

**IN THE ENVIRONMENT COURT OF NEW ZEALAND
CHRISTCHURCH REGISTRY**

**I TE KŌTI TAIAO O AOTEAROA
ŌTAUTAHI ROHE**

ENV-2021-CHC-

IN THE MATTER of the Resource Management Act 1991 (the Act)

AND

IN THE MATTER of an application for a declaration under s 311 of the Act

BETWEEN **THE NEW ZEALAND KING SALMON CO. LIMITED** a duly
incorporated company having its registered office at 93 Beatty
Street, Annesbrook, Nelson

Applicant

AND **MARLBOROUGH DISTRICT COUNCIL** a unitary authority

Respondent

NOTICE OF APPLICATION FOR DECLARATION
Dated this 22nd day of June 2021

GASCOIGNE WICKS
LAWYERS
BLLENHEIM

Solicitor: Quentin A M Davies and Joshua S
Marshall
(jmarshall@gwlaw.co.nz | qdavies@gwlaw.co.nz)

Applicant's Solicitor
79 High Street
PO Box 2
BLLENHEIM 7240
Tel: 03 578 4229
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NOTICE OF APPLICATION FOR DECLARATION

Section 312, Resource Management Act 1991

To McGuinness Institute
C/- Morgan Slyfield
Morgan.Slyfield@stoutstreet.co.nz

- 1 THE NEW ZEALAND KING SALMON CO. LIMITED gives notice that it applied for the following declaration from the Environment Court on :
 - (a) In the Environmental Quality Standards (“EQS”) in Table 3 of the consent conditions for Marlborough District Council consent U140294 (the “Consent”), the numerical limits on Enrichment Stage (“ES”) limit ES as a single aggregate measurement and do not limit the ES equivalents of individual component variables.
 - (b) The term “conditions” in the EQS means ES as a single aggregate measurement. Individual component variables are not required to be statistically comparable with appropriate reference stations.
- 2 If you wish to be heard at the hearing to determine this matter, you should notify the Environment Court Registrar within 15 working days after the date the application was made.
- 3 If you do not notify the Registrar of your wish to be heard, the case may proceed without further notice to you.
- 4 The following documents were attached to the application and are available on request:
 - (a) an affidavit of Mark Anthony Preece in support of the application;
 - (b) an affidavit of Emma Mary Newcombe in support of the application; and

- (c) a list of names and addresses of persons to be served with a copy of the application.

Joshua Marshall

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Quentin A M Davies and Joshua S Marshall

Solicitor for Applicant

Date: 22 June 2021

(A signature is not required if notice is given by electronic means.)

Electronic address for service of applicant: jmarshall@gwlaw.co.nz and qdavies@gwlaw.co.nz (service on both addresses required)

Telephone: 03 578 4229

Postal address: c/- Gascoigne Wicks, PO Box 2, Blenheim 7240

Contact person: Quentin A M Davies and Joshua S Marshall, solicitors

Advice to recipient of notice of application

It is recommended that you consult a lawyer without delay, although it is not essential for you to have a lawyer for the purpose of these proceedings.

If you want a lawyer but think you cannot afford one and wish to apply for legal aid, contact the Environment Court, a Citizen's Advice Bureau, a community law centre, or a lawyer for assistance.

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