

IN THE ENVIRONMENT COURT OF NEW ZEALAND  
AUCKLAND REGISTRY

ENV-2024-AKL-000145  
ENV-2024-AKL-000152  
ENV-2024-AKL-000155

I TE KŌTI TAIAO O AOTEAROA  
TĀMAKI MAKAURAU ROHE

UNDER

the Resource Management Act 1991  
("RMA")

AND

IN THE MATTER OF

appeals under s 174 of the RMA against  
Auckland Transport's decision to accept  
a recommendation that NoR W5 be  
confirmed subject to conditions

BETWEEN

**GENERAL DISTRIBUTORS LIMITED**  
**THE NATIONAL TRADING COMPANY**  
**OF NEW ZEALAND LIMITED**  
**GR & CC MCCULLOUGH TRUSTEE**  
**LIMITED**

Appellants

AND

**AUCKLAND TRANSPORT**

Respondent

AND

**VISCOUNT INVESTMENT**  
**CORPORATION LIMITED**

Section 274 Party

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**NOTICE BY VISCOUNT INVESTMENT CORPORATION LIMITED OF ITS WISH TO  
BE A PARTY TO PROCEEDINGS UNDER SECTION 274 OF THE RESOURCE  
MANAGEMENT ACT 1991**

**8 AUGUST 2024**

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**Counsel acting:**  
Aidan Cameron

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**NOTICE BY VISCOUNT INVESTMENT CORPORATION LIMITED OF ITS WISH TO  
BE A PARTY TO PROCEEDINGS UNDER SECTION 274 OF THE RESOURCE  
MANAGEMENT ACT 1991**

**To:** the Registrar  
Environment Court  
Auckland, Wellington and Christchurch

**This document notifies you that:**

1. Viscount Investment Corporation Limited ("**Viscount**") wishes to be a party to the following proceedings:
  - a. *General Distributors Limited v Auckland Transport* (ENV-2024-AKL-000145);
  - b. *The National Trading Company Limited v Auckland Transport* (ENV-2024-AKL-000152); and
  - c. *GR & CC McCullough Trustee Limited v Auckland Transport* (ENV-2024-AKL-000155), being appeals against Auckland Transport's decisions under s 174 of the RMA to confirm notice of requirement NOR W5: Hobsonville Road subject to conditions ("**NOR W5**").
2. Viscount made a submission about the subject matter of the proceedings.
3. Viscount owns land at 122 Hobsonville Road, Hobsonville, and has similarly appealed against Auckland Transport's decisions on NOR W5 (ENV-2024-AKL-000137), and so therefore also has an interest in the proceedings which is greater than the public generally.
4. Viscount is not a trade competitor for the purposes of ss 308C or 308CA of the Resource Management Act 1991 ("**RMA**").
5. Viscount is interested in all of the proceedings to the extent that the relief sought could:
  - a. impact Viscount's land either directly or as a consequence of any amendment to the designation boundary;
  - b. result in amendments to conditions which
    - i. Viscount has appealed directly; and/or
    - ii. affect all landowners subject to NOR W5.

6. Viscount **generally supports** the relief sought to the extent that the appellants' relief is the same or similar to Viscount's as it:
- a. will promote the sustainable management of natural and physical resources;
  - b. will achieve the efficient use and development of natural and physical resources;
  - c. is the most appropriate way to achieve the purpose of the RMA;
  - d. satisfies the requirements of s 171 of the RMA;
  - e. is consistent with the relevant higher order planning documents; and
  - f. appropriately avoids, remedies or mitigates adverse effects on the environment.
7. Viscount agrees to participate in mediation or other alternative dispute resolution of the appeals.



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**A M Cameron**  
As duly authorised signatory for Viscount  
Investment Corporation Ltd

**Dated** 8 August 2024

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### **Advice**

*If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.*