

**In the Environment Court  
Wellington Registry  
I Mua I Te Kōti Taiao O Aotearoa  
Te Whanganui-ā-Tara Rohe**

**ENV-2019-WLG-000125**

Under the Resource Management Act 1991  
And in the matter of an application under Section 274 of the Act

Between

**Rangitāne Tū Mai Rā Trust and Rangitāne o Wairarapa  
Incorporated Society**

Appellant

and

**Greater Wellington Regional Council**

Respondent

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**Notice of CentrePort Limited and CentrePort Properties  
Limited's wish to be party to proceedings**

**9 October 2019**

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**BELL GULLY**

BARRISTERS AND SOLICITORS  
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**To:** The Registrar  
Environment Court  
Wellington

1. CentrePort Limited and CentrePort Properties Limited (**CentrePort**) wish to be a party to the following proceedings:
  - (a) *Rangitāne Tū Mai Rā Trust and Rangitāne o Wairarapa Incorporated Society v Greater Wellington Regional Council – ENV-2019-WLG-000125.*
2. CentrePort made a submission and a further submission about the subject matter of the proceedings and has an interest in the proceedings that is greater than the interest that the general public has as the owner and operator of the Wellington Port and lifeline facility.
3. CentrePort is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991 (the **RMA**).
4. CentrePort is interested in all of the proceedings.
5. Without limiting the above, CentrePort is interested in the particular issues outlined in the table attached as Appendix A to this notice. CentrePort supports or opposes the relief sought in respect of each issue for the reasons set out in the attached table.
6. CentrePort agrees to participate in mediation or other alternative dispute resolution of the proceedings.



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A J L Beatson / L M Lincoln  
Counsel for CentrePort Limited and CentrePort Properties Limited

Dated 9 October 2019

**Address for service:**

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***Advice***

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

## APPENDIX A

| Issue / Provision                        | Summary of relief sought by the Appellant  | Support / Oppose | General reasons for support / opposition   |
|--|--|------------------|--|
| Definition of “good management practice” | Replace the definition of Good Management Practice with a definition that is specific, certain and enforceable.  | Oppose           | In the absence of specific relief, CentrePort opposes the amendments sought.   |
| Definition of “upgrade”                  | Amend the definition to define the degree of change in the activity itself (such as percentage change in footprint) or such other means to provide certainty and enforceability. | Oppose           | In the absence of specific relief, CentrePort opposes the amendments sought.   |
| Objective O20                            | Retain Objective O20 but amend to clearly state what ‘acceptable’ means.   | Oppose           | In the absence of specific relief, CentrePort opposes the amendments sought.   |
| Objective O22                            | Retain Objective O22 as notified.  | Oppose           | The notified version of Objective O22 did not recognise the importance of being able to maintain, repair or upgrade regionally significant infrastructure from natural hazards where hard engineering mitigation and protection methods solutions can be the only practicable and feasible option particularly in a coastal environment. |
| Objective O24                            | Amend Objective O24, including to ensure that all water bodies in the Region are suitable  | Oppose           | CentrePort considers that coastal water within the Commercial Port Area is not an  |

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|               | for primary contact recreation and a date that is no later than 2030 is added to the objective to define when the objectives outcomes are to be met.  |        | appropriate location for primary contact recreation for safety and security reasons.   |
| Objective O31 | Amend Objective O31, including to ensure that a full assessment of outstanding natural features and landscapes in the coastal marine area and in the beds of lakes and rivers is completed based on the full range of values.   | Oppose | Clause (a) of Policy P48 and Method M24(a) achieve the relief sought by the Appellant in respect of Objective O31. CentrePort opposes any further amendments to Objective O31 where the specific scope of these amendments has not been specified in the Appellant's appeal. |
| Objective O48 | Amend Objective O48 to clearly connect to the freshwater objectives and to provide a clear time-bound outcome statement within the objective, such as "... to a level consistent with achieving the objectives and limits in this Plan, and to avoid, remedy and mitigate local adverse effects on life-supporting capacity, mahinga kai, and significant sites". | Oppose | In the absence of specific relief, CentrePort opposes the amendments sought.   |
| Policy P13    | Amend Policy P13 to state where the benefit is accrued and to be clear that adverse effects of the operation, use, maintenance and upgrade can still have adverse effects on the environment and  | Oppose | The amendments sought to Policy P13 are inappropriate as the matters of concern are addressed explicitly in other PNRP objectives and policies relating to scheduled areas.  |

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|            | <p>need to be managed.</p> <p>Add in a new policy to ensure that new, or increases in scale or extent of existing, regionally significant infrastructure and renewable energy generation facilities shall avoid causing adverse effects on sites in Schedules A to F, H and J.</p>  |        |   |
| Policy P14 | <p>Amend Policy P14 to state where the benefit is accrued and to be clear that adverse effects of the operation, use, maintenance and upgrade can still have adverse effects on the environment and need to be managed.</p> <p>Add in a new policy to ensure that new, or increases in scale or extent of existing, regionally significant infrastructure and renewable energy generation facilities shall avoid causing adverse effects on sites in Schedules A to F, H and J.</p> | Oppose | The amendments sought to Policy P14 are inappropriate as the matters of concern are addressed explicitly in other PNRP objectives and policies relating to scheduled areas              |
| Policy P19 | Amend Policy P19 by replacing "minimised" with "avoided".   | Oppose | The use of the word "avoid" is too restrictive and is likely to pose undue constraints on the operation, maintenance, upgrade and development of regionally significant infrastructure. |
| Policy P48 | Undertake an assessment to  | Oppose | Clause (a) of Policy P48 and Method   |

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|             | identify the outstanding natural features and landscapes in the Region and include them in the Proposed Plan, along with appropriate policies, rules and other methods.     |        | M24(a) achieve the relief sought by the Appellant in respect of Policy P48. CentrePort opposes any further amendments to Policy P48 or other policies, rules and methods where the specific scope of these amendments has not been specified in the Appellant's appeal. |
| Policy P73  | Amend Policy P73 including so that it requires outcomes for stormwater discharges consistent with the water quality objectives.   | Oppose | In the absence of specific relief, CentrePort opposes the amendments sought.  |
| Policy P138 | Amend Policy P138 and associated rules to add an additional qualifier for (d) that adverse effects on the sites listed in the first sentence of the policy must be avoided. | Oppose | The relief sought by the Appellant defeats the intention of the policy to provide an exception for regionally significant infrastructure.   |