Collective") wishes to be a party to the following proceedings:

**Federated Farmers of New Zealand Inc v Bay of Plenty Regional Council
ENV-2017-AKL-000146**

The Collective made a submission about the subject matter of the proceedings.

The Collective is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.

The Collective is interested in all of the proceedings.

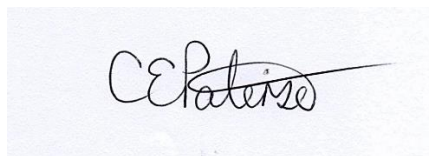
The Collective is interested in all of the issues raised by the Appellant and this includes an interest in the following issues:

1. The Collective comprises various farmers in the Lake Rotorua catchment. Plan Change 10 will have significant adverse and detrimental impacts on its members' farming operations as well as their economic and social wellbeing.
2. The Collective is very concerned about the ability of farmers to reach their nitrogen discharge allowances ("NDAs") and that they currently do not have a pathway for achieving them. The Collective is concerned that the NDAs are unlikely to be achievable on the basis of currently available technology.
3. The Collective is concerned about the nutrient management plan requirements in Plan Change 10. This includes the potentially significant nitrogen and phosphorous obligations that it will impose and the implications for the economic and social wellbeing of farmers in the catchment.
4. The Collective is also concerned that the underlying concepts and methodologies upon which Plan Change 10 is based are flawed. For example, the Collective is very concerned about the impact of Overseer version changes and the application of the reference file methodology. This creates significant uncertainty for its members' farming operations. The Collective is particularly interested in alternatives that are not premised on these (and the other) flawed concepts and methodologies.
5. Accordingly, the Collective is very interested in an alternative for reaching the desired water quality outcomes with least economic and social cost. The Collective is particularly interested in Federated Farmers' proposal for substantive amendments to every provision of Plan Change 10 and Federated Farmers' alternative nutrient management regime. The Collective considers that this proposal will better provide for the economic and social wellbeing of farmers in the catchment whilst improving water quality.

The Collective supports the relief sought by Federated Farmers because:

6. The Collective is concerned that Plan Change 10 is a flawed and risky approach for attempting to achieve the Regional Water and Land Plan TLI objective. The Collective is very concerned that Plan Change 10 will impose irreversible land use change on farmers as well as impose significant and unnecessary costs on farmers and the wider economy.
7. The Collective does not support the underlying concepts and methodologies upon which Plan Change 10 is based.
8. The Collective agrees with Federated Farmers that a robust science review needs to be undertaken. The relationship between nitrogen and phosphorous needs to be examined for both the catchment and the in lake water quality.
9. The Collective considers that substantial amendments to Plan Change 10 are required to achieve the water quality goals for least economic and social cost to the community.
10. Accordingly, the Collective considers that there is considerable merit in Federated Farmers' proposed alternative framework for integrated sub-catchment nutrient management that does not involve the allocation of nitrogen to an individual property level.

The Collective agrees to participate in mediation or other alternative dispute resolution of the proceedings.



Signature of person wishing to be a party

Date: 16th October 2017

Address for service of person wishing to be a party:

P O Box 25 Ngongotaha, Rotorua 3041

Telephone: 073322818 or 0274545493

Fax/email: info@rotoruafarmers.org.nz

Contact person: Christine Paterson (Secretary)

Note to person wishing to be a party

You must lodge the original and 1 copy of this notice with the Environment Court within 15 working days after—

- the period for lodging a notice of appeal ends, if the proceedings are an appeal; or
- the decision to hold an inquiry, if the proceedings are an inquiry; or
- the proceedings are commenced, in any other case.

Your right to be a party to the proceedings in the court may be limited by the trade competition provisions in section 274(1) and Part 11A of the Resource Management Act 1991.

The notice must be signed by you or on your behalf.

You must serve a copy of this notice on the relevant local authority and the person who commenced the proceedings within the same 15 working day period and serve copies of this notice on all other parties within 5 working days after that period ends.

However, you may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing or service requirements (see form 38).

Advice

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.