

**BEFORE THE ENVIRONMENT COURT AT WELLINGTON
I MUA I TE KOOTI TAIAO O AOTEAROA
TE WHANGANUI A TARA ROHE**

ENV-2019-WLG-130

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

AND

IN THE MATTER of an appeal pursuant to
clause 14 of Schedule 1 to
the Act in relation to the
Proposed Natural
Resources Plan for the
Wellington Region

BETWEEN

**THE ROYAL FOREST
AND BIRD
PROTECTION SOCIETY
OF NEW ZEALAND
INCORPORATED**

Appellant

AND

**WELLINGTON
REGIONAL COUNCIL**

Respondent

**NOTICE OF KAPITI COAST DISTRICT COUNCIL'S INTENTION TO BECOME A
PARTY TO PROCEEDINGS**

9 October 2019



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NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

Section 274, Resource Management Act 1991

To: The Registrar
Environment Court
Wellington

1. Kāpiti Coast District Council (**the Council**) wishes to be a party to the following proceedings, being an appeal regarding the Proposed Natural Resources Plan (**Proposed Plan**) for the Wellington Region.

ENV-2019-WLG-130: The Royal Forest and Bird Protection Society of New Zealand Incorporated v Wellington Regional Council

2. The Council is a local authority (section 274(1)(b) of the Resource Management Act 1991 (**RMA**)).
3. The Council is not a trade competitor for the purposes of section 308C or 308CA of the RMA.
4. The Council is interested in part of the proceedings.
5. The parts of the proceedings the Council is interested in are the appeal points which relate to the following provisions:
 - (a) Objectives O1, O12, O19 and O22;
 - (b) Policy P102;
 - (c) Policy P143; and
 - (d) Rule R107.
6. The Council supports the relief sought by Forest and Bird in relation to Objective O1, because there is a lack of clarity in the decisions version. It also considers that the notified version of the objective has greater clarity.

7. The Council opposes the relief sought by Forest and Bird in relation to Objective O12, Objective O19, Objective O22, Policy P102, Policy P143, and Rule R107 for the following reasons:
- (a) The Proposed Plan needs to recognise the benefits and importance of, and provide for, the operation, maintenance and upgrade of infrastructure;
 - (b) The Council considers that the relief sought by Forest and Bird does not appropriately recognise or provide for the operation, maintenance and upgrade of infrastructure. In particular, the relief sought may result in significant and unjustified regulatory burdens for local authorities, and unjustifiable constraints on existing and future infrastructure; and
 - (c) The amendments sought to the provisions are not appropriate in terms of section 32 of the RMA and do not meet the purpose of the RMA as expressed in Part 2.
8. The Council agrees to participate in mediation or other alternative dispute resolution of the proceedings.

DATED this 9th day of October 2019



M G Conway / K E Viskovic
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