

**BEFORE THE ENVIRONMENT COURT
AT AUCKLAND**

ENV-2016-AKL- 000230

IN THE MATTER of the Local Government (Auckland Transitional Provisions) Act ("**the Act**")

AND

IN THE MATTER of an appeal pursuant to section 156(1) of the Act

BETWEEN **RYMAN HEALTHCARE LIMITED & OTHERS**

Appellant

AND

AUCKLAND COUNCIL

Respondent

**NOTICE OF WISH TO BE PARTY TO PROCEEDINGS
UNDER SECTION 274 OF THE RESOURCE MANAGEMENT ACT**

TO: The Registrar
Environment Court
Auckland

1. The Auckland Regional Public Health Service ("**ARPHS**") wishes to be a party to the following proceedings being an appeal regarding the proposed Auckland Unitary Plan ("**Unitary Plan**") lodged under s156(1) of the LGATPA:
 - *Ryman Healthcare Limited and the Retirement Villages Association of New Zealand Incorporated v Auckland Council - ENV-2016-AKL-000230*
2. ARPHS has an interest in proceedings that is greater than the interest that the general public has. ARPHS provides public health services for the three district health boards (DHBs) in the Auckland region (Auckland, Counties Manukau and Waitemata District Health Boards). It has a statutory obligation under the New Zealand Public Health and Disability Act 2000 to improve, promote and protect the health of people and communities in the Auckland region.
3. ARPHS made submissions and further submissions about the subject matter of the appeal.
4. ARPHS is not a trade competitor for the purposes of s308C of the Resource Management Act ("**RMA**").
5. ARPHS is interested in the parts of the appeal that relate to the decision by the respondent to reject the recommendation of the Independent Hearings Panel ("**Hearing Panel**") to delete the minimum dwelling size standard and supporting provisions for the Mixed Housing Suburban, Mixed Housing Urban, and Terrace Housing and Apartment Building zones.
6. ARPHS opposes the relief sought in the appeal, and supports the respondents' decisions at issue, on the following grounds:
 - (a) The relief sought to delete the minimum dwelling size standard does not promote the sustainable management of natural and physical resources under section 5 of the RMA.
 - (b) The reasons the respondent gave in its decision to reject the Hearing Panel's recommendations are sound and supported by ARPHS.

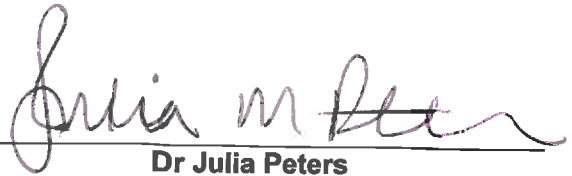
(c) There are legal grounds under the RMA and LGATPA to include minimum dwelling size standards.

(d) The mechanisms referred to in the Hearing Panel's recommendations are either not valid or are ineffective.

7. ARPHS agrees to participate in mediation or other alternative dispute resolution regarding these proceedings.

Signature:

**The Auckland Regional Public Health
Service:**

A handwritten signature in black ink, appearing to read 'Julia Peters', written over a horizontal line.

Dr Julia Peters

Date:

7 October 2016

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