

**BEFORE THE ENVIRONMENT COURT AT WELLINGTON
I MUA I TE KOOTI TAIAO O AOTEAROA
TE WHANGANUI A TARA ROHE**

ENV-2019-WLG-108

IN THE MATTER of the Resource
Management Act 1991
(the Act)

AND

IN THE MATTER of an appeal pursuant to
clause 14 of Schedule 1
to the Act in relation to
the Proposed Natural
Resources Plan for the
Wellington Region

BETWEEN **TRANSPower NEW
ZEALAND LIMITED**

Appellant

AND **WELLINGTON
REGIONAL COUNCIL**

Respondent

**NOTICE OF PORIRUA CITY COUNCIL'S INTENTION TO BECOME A PARTY
TO PROCEEDINGS**

9 October 2019

 **Simpson Grierson**

Barristers & Solicitors

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NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

Section 274, Resource Management Act 1991

To: The Registrar
Environment Court
Wellington

1. Porirua City Council (**the Council**) wishes to be a party to the following proceedings, being an appeal regarding the Proposed Natural Resources Plan (**Proposed Plan**) for the Wellington Region.

ENV-2019-WLG-108: *Transpower New Zealand Limited v Wellington Regional Council*

2. The Council is a local authority (section 274(1)(b) of the Resource Management Act 1991 (**RMA**)).
3. The Council is not a trade competitor for the purposes of section 308C or 308CA of the RMA.
4. The Council is interested in part of the proceedings.
5. The parts of the proceedings the Council is interested in are:
 - (a) Definition – “operational requirement”;
 - (b) Objective O12;
 - (c) Objective O13;
 - (d) Objective O31;
 - (e) Policy P12;
 - (f) Rule R104; and
 - (g) Rule R127.
6. The Council supports the relief sought by Transpower New Zealand Limited (**Transpower**) because:
 - (a) The Proposed Plan must recognise the importance of, and provide for, the operation, maintenance and upgrade of infrastructure. This includes appropriate consideration of the potential for other development to affect infrastructure. Although the benefits of infrastructure are acknowledged in the Proposed Plan, the provisions (in particular the rules) appear to

focus unduly on the adverse effects of the operation, maintenance and upgrade of key infrastructure;

- (b) The Council considers that the relief sought by Traspower appropriately recognises and provides for the operation, maintenance and upgrade of infrastructure. In particular, the relief sought will go some way to ensuring that existing and future infrastructure is not unjustifiably constrained; and
- (c) The matters in the appeal align with the appeal by the Council (ENV-2019-WLG-000116: *Porirua City Council v Wellington Regional Council*) and the submissions which the Council made on the Proposed Plan.

7. The Council agrees to participate in mediation or other alternative dispute resolution of the proceedings.

DATED this 9th day of October 2019



J G A Winchester / K E Viskovic
Counsel for Porirua City Council

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