

BEFORE THE ENVIRONMENT COURT
AT CHRISTCHURCH
I MUA I TE KOOTI TAIAO

ENV-2025-CHC-000102

IN THE MATTER

of an appeal under clause 14
of Schedule 1 of the Resource
Management Act 1991

BETWEEN

**Birchfield Coal Mines
Ltd**

Appellant

AND

**Te Tai o Poutini Plan
Committee**

Respondent

**NOTICE OF WISH TO BE A PARTY TO PROCEEDINGS BY THE
DIRECTOR-GENERAL OF CONSERVATION**

Dated: 27 January 2026

Department of Conservation
Counsel acting: M Pemberton
Email: mpemberton@doc.govt.nz
Telephone: 027 259 9183

Notice of person's wish to be a party to proceedings

Section 274 Resource Management Act 1991

To: The Registrar
Environment Court
CHRISTCHURCH

1. The Director-General of Conservation ("Director General") wishes to be a party to the following proceedings:
 - 1.1. Birchfield Coal Mines Limited v Te Tai o Poutini Plan Committee (TTPP Committee)
2. The Director General made submissions and appeared at the hearing on the proposed Te Tai o Poutini Plan (the Plan).
3. The Director General is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 (RMA).
4. The Director General has an interest greater than the interest the general public has, specifically regarding conservation values and the implementation of the New Zealand Coastal Policy Statement (NZCPS).
5. The Director General is interested in all of the proceedings, but has a particular interest in parts of the appeal relating to:
 - 5.1. Wide ranging changes in the Ecosystems and Indigenous Biodiversity chapter and related provisions including deleting provisions relating to SNAs, effects management hierarchy, biodiversity compensation and biodiversity offsetting which would promote mining to a greater extent than already provided for in the Hearing Panel's decision, and/or would reduce environmental protection compared to the TTPP Committee's decision.
6. The Director General **opposes** the relief sought.

Relief opposed

7. The Director General opposes the relief sought in relation to the matters listed because the changes sought by the Appellant will reduce environmental protections compared to the TTPP Committee's decision.
8. The Director General agrees to participate in mediation or other alternative dispute resolution of the proceedings.



Matt Pemberton

Counsel for the Director General of Conservation

27 January 2026

Address for service of person wishing to be a party:

Director-General of Conservation

Planning Shared Services
Department of Conservation
Private Bag 5, Nelson 7042

Contact persons

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Advice

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