

**BEFORE THE ENVIRONMENT COURT
CHRISTCHURCH REGISTRY**

**I MUA I TE KŌTI TAIAO O AOTEAROA
KI ŌTAUTAHI**

ENV-2025-CHC-000136

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under clause 14(1) of Schedule 1 to the
Act

AND

IN THE MATTER of s 274 of the Act

BETWEEN **NIKAU DEER FARM LTD**

Appellant

AND **TE TAI O POUTINI PLAN COMMITTEE**

Respondent

BULLER DISTRICT COUNCIL'S WISH TO BE A PARTY TO PROCEEDINGS
2 February 2026

FLETCHER VAUTIER MOORE
LAWYERS
PO BOX 90
NELSON 7040

Telephone: (03) 548 1469
Email: cthomsen@fvm.co.nz
ayardley@fvm.co.nz
Solicitor: Chris Thomsen

TO: The Registrar
Environment Court
Christchurch

1. Buller District Council (**BDC**) wishes to be a party to the following proceedings:

Nikau Deer Farm Ltd v Te Tai o Poutini Plan Committee

2. BDC has an interest in the proceedings that is greater than the interest that the general public has because BDC:

- 2.1. Is the territorial authority responsible for administering and implementing Te Tai o Poutini Plan (**TTPP**) within the Buller District; and

- 2.2. Has statutory responsibility for the functions set out at s 31 RMA (excluding any functions that have been transferred to Te Tai o Poutini Plan Committee).

3. BDC is not a trade competitor for the purposes of ss 308C or 308A Resource Management Act 1991.

4. BDC is interested in part of the proceedings.

5. BDC is interested in the following particular issues:

- 5.1. Natural Character and the Margins of Water Bodies;

- 5.2. Ecosystems and Indigenous Biodiversity;

- 5.3. Natural Features and Landscapes;

- 5.4. Coastal Environment; and

- 5.5. The administration of TTPP.

6. BDC opposes the relief sought because:

- 6.1. The relief sought seeks amendments to district-wide Chapters and Planning Maps, with implications beyond the Appellant's site;
 - 6.2. It is unlawful to prioritise private property rights over the purpose of the RMA, including matters of national importance required to be recognised and provided for in s 6;
 - 6.3. Any relief should be the most appropriate way to achieve the purpose of the Act, give effect to the relevant National Policy Statements and West Coast Regional Policy Statement and support and provide for a sustainable and strong rural sector in the Buller District and wider West Coast Region. The relief sought does not achieve these outcomes;
 - 6.4. The relief sought is not the most effective and efficient way to achieve TTPP objectives; and
 - 6.5. BDC has an interest in ensuring that any amendments are coherent, consistent and workable across all rural areas of the Buller District. To the extent the relief sought does not achieve this outcome BDC opposes the relief sought.
7. BDC agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated: 2 February 2026



CP Thomsen / AA Yardley
Counsel for Buller District Council

This notice was filed by **CHRISTOPHER PAUL THOMSEN**, solicitor for the party of the firm Fletcher Vautier Moore. The address for service of the above-named party is at the offices of Fletcher Vautier Moore, Solicitors, Level 1, 201 Queen Street, Richmond, Nelson.

Documents for service on the party may be:

- a) Posted to the solicitor at Fletcher Vautier Moore, Solicitors, PO Box 90, Nelson 7040; or
- b) Sent by email to both cthomsen@fvm.co.nz and ayardley@fvm.co.nz.

Advice

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