

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

A N D

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

BETWEEN **FEDERATED FARMERS OF NEW
ZEALAND**

ENV-2012-AKL-000185

Appellant

A N D **WESTERN BAY OF PLENTY
DISTRICT COUNCIL**

Respondent

BEFORE THE ENVIRONMENT COURT

Environment Judge J A Smith sitting alone under section 279 of the Act

IN CHAMBERS at Auckland

CONSENT ORDER

Introduction

1. The Court has read and considered the Appeal and the Memorandum of the parties dated 4 June 2013.
2. This appeal relates to proposed Plan Change 16 to the Western Bay of Plenty District Plan Review relating to the Landscape Section ("Plan Change 16").
3. Horticulture New Zealand, NZ Kiwifruit Growers Inc. and Bay of Plenty Regional Council have given notices of intention to become parties to these proceedings pursuant to s.274 of the Act and have signed the memorandum setting out the relief sought.
4. The Court is making this order under s.279(1)(b) of the Act, such order being by consent, rather than representing a decision or determination on the merits pursuant to s.297. The Court understands for present purposes that:



(vi) Planting of ~~V~~vegetation that will exceed the height limit referred to under (b) above (at maturity)

(vii) *Production Forestry*

(viii) *Conservation Forestry*

(c) **Low Restriction Area**

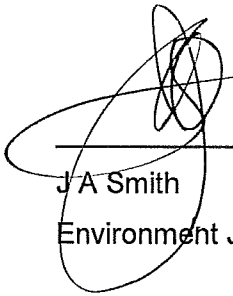
(i) *Production Forestry*

(ii) *Conservation Forestry*

6. The Appeal is otherwise dismissed.

7. There will be no order for costs.

DATED at Auckland this 1st day of July 2013.



J.A. Smith
Environment Judge

