

IN THE ENVIRONMENT COURT
AT CHRISTCHURCH
I TE KŌTI TAIAO O AOTEAROA
KI ŌTAUTAHĪ

Decision No. [2026] NZEnvC 263

IN THE MATTER of the Resource Management Act 1991

AND appeals under clause 14 of the First
Schedule of the Act

BETWEEN BIRCHFIELD COAL MINES
LIMITED

(ENV-2025-CHC-103)

and others listed in Appendix A

Appellants

AND TE TAI O POUTINI PLAN
COMMITTEE

Respondent

Court: Environment Judge K G Reid
Hearing: In Chambers at Christchurch on the papers
Last case event: 29 September 2026
Date of Decision: 30 September 2026
Date of Issue: 30 September 2026

CORRECTION



A: *Birchfield Coal Mines Limited v Te Tai o Poutini Plan Committee* [2026] NZEnvC 251 at paragraph A(3) is corrected to read “the appeals otherwise remain open.”

BIRCHFIELD COAL MINES LTD V TTPP – TOPIC 1: HAZARDOUS SUBSTANCES
AND CONTAMINATED LAND – CORRECTION TO CONSENT ORDER

REASONS

[1] On 24 September 2026, the court issued a consent order resolving appeal points allocated to Topic 1: Hazardous Substances and Contaminated Land in relation to the Te Tai o Poutini Plan.¹

[2] At paragraph A(3) the order records that the appeals in this topic are otherwise dismissed.

[3] It has since come to the court's attention that the above contains an error. The appeals are still live in respect of other topics.

The court's jurisdiction to correct errors

[4] In accordance with s278 of the Resource Management Act 1991 and Rule 11.10 of the District Court Rules 2014, the court has the power to correct errors, accidental slips or omissions and any other aspect of a decision that does not accurately reflect what was decided or intended.

Outcome

[5] I am satisfied that paragraph A(3) of the consent order contains an error that needs to be corrected. Accordingly, I amend paragraph A(3) to read "the appeals otherwise remain open."



K G Reid
Environment Judge

¹ *Birchfield Coal Mines Limited v Te Tai o Poutini Plan Committee* [2026] NZEnvC 251.

Appendix A – List of appellants and section 274 parties***Appellants***

ENV-2025-CHC-000103 Birchfield Coal Mines Limited

ENV-2025-CHC-000108 Tāiko Critical Minerals Limited

ENV-2025-CHC-000125 Buller Conservation Group

Section 274 parties

Bathurst Resources Limited & BT Mining Limited

Birchfield Coal Mines Limited

Birchfields Ross Mining Limited

BRM Developments Limited

Buller District Council

Director-General of Conservation

New Zealand Agricultural Aviation Association

New Zealand Minerals Council

Royal Forest and Bird Protection Society of New Zealand Incorporated

Tāiko Critical Minerals Limited

Tasman Mining Limited

Westpower Limited

