

**IN THE ENVIRONMENT COURT
WELLINGTON**

ENV-2019-WLG-000118

**I MUA I TE KOOTI TAIAO
I TE WHANGANUI-Ā-TARA ROHE**

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

AND

IN THE MATTER of appeals pursuant to Clause 14 of Schedule 1 of
the RMA

BETWEEN **CENTREPORT LIMITED AND CENTREPORT
PROPERTIES LIMITED**

Appellants

AND **GREATER WELLINGTON REGIONAL COUNCIL**

Respondent

MEMORANDUM OF COUNSEL FOR KIWIRAIL HOLDINGS LIMITED

19 NOVEMBER 2019

**Russell
McAugh**

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MAY IT PLEASE THE COURT:

1. KiwiRail Holdings Limited ("**KiwiRail**") is a s274 party to the following appeal:

CentrePort Limited and CentrePort Properties Limited v Greater Wellington Regional Council (ENV-2019-WLG-000118).
2. We refer to the Minute of the Court dated 26 September 2019 and the memorandum of counsel on behalf of Wellington Regional Council ("**Council**") regarding the management of the appeal by CentrePort Limited and CentrePort Properties Limited (together, "**CentrePort**"), and other appeals, against the Council's decision on the Proposed Greater Wellington Natural Resources Plan, dated 8 November 2019.
3. KiwiRail has discussed the Council's proposed approach to CentrePort's appeal with both the Council and CentrePort, and agrees with the appeal topics and approach to managing CentrePort's appeal as set out in the Council's memorandum.
4. KiwiRail therefore respectfully seeks leave to be excused from attending the pre-hearing conference scheduled for 20 November 2019.

DATED 19 November 2019



Allison Arthur-Young / Tom Atkins
Counsel for KiwiRail Holdings Limited