

In the Environment Court of New Zealand  
Christchurch Registry

I Te Koti Taiao o Aotearoa  
Ōtautahi Rohe

**ENV-2018-CHC-124**

---

Under the Resource Management Act 1991

In the matter of an appeal under Clause 14 of Schedule 1 of the Act against decisions of the Queenstown Lakes District Council on Stage 1 of the Proposed District Plan

Between **Waterfall Park Developments Limited** (ENV-2018-CHC-124)  
Appellant

And **Queenstown Lakes District Council**  
Respondent

---

**Memorandum of counsel to withdraw appeal points**

2 November 2018

---

**Appellant's solicitors:**

Maree Baker-Galloway | Rosie Hill  
Anderson Lloyd  
Level 2, 13 Camp Street, Queenstown 9300  
PO Box 201, Queenstown 9348  
DX Box ZP95010 Queenstown  
p + 64 3 450 0700 | f + 64 3 450 0799  
maree.baker-galloway@al.nz | rosie.hill@al.nz

**anderson  
lloyd.**

**May it please the Court**

- 1 This Memorandum of Counsel is filed on behalf of Waterfall Park Developments Limited (**Waterfall Park**) in respect of their appeal on Stage 1 of the Queenstown Lakes Proposed District Plan (ENV-2018-CHC-124).
- 2 In response to jurisdictional issues raised by Counsel for the Queenstown Lakes District Council, Waterfall Park now amends its notice of appeal to remove the following appeal points:
  - (a) Appeal point 23 in relation to policy 22.2.1.4;
  - (b) Appeal point 24 in relation to policy 22.2.2.2;
  - (c) Appeal point 25 in relation to policy 22.2.3.1;
  - (d) Appeal point 26 in relation to rules 22.5.12.1 – 3; and
  - (e) Appeal point 29 in relation to the extension of the Waterfall Park Special Zone or to provide for the Ayrburn Rural Residential Zone.
- 3 An amended Notice of Appeal is lodged with this Memorandum, showing a track change version as "Appendix A" and a clean version as "Appendix B".

Dated this 2<sup>nd</sup> day of November 2018



Maree Baker-Galloway/Rosie Hill  
Counsel for the Appellant

**Appendix A – Track change version of Amended Notice of Appeal**

**Appendix B – Clean version of Amended Notice of Appeal**