

In the Environment Court
at Auckland Registry

ENV-2022-AKL-42

I Mua I Te Kōti Taiao o Aotearoa
Tāmaki Makaurau Rohe

In the Matter

of the Resource Management Act
1991 (**Act**)

And

In the Matter

of an appeal under Clause 14(1),
Schedule 1 of the Act

Between

**FONTERRA CO-OPERATIVE
GROUP LIMITED**

Appellant

And

WAIKATO DISTRICT COUNCIL

Respondent

Notice of wish to be party to proceedings
by **Bathurst Resources Limited and
BT Mining Limited**

Dated: 21 March 2022

Lane Neave
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To: The Registrar
Environment Court
Auckland

1. Bathurst Resources Limited and BT Mining Limited (**Bathurst**) wish to be party to the following appeal against parts of the decisions of the Respondent (**Decisions**) on the Proposed Waikato District Plan (**Proposed Plan**):
 - (a) *Fonterra Co-Operative Group Limited v Waikato District Council* (ENV-2022-AKL-42) (**Appeal**).
2. Bathurst made a submission about the subject matter of the Appeal.
3. Bathurst is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 (**RMA**).
4. Bathurst is interested in the part of the Appeal relating to reverse sensitivity.
5. While in no way limiting the generality of Bathurst's interest in any part of the appeal, Bathurst is interested in the following particular issues:
 - (a) the requirement for activities to internalise their effects as far as practicable; and
 - (b) the protection of extractive activities from reverse sensitivity effects.
6. Bathurst has an interest in the relief sought because:
 - (a) its extractive activities in the General Rural Zone are susceptible to reverse sensitivity effects; and
 - (b) the Proposed Plan should adequately protect existing and anticipated activities from reverse sensitivity effects.
7. Bathurst agrees to participate in mediation or other alternative dispute resolution of the Appeal.

Dated this 21st day of March 2022



Joshua Leckie / Katharine Hockly

Counsel for Bathurst Resources Limited and BT Mining Limited

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