

**IN THE ENVIRONMENT COURT
AT WELLINGTON
TE KŌTI TAIAO O AOTEAROA**

ENV-2024-WLG-000051

IN THE MATTER the Resource Management Act 1991

AND

IN THE MATTER OF An appeal under clause 14(1) of Schedule 1 of the
Resource Management Act 1991

BETWEEN **WINSTONE AGGREGATES**

 Appellant

AND **WELLINGTON REGIONAL COUNCIL**

 Respondent

**NOTICE OF INTENTION TO BE A PARTY TO PROCEEDINGS UNDER
SECTION 274 ON BEHALF OF GUILDFORD TIMBER COMPANY LIMITED**

9 December 2024

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To the Registrar
Environment Court
Wellington

**NOTICE OF INTENTION TO BE A PARTY TO PROCEEDINGS
UNDER SECTION 274 OF THE RESOURCE MANAGEMENT ACT
1991**

1. The Guildford Timber Company Limited (**GTC**) wish to be a party to the following proceedings:
 - a) Winstone Aggregates' (**Winstone**) appeal against the decision of the Wellington Regional Council on proposed Plan Change 1 to the Wellington Regional Policy Statement.
2. GTC has an interest in the proceedings that is greater than the interest that the general public has as it owns a large greenfield site (330ha) in Upper Hutt much of which is currently in commercial forestry known as the Southern Growth Area and has prepared a Masterplan for the development of its land for residential and mixed used development. The Southern Growth Area is affected by the provisions of proposed Plan Change 1. The GTC land had previously been identified as a Future Grown Area in the Wellington Regional Council's Future Development Strategy (FDS). GTC's land has subsequently been left out of the recent FDS. Development of the Southern Growth Area for up to 2040 residential homes is listed as a project under the Fast Track Approvals and GTC has sought to rezone its land via submission on UHCC Proposed Plan Change 50. Development of GTC's land will be directly affected by the provisions of RPS-0PC1 including policy shifts in management of significant, indigenous biodiversity, Greenfield development, transport, stormwater and forestry in the region.
3. GTC is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
4. GTC is directly affected by an effect of the subject of the appeal that—
 - (a) adversely affects the environment; and
 - (b) does not relate to trade competition or the effects of trade competition.
5. GTC is interested in part of the proceedings. The part of the proceedings GTC is interested in is:
 - a) Policy 23
 - b) Policy 24
 - c) Policy 24A

- d) Appendix A1
 - e) Policy 47
 - f) Policy IE.2A
 - g) Definitions '*ecological connectivity*', '*ecosystem health*', '*ecosystem processes*', '*enhancement*' and '*maintain/maintained/maintenance*'
6. GTC is interested in the following particular issues addressed in the appeal that would result in changes to the RPS- PC1 that would:
- a) Properly recognises the importance and benefits to the region of appropriately located and well-designed greenfield housing development to achieve well-functioning urban development and rural areas;
 - b) Provides policy support for greenfield development that contributes to well-functioning urban development and rural areas;
 - c) Introduces policy that gives proper effect to the NPS-FM, NPS-UD and NPS-IB in a more balanced integrated way than the notified version of PC1;
 - d) The biodiversity offsetting and availability of the effects management hierarchy remains as provided for in National Direction in the NPS-IB and NPS-FM and the RPS does include unduly restrictive references to biodiversity protection that would limit greenfield development.
7. GTC **supports** the requested relief sought by Winstones' appeal in relation the following specific provisions:
- a) Amendments to Policy 23 to revert back to its original text which was already consistent with the NPS-IB without reference or reliance upon the classification method in Appendix 1B included in the decision;
 - b) Retain Policy 24 without amendment subject to amendment to Policy 24A (below) which resolves the issue with Policy 24 not giving full effect to the NPS-IB through Policies 24A – 24D;
 - c) Amendments to Policy 24A to make it consistent with the NPS-IB – the decisions version of the policy significantly restricts the ability to undertake biodiversity offsetting and does not give effect to the NPS-IB
 - d) Deletion of Appendix A1 that as currently written effectively prohibits activities were species or habitats exist regardless of effects;
 - e) Amendment to Policy 47 to delete reference to Policy 24A;
 - f) Deletion of Policy IE.2A;
 - g) Deletion of the definitions '*ecological connectivity*', '*ecosystem health*', '*ecosystem processes*', '*enhancement*' and '*maintain/maintained /maintenance*' that are unnecessary.
8. GTC agree to participate in mediation or other alternative dispute resolution of the proceedings.

Dated: 9 December 2024



Andrew Beatson

Counsel for Guildford Timber Company Limited, person authorised to sign
on behalf of person wishing to be a party

Address for service of person wishing to be a party:

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Documents for service on the person wishing to be a party may be left at that
address for service or may be emailed to counsel at andrew@beatson.co.nz.