

In the Environment Court  
At Wellington

ENV-2024-WLG-000051

I te Kōti Taiao o Aotearoa  
KiTe Whanganui-a-Tara

**Under the** Resource Management Act 1991 (the Act)

**In the matter** of an appeal under clause 14(1) of the First Schedule of the Act

**Between** **WINSTONE AGGREGATES**  
Appellant

**And** **WELLINGTON REGIONAL COUNCIL**  
Respondent

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**NOTICE OF WISH TO BE PARTY TO PROCEEDINGS ON BEHALF OF PORIRUA CITY  
COUNCIL**

**Dated: 9 December 2024**

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**Mike Wakefield / Katherine Viskovic**  
T: +64-4-499 4599  
mike.wakefield@simpsongrierson.com  
katherine.viskovic@simpsongrierson.com  
PO Box 2402 Wellington

**To:** The Registrar  
Environment Court  
Wellington

### **Introduction**

1. Porirua City Council (**Council**) gives notice that it wishes to be a party to the appeal by Winstone Aggregates (**Winstone**) against the decision of the Wellington Regional Council (**Greater Wellington**) on proposed change 1 to the Wellington Regional Policy Statement (**RPS**) (**PC1**).
2. The Council is a local authority in accordance with s274(1)(b) of the Resource Management Act 1991 (**RMA**). The Council made a submission on PC1 and has also appealed part of Greater Wellington's decision on PC1 (ENV-2024-000043).
3. The Council is not a trade competitor for the purposes of 308C or 308CA of the RMA.

### **Interest in proceedings**

4. The Council is interested in part of the proceedings.
5. The Council is interested in the relief sought by Winstone in relation to the Indigenous Biodiversity and Regionally Significant Infrastructure provisions.

#### *Indigenous Biodiversity*

6. The Council supports the relief sought by Winstone in relation to Appendix 1A, and partially supports the relief sought regarding Policy 24A.

7. In relation to Policy 24A, the Council supports that part of Winstone's relief which seeks to delete references to Appendix 1A.
8. The Council supports deletion of Appendix 1A as the application of the Appendix 'as a minimum' is overly prescriptive and does not provide sufficient flexibility. The Council is supportive of the RPS providing guidance as to the appropriateness of offsetting and compensation. However, the RPS provisions need to be carefully worded to avoid offsetting and compensation being unachievable even in situations where it may be appropriate. The Council has concerns about the flexibility of the list in Table 17 when any updates may be required. Furthermore, there is a lack of clarity and certainty in how the relevant policy direction and associated Appendix 1A and Table 17 would work together.

*Regionally significant infrastructure*

9. The Council opposes the amendments sought by Winstone to Policy 7 and Policy 39.
10. Council agrees with the recommendation of the Panel that Policy 39 should retain its focus on renewable generation and regionally significant infrastructure and should not provide specific recognition of quarrying activities and mineral resources. The Council also considers that this applies to Policy 7. The amendments sought by Winstone would place unnecessary burden on councils to identify 'significant mineral resources' in order to include associated provisions in district plans to protect those resources. Additionally, mineral resources are addressed by Policy 60 of the RPS.

## Mediation

11. The Council agrees to participate in mediation or other alternative dispute resolution for this proceeding.

**DATED** at Wellington this 9<sup>th</sup> day of December 2024



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Mike Wakefield / Katherine Viskovic

Counsel for Porirua City Council

### Address for service of interested party:

Simpson Grierson  
40 Bowen Street  
PO Box 2402  
Wellington 6140

Attention: Mike Wakefield / Katherine Viskovic

**Telephone:** 04 924 3430

**Email:** [mike.wakefield@simpsongrierson.com](mailto:mike.wakefield@simpsongrierson.com) / [katherine.viskovic@simpsongrierson.com](mailto:katherine.viskovic@simpsongrierson.com)