

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

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

**ENV-2018-CHC-131**

---

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 **Real Journeys 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** 

89 The Terrace  
PO Box 10246  
Wellington 6143

P +64 4 472 7877  
F +64 4 472 2291  
DX SP26517

Solicitor: N McIndoe/Ezekiel J Hudspith  
E [nicky.mcindoe@kensingtonswan.com](mailto:nicky.mcindoe@kensingtonswan.com)/[ezekiel.hudspith@kensingtonswan.com](mailto:ezekiel.hudspith@kensingtonswan.com)

To the Registrar  
Environment Court  
Christchurch

- 1 Transpower New Zealand Limited (**'Transpower'**) wishes to be a party to an appeal by Real Journeys Limited (**'Real Journeys'**) 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-131).
- 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 Strategic Objectives 3.2.5.1 and 3.2.5.2, Policies 3.3.25<sup>1</sup>, 3.3.30<sup>2</sup>, and 3.3.32<sup>3</sup>;
  - b The amendments sought to Chapter 6 of the Proposed Plan, specifically those changes sought to Policies 6.3.10<sup>4</sup>, 6.3.12<sup>5</sup>, 6.3.19<sup>6</sup>, 6.3.26<sup>7</sup>; and
  - c The amendment sought to Chapter 21 of the Proposed Plan, specifically the changes sought to Policy 21.2.4.2 .

---

<sup>1</sup> Policy 3.3.25 is a new policy inserted into the decisions version of the Proposed Plan.

<sup>2</sup> Policy 3.3.30 was inserted into the decisions version of the Proposed Plan as a result of submissions received on 3.2.5 policies.

<sup>3</sup> 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.

<sup>4</sup> Policy 6.3.3.2 in the notified version of the Proposed Plan.

<sup>5</sup> Policy 6.3.1.3 in the notified version of the Proposed Plan.

<sup>6</sup> Policy 6.3.1.4 in the notified version of the Proposed Plan.

<sup>7</sup> Policy 6.3.5.2 in the notified version of the Proposed Plan.

- 6 Transpower's support or opposition to the relief sought by Real Journeys is for the reasons set out below:
- a Transpower conditionally supports the amendments sought in relation to Policies 3.3.32, 6.3.12, 6.3.19, and 6.3.26 insofar as they go some way towards better managing the landscape and visual effects of activities. However, it may be necessary for Transpower to seek alternative or additional changes to these provisions to address the matters set out in its appeal and ensure the policies give effect to the National Policy Statement on Electricity Transmission ('NPSET').<sup>8</sup>
  - b Transpower conditionally opposes the amendments sought in relation to Strategic Objectives 3.2.5.1 and 3.2.5.2, and Policies 3.3.25, 3.3.30 and 6.3.10. While in some cases the amended provisions would be more workable than as determined by the Council, Transpower remains concerned that even as amended these provisions would inappropriately restrict the operation, maintenance, upgrading or development of the National Grid. As set out in its notice of appeal, Transpower considers that when applied to the National Grid a number of these provisions already fail to give effect to the NPSET, and seeks amendments to the provisions on that basis.<sup>9</sup>
  - c Transpower conditionally supports the relief sought in relation to Policy 21.2.4.2 insofar as it agrees that existing activities in addition to farming require reverse sensitivity protection, however Transpower seeks additional changes in order to give effect to Policy 10 of the NPSET (with respect to the National Grid it is not sufficient to 'minimise' conflict; rather, reverse sensitivity effects are to be avoided where reasonably possible).
- 7 Transpower agrees to participate in mediation or other alternative dispute resolution of the proceedings.

**Dated** 10 July 2018



Nicola McIndoe/Ezekiel Hudspith

**Counsel for Transpower New Zealand Limited**

---

<sup>8</sup> As directed by the Environment Court Transpower will lodge further particulars of the relief it seeks (including drafting) by 27 July 2018.

<sup>9</sup> As directed by the Environment Court Transpower will lodge further particulars of the relief it seeks (including drafting) by 27 July 2018.

Address for service of person wishing to be a party:

Address: Level 9, 89 The Terrace,  
PO Box 10246  
Wellington 6143

Telephone: 04 472 7877

Email: [nicky.mcindoe@kensingtonswan.com/](mailto:nicky.mcindoe@kensingtonswan.com/)  
[ezekiel.hudspith@kensingtonswan.com](mailto:ezekiel.hudspith@kensingtonswan.com)

Contact person: Nicky McIndoe/Ezekiel Hudspith