

In the Environment Court of New Zealand
at Auckland

I mua i te Kōti Taiao o Aotearoa
I te rohe o Tāmaki Makaurau

ENV-2019-AKL-000048

under: the Resource Management Act 1991

in the matter of: an appeal pursuant to clause 14(1) of the First Schedule
to the Resource Management Act 1991

between: **Middle Hill Limited as trustee of the Tyne Trust**
Appellant

and: **Auckland Council**
Respondent

Notice of New Zealand Transport Agency's wish to be party to
proceedings

Dated:

19 June 2020

REFERENCE: Paula Brosnahan (paula.brosnahan@chapmantripp.com)
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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
Auckland
- 1 The New Zealand Transport Agency (*Waka Kotahi*) wishes to be a party to the appeal ENV-2020-AKL-000048 by Middle Hill Limited as trustee of the Tyne Trust (*Middle Hill*) against the decision of Auckland Council (*Council*) on Private Plan Change 25: Warkworth North (*PPC 25*).
 - 2 Waka Kotahi made a submission about the subject matter of these proceedings.
 - 3 Waka Kotahi is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
 - 4 Waka Kotahi is interested in all the proceedings. Without limiting its interest in all the proceedings, Waka Kotahi also has a particular interest in the following parts of the Middle Hill appeal:-
 - (a) Paragraph 6(a) and (b) with regard to the current zoning of Middle Hill's land under the Warkworth North – Zoning Plan 1; and
 - (b) Paragraph 6(c) with regard to the boundaries of Warkworth North Zoning Plan 1 and the designation land currently owned by Waka Kotahi outside of the Plan Change boundary.
 - 5 As the road controlling authority for State Highway 1 and Ara Tūhono – Pūhoi to Warkworth, of which the area of PPC25 adjoins and potentially affects, Waka Kotahi has a direct interest in any provisions that may impact on the performance (through safety, efficiency or otherwise) of the State highway network. In the present context, a high level of care is required to ensure integration between the projects in the area and the planning outcomes being sought, all of which have differing time frames.
 - 6 Accordingly, Waka Kotahi is interested in any of the proposed changes or measures arising from Middle Hill's appeal that may affect the surrounding transport network, including the State highway network, and the local roading network. Waka Kotahi opposes any proposed changes to the PPC25 zoning or measures sought by Middle Hill that will not contribute to an effective, efficient and safe land transport system.
 - 7 Waka Kotahi agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signed for and on behalf of New Zealand Transport Agency by its solicitors and authorised agents Chapman Tripp



Paula Brosnahan
Partner
19 June 2020

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Advice

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