

**IN THE ENVIRONMENT COURT  
AT WELLINGTON**

**I MUA I TE KŌTI TAIĀU O AOTEAROA  
TE WHANGANUI A TARA ROHE**

**ENV-2019-WLG-000115**

**IN THE MATTER** of Resource Management Act 1991 (“the Act”)

**AND**

**IN THE MATTER** of an appeal pursuant to Clause 14(1) of the First  
Schedule to the Act

**BETWEEN** **PORIRUA CITY COUNCIL**

**Appellant**

**AND** **GREATER WELLINGTON REGIONAL COUNCIL**

**Respondent**

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**NOTICE OF PERSONS WISHING TO BE PARTY TO PROCEEDINGS  
ON BEHALF OF FIRST GAS LIMITED**

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**Govett Quilliam**  
THE LAWYERS

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**NOTICE OF PERSONS WHO WISH TO BE PARTY TO PROCEEDINGS**  
***Section 274 Resource Management Act 1991***

**TO:** The Registrar  
Environment Court  
WELLINGTON

1. First Gas Limited (“First Gas”) wishes to be a party to the proceedings *Meridian Energy Limited v Greater Wellington Regional Council* (ENV-2019-WLG-000115). The proceedings concern an appeal against parts of the decisions of the Greater Wellington Regional Council on the Proposed Natural Resources Plan (the “Proposed Plan”).
  
2. First Gas is both:
  - 2.1 a person who made a submission about the subject matter of the proceedings<sup>1</sup>; and
  
  - 2.2 a person who has an interest in the proceedings that is greater than the interest that the general public has, including for the following reasons:
    - 2.2.1 First Gas owns and operates high pressure gas transmission pipelines and a gas distribution network within the Wellington Region, which is regionally significant infrastructure;
  
    - 2.2.2 The relief sought may have implications on First Gas’ ability to safely, effectively and efficiently operate, maintain, upgrade, replace, remove and develop its regionally significant infrastructure.

**Trade competition**

3. First Gas is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.

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<sup>1</sup> First Gas is the successor of Vector Gas Limited. Vector Gas Limited made a submission and further submission on the Proposed Plan.

## **Interest in proceedings**

4. First Gas is interested all of the relief sought by the Appellant, except in relation to the following provisions:
  - 4.1 Definition of “catchment based flood and erosion risk management activities”;
  - 4.2 Insert new provisions or a new definition regarding “river management scheme”;
  - 4.3 New provisions or a new definition regarding “flood plain management plan”;
  - 4.4 Definition of “stormwater network”.
  - 4.5 Definition of “vegetative bank edge protection”
  - 4.6 Policy P7: Uses of Land and Water
  - 4.7 Policy P34: Fish passage
  - 4.8 Policy P41: Managing adverse effects on ecosystems and habitats with significant indigenous biodiversity values
  - 4.9 Policy P41A (formerly P33) Effects on the spawning and migration of indigenous fish species
  - 4.10 Policy P73: Minimising adverse effects of stormwater discharges
  - 4.11 Policy P75: Secondstage local authority network consents
  - 4.12 Policy P102: Reclamation or drainage of the beds of lakes and rivers
  - 4.13 Rule R48: Stormwater from an individual property – permitted activity
  - 4.14 Rule R51: Stormwater from a local authority network with a stormwater management strategy – restricted discretionary activity
  - 4.15 Rule R52: Stormwater from a port, airport or state highway – restricted discretionary activity
  - 4.16 Rule R104: Structures in significant natural wetlands – permitted activity
  - 4.17 Rule R107: Activities in wetlands and significant natural wetlands – discretionary activity
  - 4.18 Rule R109: Activities in outstanding natural wetlands – discretionary activity
  - 4.19 Rules R110 and R111

4.20 5.5.4: Beds of lakes and rivers general conditions

4.21 Rule R115: Culverts – permitted activity

**Position in respect of relief sought**

5. With respect to the matters First Gas is interested in, it supports the relief sought by the Appellant to the extent that it:

5.1 provides an appropriate regulatory framework which enables First Gas to safely, effectively and efficiently operate, maintain, upgrade, replace, remove and develop First Gas' regionally significant gas transmission and distribution network;

5.2 promotes the sustainable management of natural and physical resources; and

5.3 gives effect to high order planning documents, in particular the Wellington Regional Policy Statement.

**Mediation / Alternative Dispute Resolution**

6. First Gas agree to participate in mediation or other alternative dispute resolution of the proceedings.

**Signature**



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**L P Wallace / R E Eaton**  
Counsel for First Gas Limited

**Date:** 12 December 2019

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