

**ENVIRONMENT COURT OF NEW ZEALAND
CHRISTCHURCH REGISTRY
I MUA I TE KOOTI TAIAO O AOTEAROA
ŌTAUTAHI**

ENV-2026-CHC-048

Under the Resource Management Act 1991 (**RMA**)

In the matter of an appeal under clause 14 of the First Schedule of the of the
RMA

Between **THE ROYAL FOREST AND BIRD PROTECTION SOCIETY
OF NEW ZEALAND INCORPORATED**

 Appellant

And **TIMARU DISTRICT COUNCIL**

 Respondent

**NOTICE OF INTENTION BY TIMARU DISTRICT HOLDINGS LIMITED TO BE
PARTY TO PROCEEDINGS**

Dated: 27 May 2026

BUDDLE FINDLAY

Barristers and Solicitors
Christchurch

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TO: The Registrar
Environment Court
CHRISTCHURCH

AND: The Appellant

AND: The Respondent

Notice of intention to be party to proceedings

1. Timaru District Holdings Limited (**TDHL**) wishes to be a party to the appeal ENV-2026-CHC-048 – The Royal Forest and Bird Protection Society of New Zealand Incorporated v Timaru District Council in relation to the Proposed Timaru District Plan (**the Appeal**) under section 274 of the RMA.
2. TDHL made submissions and further submissions about the subject matter of the proceedings.
3. TDHL is also a person who has an interest in the proceedings that is greater than the public generally. TDHL owns 39 hectares of land in the Port Zone (not being the operational Port land) of the Proposed Timaru District Plan and is a 50% shareholder of PrimePort Timaru Limited which owns and operates the Port of Timaru. TDHL is concerned to ensure the Proposed Timaru District Plan recognises and provides for the efficient and effective development, operation, maintenance and upgrade of the Port of Timaru and supporting and related activities in the Port Zone.
4. TDHL is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
5. TDHL is interested in those parts of the Appeal that seek changes to the following parts of the Proposed Timaru District Plan:
 - (a) the introduction to the Energy and Infrastructure Chapter;
 - (b) Objective EI-O2;
 - (c) Policy EI-P2 and proposed new policy EI-P2X;
 - (d) Policy EI-P6;
 - (e) Rule EI-R2;
 - (f) Rule EI-R3;

- (g) Rule EI-R10;
- (h) Rule EI-R21;
- (i) Rule EI-R23;
- (j) Objective CE-O5; and
- (k) Rule CE-R7;

as detailed in Table 1 and Appendix 1 of the Appeal.

TDHL's position on relief sought

6. TDHL opposes the relief sought because it:
 - (a) is impractical and unwarranted for the Port Zone;
 - (b) adds additional and unnecessary layers of regulatory control on land use within the Port Zone;
 - (c) does not appropriately recognise and provide for the efficient and effective development, operation, maintenance and upgrade of the Port of Timaru and supporting and related activities in the Port Zone;
 - (d) fails to promote the sustainable management of natural and physical resources under section 5 of the RMA;
 - (e) does not have particular regard to the efficient use and development of natural and physical resources (including in terms of section 7(b) of the RMA);
 - (f) is inconsistent with Part 2 of the RMA;
 - (g) is inconsistent with the matters contained in TDHL's submissions and evidence presented as part of the Proposed Timaru District Plan process;
 - (h) is inconsistent with relevant planning documents including the New Zealand Coastal Policy Statement and the Canterbury Regional Policy Statement; and
 - (i) does not provide for the most appropriate provisions in terms of section 32 of the RMA.

Mediation

7. TDHL agrees to participate in mediation or other alternative dispute resolution of the proceedings.

DATED this 27th day of May 2026



Cedric Carranceja

This document is filed by **Jenna Silcock and Cedric Carranceja**, solicitors for Timaru District Holdings Limited whose address for service is at the offices of Buddle Findlay, 83 Victoria Street, Christchurch 8013. Documents for service on the abovenamed may be left at that address or may be:

1. Posted to the solicitor at PO Box PO Box 322, Christchurch 8140, Christchurch 8013; or
2. Left for the solicitor at a document exchange for direction DX WX11135, Christchurch; or
3. Emailed to the solicitor at jenna.silcock@buddlefindlay.com / cedric.carranceja@buddlefindlay.com / amiria.bates@buddlefindlay.com.