

**In the Environment Court of New Zealand
Christchurch Registry**

**I Te Kooti Taiao O Aotearoa
Ōtautahi Rohe**

ENV-2018-CHC-093

Under the Resource Management Act 1991 (the Act)

In the matter of an appeal under clause 14(1) of the First Schedule of the Act

Between **Queenstown Airport Corporation Limited**
Appellant

And **Queenstown Lakes District Council**
Respondent

**Notice of Transpower New Zealand Limited's wish to be party to
proceedings**

Dated 10 July 2018

KensingtonSwan*

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To the Registrar
Environment Court
Christchurch

- 1 Transpower New Zealand Limited (**'Transpower'**) wishes to be a party to an appeal by Queenstown Airport Corporation Limited (**'Queenstown Airport'**) against the decisions of the Queenstown Lakes District Council (**'Council'**) on Stage 1 of the Proposed Queenstown Lakes District Plan (**'Proposed Plan'**) (Court reference ENV-2018-CHC-093).
- 2 Transpower:
 - a made a submission about the subject matter of the proceedings; and
 - b as the State Owned Enterprise that plans, builds, maintains, and operates the National Grid, has an interest in the proceedings that is greater than the general public has, and stands to be affected by the amendments sought in the appeal if those amendments are granted.
- 3 Transpower is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
- 4 Transpower is interested in part of the proceedings, being those aspects of the appeal that are set out below at paragraph 5 of this notice.
- 5 Transpower is interested in the following particular issues:
 - a The amendments sought to Chapter 3 of the Proposed Plan, specifically those changes sought to Objectives 3.2.4, 3.2.5, 3.2.5.1, 3.2.5.2, and Policies 3.2.1.9¹ (or in the alternative, seeks new objectives and policies to be inserted into the Chapter to the same effect), 3.2.2.1, 3.3.25², 3.3.30³, and 3.3.32⁴;
 - b The amendments sought to Chapter 4 of the Proposed Plan, which seek to amend the Chapter's purpose to acknowledge reverse sensitivity effects on regionally significant infrastructure, and amend Policies 4.2.1.3⁵ and 4.2.1.5⁶

¹ Objective 3.2.1.5 in the notified version of the Proposed Plan.

² Policy 3.3.25 is a new policy in the decisions version of the Proposed Plan.

³ Policy 3.3.30 is a new policy inserted into the decisions version of the Proposed Plan, as a result of submissions on what was Policy 3.2.5.1.1 of the notified version of the Proposed Plan.

⁴ Policy 3.3.32 is a new/renumbered policy on what were the 3.2.5 policies and Policy 6.3.5.1 of the notified version of the Proposed Plan.

⁵ Policy 4.2.1.3 is a new policy in the decisions version of the Proposed Plan.

⁶ Policy 6.3.1.7 in the decisions version of the Proposed Plan.

(or in the alternative, seeks new objectives and policies to be inserted into the Chapter to the same effect);

- c The amendments sought to Chapter 6 of the Proposed Plan; and
 - d The amendments sought to Chapter 30 of the Proposed Plan, specifically those changes sought to Objective 30.2.7, Policies 30.2.6.1 and 30.2.7.1 (or in the alternative, seeks new objectives and policies to be inserted into the Chapter to the same effect), and Rule 30.3.3.3.
- 6 Transpower conditionally supports the relief sought by Queenstown Airport for the reasons set out below:
- a Transpower conditionally supports the amendments sought to Policy 3.2.2.1, the purpose of Chapter 4, Objective 30.2.7 and Policies 3.2.1.9, 4.2.1.3, 4.2.1.5, and 30.2.7.1, insofar as these changes will avoid reverse sensitivity effects on the National Grid, and give effect to Policy 10 of the National Policy Statement on Electricity Transmission ('**NPSET**').
 - b Transpower conditionally supports the amendments sought to Objectives 3.2.4, 3.2.5, 3.2.5.1, 3.2.5.2, and 30.2.7, Policies 3.2.1.9, 3.3.25, 3.3.30, 3.3.32, 4.2.1.3, 4.2.1.5, and 30.2.7.1 and Rule 30.3.3.3, and the proposed amendments sought to Chapter 6, insofar as these changes would better provide for regionally significant infrastructure, and to the extent that they are consistent or compatible with the changes necessary to address the concerns in Transpower's notice of appeal and/or give effect to the NPSET.⁷
 - c Transpower conditionally supports the amendment sought to Policy 30.2.6.1, but considers that (as set out in its notice of appeal) this policy also needs to provide for the 'upgrading and development' of the National Grid in order to give effect to the Objective and Policy 2 of the NPSET.
 - d Transpower does not oppose the alternative relief sought (but not specified) to Chapters 3, 4, 6 and 30 by Queenstown Airport to insert new objectives and policies to provide for regionally significant infrastructure, provided that such objectives and policies do not compromise the operation, maintenance, upgrading or development of the National Grid or otherwise fail to give effect to the NPSET.

⁷ As directed by the Environment Court Transpower will lodge further particulars of the relief it seeks (including drafting) by 27 July 2018.

- 7 Transpower agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated 10 July 2018



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