

**BEFORE THE ENVIRONMENT COURT**

**ENV-2018-CHC-**

**IN THE MATTER** of the Resource  
Management Act 1991  
("Act")

**AND**

**IN THE MATTER** of an application for a  
declaration pursuant to  
Section 311 of the Act

**BETWEEN** **WLLIAM JOHN  
GRANT AND  
MATILDA  
MARGARET GRANT**

**Appellants**

**AND** **QUEENSTOWN  
LAKES DISTRICT  
COUNCIL**

**Respondent**

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**NOTICE OF APPLICATION FOR DECLARATION UNDER  
SECTION 311**

**Dated 15 June 2018**

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**MACALISTER TODD PHILLIPS**  
Barristers, Solicitors, Notaries  
3<sup>rd</sup> Floor, 11-17 Church Street  
Queenstown 9300  
P O Box 653, DX ZP95001, Queenstown 9348  
Telephone: (03) 441 0125 Fax: (03) 442 8116  
Solicitor Acting: J E Macdonald

## NOTICE OF APPLICATION FOR DECLARATION

**To:** Queenstown Lakes District Council  
10 Gorge Road  
Queenstown  
E: dpappeals@qldc.govt.nz

Remarkable Heights Limited  
C/-Clarke Fortune McDonald & Associates  
PO Box 553  
Queenstown 9348  
E: ngeddes@cfma.co.nz

Queenstown Airport Corporation  
C/-Mitchell Partnerships Limited  
PO Box 489  
Dunedin 9054  
E: kirsty.osullivan@mitchellpartnerships.co.nz

We, William John Grant and Matilda Margaret Grant, give notice that we applied for the following declaration from the Environment Court on 15 June 2018:

1. A declaration that Queenstown Lakes District Council lacked jurisdiction to rezone part of the land located (amongst other places) at the top of Middleton Road, Queenstown and contained in Computer Freehold Register 227983 from Low Density Residential to Rural.

If you wish to be heard at the hearing to determine this matter, you should notify the Environment Court registrar within 15 working days after the date the application was made.

If you do not notify the Registrar of your wish to be heard, the case may proceed without further notice to you.

The following documents were attached to the application and are available on request:

- (a) an affidavit in support of the application;
- (b) a copy of submission 347 and further submission 1340;
- (c) a copy of the relevant part of the Respondent's decision; and
- (d) a list of names and addresses of persons to be served with a copy of this notice.



WILLIAM JOHN GRANT AND MATILDA MARGARET GRANT as Applicants by their solicitor and duly authorised agent JAYNE ELIZABETH MACDONALD

Date: 15 June 2018

Address for service of Applicants: C/- Macalister Todd Phillips, Level 3, 11-17 Church Street, PO Box 653, Queenstown 9348

Telephone: 03 441 0127

Fax: 03 442 8116

Email: [jmacdonald@mactodd.co.nz](mailto:jmacdonald@mactodd.co.nz)

Contact person: Jayne Macdonald, Solicitor

**Advice to recipient of notice of application**

It is recommended that you consult a lawyer without delay, although it is not essential for you to have a lawyer for the purpose of these proceedings.

If you want a lawyer but think you cannot afford one and wish to apply for legal aid, contact the Environment Court, a citizen's advice bureau, the community law centre, or a lawyer for assistance.

If you have any questions about this notice, contact the Environment Court at Christchurch.

Environment Court  
Christchurch Registry  
282 Durham Street  
Central City  
Christchurch

Postal address:

PO Box 2069  
DX: WX11113  
Christchurch

Telephone and fax numbers:

Telephone: (03) 365 0905

Fax: (03) 365 1740