

**IN THE ENVIRONMENT COURT
AT WELLINGTON**

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

ENV-2019-WLG-000131

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 **NEW ZEALAND TRANSPORT AGENCY**

Appellant

AND **GREATER WELLINGTON REGIONAL COUNCIL**

Respondent

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

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 *New Zealand Transport Agency v Greater Wellington Regional Council* (ENV-2019-WLG-000131). 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 proceedings¹; 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.

¹ 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 in the following matters raised by the Appellant:
 - 4.1 Objective O12: Beneficial Use and Development
 - 4.2 Objective O13: Beneficial Use and Development
 - 4.3 Objective O31: Sites with significant values
 - 4.4 Objective O35: Sites with significant values
 - 4.5 Policy P4: Minimising adverse effects
 - 4.6 Policy P12: Benefits of regionally significant infrastructure and renewable electricity generation facilities
 - 4.7 Policy P13: Providing for existing regionally significant infrastructure and renewable electricity generation facilities activities
 - 4.8 New Policy Y.
 - 4.9 Policy P24: Assessing natural character
 - 4.10 Policy P28: Hazard mitigation measures
 - 4.11 Policy P31: Biodiversity, aquatic ecosystem health and mahinga kai
 - 4.12 P39: Adverse effects on outstanding water bodies
 - 4.13 Policy 39A: Indigenous biodiversity values within the coastal marine area
 - 4.14 Policy P42: Protecting and restoring ecosystems and habitats with significant indigenous biodiversity values
 - 4.15 Policy P45: Manging adverse effects on sites with significant mana whenua values
 - 4.16 Policy 102: Reclamation or drainage of the beds of lakes and rivers.
 - 4.17 Policy 126: Site dewatering
 - 4.18 Policy 138: Structures in sites with significant values
 - 4.19 Rule 67: All other discharges to sites of significance
 - 4.20 Rule 69: Minor contaminants – permitted activity
 - 4.21 Rule 107: Activities in significant natural wetlands
 - 4.22 Rule 108: Activities in significant natural wetlands
 - 4.23 Rule 109: Activities in outstanding natural wetlands

- 4.24 Rule 110: Activities in outstanding natural wetlands
- 4.25 New Rule: existing structures.
- 4.26 Rule 112: Maintenance, repair, replacement, upgrade or use of existing structures (excluding the Barrage Gates).
- 4.27 Rule 205: Destruction, damage, disturbance or deposition inside sites of significance
- 4.28 New Rule: New structures, additions and alterations for regionally significant infrastructure inside sites of significance.

Position in respect of relief sought

- 5. First Gas supports in principle the relief sought by the Appellant, to the extent it is consistent with the relief sought in First Gas' Notice of Appeal and to the extent it:
 - 5.1 promotes the sustainable management of natural and physical resources;
 - 5.2 gives effect to high order planning documents, in particular the Wellington Regional Policy Statement; and
 - 5.3 provides an appropriate regulatory framework for the safe, effective and efficient operation, maintenance, upgrade, replacement, removal and development of First Gas' regionally significant network.

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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