

In the Environment Court of New Zealand  
Christchurch Registry

I Te Koti Taiao o Aotearoa  
Ōtautahi Rohe

**ENV-2018-CHC-000128**

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Under the Resource Management Act 1991

In the matter of an appeal under Clause 14(1) of Schedule 1 of the RMA in relation to the proposed Queenstown Lakes District Plan

Between **Well Smart Investment Holding (NZQN) Limited**  
Appellant

And **Queenstown Lakes District Council**  
Respondent

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**Notice of wish to be party to proceedings pursuant to section 274 RMA**

10 July 2018

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**Section 274 party's solicitors:**  
Maree Baker-Galloway | Rosie Hill  
Anderson Lloyd  
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**anderson  
lloyd.**

**To:** The Registrar  
Environment Court  
Christchurch

- 1 MacFarlane Investments Limited (**Macfarlane**) wishes to be a party pursuant to section 274 of the RMA to the following proceedings:

*Well Smart Investment Holding (NZQN) Limited v Queenstown Lakes District Council (ENV-2018-CHC-000128)* being an appeal against decisions of Queenstown Lakes District Council on the proposed Queenstown Lakes District Plan (**PDP**).

- 2 MacFarlane is a person who made a submission about the subject matter of the proceedings.
- 3 MacFarlane is not a trade competitor for the purposes of section 308C or 308CA of the RMA.
- 4 MacFarlane is interested in all of the proceedings.
- 5 Without derogating from the generality of the above, MacFarlane is interested in the following particular issues:
  - (a) Amendments sought to Rule 12.5.9 and associated policies within Chapter 12 to achieve a 12m permitted activity height regime and recession planes of 45 degrees commencing from 10m above the Street boundary within Precinct 1(A).
- 6 MacFarlane opposes the relief in so far as it is contrary to the relief set out in the Macfarlane appeal, in particular:
  - (a) Variation in topography, view shafts, and development potential of different sites within the Man Street block requires a greater degree of variation and urban design planning for height limits than set out in the Well Smart Appeal.
  - (b) The relief set out in the MacFarlane appeal will provide a more integrated and appropriate height limit planning regime for the Man Street block and surrounds.
  - (c) The relief set out in the MacFarlane appeal will better achieve the relevant higher order provisions of the PDP, the Otago Regional Policy Statement, and Part 2 of the Act.

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

Dated this 10<sup>th</sup> day of July 2018

*Maree Baker-Galloway*

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Maree Baker-Galloway/Rosie Hill  
Counsel for the section 274 party

**Address for service of person wishing to be a party**

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**Advice**

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