

In the Environment Court
I MUA TE KOOTI TAIAO O AOTEAROA

ENV-2019-WLG-000131

In the matter

Of the Resource Management
Act 1991

And

In the matter

Of an appeal under clause 14(1)
of Schedule 1 to the Act

Between

New Zealand Transport Agency
Appellant

And

Wellington Regional Council
Respondent

Notice of Person's Wish to be Party to Proceedings
Dated: 9 October 2019

To: The Registrar
Environment Court
Wellington
By email

Masterton District Council (MDC) wishes to be a party to the following proceedings:

ENV-2019-WLG-000131 *New Zealand Transport Agency v Wellington Regional Council*

1. MDC is a local authority and as such is a person who has an interest that is greater than the interest that the general public has. MDC made a submission and/or further submission about the subject matter of the proceedings.
2. MDC is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
3. MDC is interested in the following parts of these proceedings:

Objectives 31 and 35

- 3.1 MDC supports the appellant's view that O31 and O35 inappropriately imposes a blanket protection requirement which is highly restrictive and seeks input into any amendments made to these objectives.
- 3.2 MDC considers that these objectives should be amended to clearly identify that the proactive requirements of these provisions only relate to identified features and matters determined to be of value within the relevant schedule.

Policy 4: Minimising Adverse Effects

- 3.3 MDC generally supports the appellant's request that Policy P4 be reinstated with amendment and would like to be involved in discussions around the reimplementation of this policy and any proposed amendments.
- 3.4 MDC agrees that Policy P4 would be more appropriately focussed on achieving the best practicable option (taking into account both effects and benefits arising from the proposed activity), rather than minimising adverse effects to the smallest amount practicable.

Policy 102: Reclamation or drainage of the beds of lakes and rivers

- 3.5 MDC supports in part the appellant's request that P102 be amended to soften thresholds and to provide for the inclusion of a Best Practicable Option process. MDC seeks to be involved in framing the appropriate scope of amendments to this policy.

Rule 48: Stormwater from an individual property - permitted activity

- 3.6 MDC supports the appellant's request that R48 be amended to provide certainty to the term "individual property". MDC shares that appellant's concern that R48 should not apply to roading, in particular local roads and/or local road networks.
4. MDC agrees to participate in mediation or other alternative dispute resolution of the proceedings.



RP Conner
Solicitor for Masterton District Council

Date: 9 October 2019

Address for service: Masterton District Council
c/- Hazelton Law
Level 29, Plimmer Towers
2-6 Gilmer Terrace

WELLINGTON 6011

Attention: Rachel Conner

Telephone:

(04) 4727570

Email:

Rachel.conner@hazelton.co.nz