

BEFORE THE ENVIRONMENT COURT
AT WELLINGTON

ENV-2019-WLG-000125

I MUA I TE KOOTI TAIAO O AOTEAROA
TE WHANGANUI-A-TARA

IN THE MATTER of the Resource Management Act 1991

A N D

IN THE MATTER of an appeal under Clause 14(1) of the First Schedule of the Act in
relation to the proposed Natural Resource Plan for the Greater
Wellington Region.

BETWEEN **RANGITĀNE TŪ MAI RĀ TRUST AND RANGITĀNE O WAIRARAPA
INCORPORATED SOCIETY**

Appellants

A N D **GREATER WELLINGTON REGIONAL COUNCIL**

Respondent

APPLICATION FOR WAIVER – FORM 38

Dated 9 March 2020

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To: Registrar of the Environment Court

And to: Environment Court Wellington

1. This Application for Waiver is filed on behalf of Rangitāne Tū Mai Rā Trust and Rangitāne o Wairarapa Incorporated Society ("**Rangitāne**") in relation to the appeal by the Castlepoint Residents and Ratepayer Association ENV-2019-WLG-000201 appeal ("**CPRRA**").

Background

2. On 14 September 2019, CPRRA filed an appeal against the proposed natural resource plan decision related to Policy 147, Policy 148, Rule 196, Rule 198 and Schedule F2c.
3. Since the 9 October 2019 Notice of Intention to Appear filing deadline and following the direct engagement process, Rangitāne have reviewed its position in relation to the relief sought by CPRRA and have considered that the relief CPRRA seek, may have significant impacts on the cultural values placed on the coastal area by Rangitāne.
4. As per the Rangitāne Deed of Settlement and Rangitāne Tū Mai Rā (Wairarapa Tamaki nui-ā-Rua) Claims Settlement Act 2017, Rangitāne have a cultural and historical association with the Mataikona (Castlepoint) area and have signed shared redress for this area (Overlay Classification for Castlepoint) that is yet to be enacted into legislation.
5. As such, Rangitāne respectfully seek a waiver to file the **attached** Notice of Intention to Appear and wish to be heard in relation to the CPRRA appeal.
6. The Notice of Intention to Appear is filed pursuant to section 274 of the Resource Management Act 1991.

Mediation

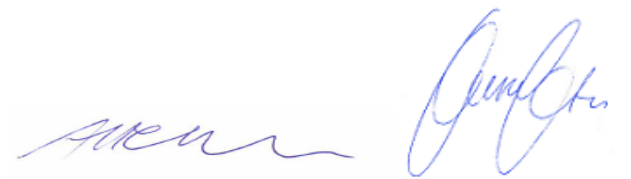
7. Counsel notes that this matter will be discussed at the upcoming mediation scheduled for Friday 27 March 2020. This is mediation topic 13.

8. Should the Court be minded granting the waiver sought, Rangitāne seek to participate in the mediation session on 27 March 2020.
9. Accordingly, counsel **attach** a Notice of Mediation Attendance for 27 March 2020.

Conclusion

10. Counsel respectfully seeks directions confirming the above request and submits that no prejudice will be suffered by any party to these proceedings, given the issues related to the CPRRA appeal were not resolved during the direct engagement process and the matter will be further discussed and mediated on 27 March 2020.

Dated: 9 March 2020



Aidan Warren/Kuru Ketu
Counsel for the Appellants

This document is filed by Aidan Warren of McCaw Lewis Lawyers. The address for service for Rangitāne is at the offices of McCaw Lewis Lawyers, Level 6, 586 Victoria Street, Hamilton 3240.

Documents for service may be left at the address for service, or may be:

- (a) Posted to Aidan Warren at PO Box 9348, Hamilton 3240; or
- (b) Emailed to Aidan Warren at aidan.warren@mccawlewis.co.nz and kuru.ketu@mccawlewis.co.nz.