

In the Environment Court  
At Wellington

ENV-2024-WLG-000055

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** **WELLINGTON INTERNATIONAL AIRPORT LIMITED**  
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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**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 Wellington International Airport Limited (**WIAL**) 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 relief sought by WIAL in relation to certain Indigenous Biodiversity provisions and Urban Development provisions.

### *Indigenous Biodiversity provisions*

6. The Council opposes the relief sought by WIAL in relation to Objective 16.
7. The Council opposes the relief sought to Objective 16 because it is inconsistent with the requirements under section 6(c) of the

RMA. The proposed changes would provide less certainty and clarity of the outcomes sought to be achieved. The deletion of the objective is unnecessary and would result in there being no respective link to associated policies.

- 8.** The Council supports the relief sought by WIAL in relation to Appendix 1A, including Table 17.
- 9.** The Council supports deletion of Appendix 1A, including Table 17 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.

*Urban Development provisions*

- 10.** The Council opposes the amendment sought by WIAL to Policy UD.3.
- 11.** The Council opposes the relief to Policy UD.3 as the Council does not consider that avoidance is an appropriate land use management response in relation to reverse sensitivity effects in this context.

## Mediation

12. 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

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