

**BEFORE THE ENVIRONMENT COURT / I MUA I TE KOOTI TAIAO O
AOTEAROA**

AT AUCKLAND

UNDER the Resource Management Act 1991

A N D

IN THE MATTER of an appeal under clause 29(6) of Schedule 1 of the Act

BETWEEN **GP (TURNSTONE CAPITAL) LIMITED**
(ENV - 2020 - AKL - 000047)

Appellant

AUCKLAND COUNCIL

Respondent

**NOTICE OF IFS NZ LIMITED
WISH TO BE PARTY TO APPEAL**

19 JUNE 2020

Counsel instructed:
Bronwyn Carruthers
Shortland Chambers
PO Box 4338
Auckland 1140
P: 09 306 2770
E: bcarruthers@shortlandchambers.co.nz

**SECTION 274 NOTICE OF PERSON'S WISH TO BE PARTY TO
PROCEEDINGS BEFORE THE ENVIRONMENT COURT**

**TO: THE REGISTRAR
ENVIRONMENT COURT
AUCKLAND**

IFS NZ LIMITED (IFS) wish to be a party to the appeal by GP (Turnstone Capital) Limited (**Turnstone Appeal**) against a decision of the Respondent under clause 29(4) of Schedule 1 of the Act to approve with modification (**Decision**) the request for Private Plan Change 25: Warkworth North (**PPC25**).

IFS is a person who has an interest in the proceedings that is greater than the interest the general public has, on the grounds that:

1. IFS is the trustee of IFS Trust;
2. IFS Trust is the owner of 220a Falls Road (**IFS Land**);
3. The IFS Land is zoned Future Urban in the Unitary Plan;
4. PPC25 proposed the IFS Land be live-zoned:
 - i. The March 2018 request for a private plan change sought the IFS Land be zoned Residential: Single House and Residential: Mixed Housing Suburban.
 - ii. As notified, PPC25 proposed Residential: Mixed Housing Suburban.
 - iii. The July 2019 submission from Auckland Council sought Business: Light Industry.
 - iv. The July 2019 submission from Turnstone Capital sought Business: Mixed Use.
5. The Decision elected to retain the Future Urban zoning of the IFS Land and two adjacent titles as an isolated pocket of Future

Urban zone pending further consideration.

6. The Turnstone Appeal seeks to zone land owned by IFS. In paragraph 9(a) the Turnstone Appeal seeks to live-zone the IFS Land as either:
 - i. Residential - Mixed Housing Suburban; or
 - ii. Business - Mixed Use.
7. IFS has an interest that is greater than the interest the general public has.

IFS is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 (**Act**).

IFS is interested in part of the appeal. The part of the appeal IFS is interested in is the part pursuing the live-zoning of the three titles, including the IFS Land, bounded by Falls Road, Hudson Road, the existing Light Industry zone and the stream.

IFS supports the relief sought, for the reasons set out in the Turnstone Appeal.

IFS agrees to participate in mediation or other alternative dispute resolution of the proceedings.

IFS NZ LIMITED, by its counsel:



Signature:

Date:

Address for Service:

B S Carruthers

19 June 2020

Bronwyn Carruthers
Shortland Chambers
PO Box 4338
Shortland Street
Auckland 1140

Telephone: (09) 306 2770
(021) 685 809

Email: bcarruthers@shortlandchambers.co.nz

TO: Registrar, Environment Court, Auckland

AND TO: The Appellant and Respondent