

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH**

ENV-2021-CHC-022

**I MUA I TE KOTI TAIAO
O AOTEAROA OTAUTAHU ROHE**

UNDER THE

Resource Management Act 1991 ("**RMA**")

IN THE MATTER OF

an appeal under clause 14(1) of Schedule 1 of the RMA against decisions of the Queenstown Lake District Council on Stage 3 of the Queenstown Lakes Proposed District Plan

BETWEEN

MARC SCAIFE

Appellant

AND

QUEENSTOWN LAKES DISTRICT COUNCIL

Respondent

**NOTICE OF MALAGHANS INVESTMENTS LIMITED'S
WISH TO BE PARTY TO PROCEEDINGS**

15 JUNE 2021

Counsel instructed:

JGH BARRISTER

J D K Gardner-Hopkins

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PO Box 25-160

WELLINGTON

TO: The Registrar
Environment Court
CHRISTCHURCH
By email: Christine.McKee@justice.govt.nz

AND TO: The Appellant
By email: marc@scaife.nz

AND TO: The Respondent
By email: dpappeals@glde.govt.nz

Wish to be party

1. Malaghans Investments Limited ("**s274 Party**") wishes to be a party to the following proceedings ("**Appeal**"): **ENV-2021-CHC-022**

Interest

2. The s274 Party:
 - (a) made a submission on the subject matter to which the Appeal relates; and
 - (b) also has an interest in the proceedings that is greater than the interest that the general public has because the Appeal may impact on its interests.

No prohibited trade competition purposes

3. The s274 Party is not a trade competitor for the purposes of Section 308D of the Act.

Extent of interest

4. The s274 Party has an interest in all aspects of the Appeal, but, without limitation, has a particular interest in the text of Chapter 46 and any related District Wide or Strategic provisions, including the following matters raised in the Appeal:
 - (a) the appellant's assertion that notification and public participation was flawed.
 - (b) the appellant's issue with the widened scope of the RVZ;
 - (c) the appellant's assertion the RVZ is inconsistent with Part 2 of RMA including effects on amenity values, and the integrated management function of a local authority;
 - (d) the Appellant's assertion that the RVZ does not manage the Districts' Outstanding Natural Landscapes, including cumulative adverse effects; and
 - (e) the notification rules for restricted discretionary activities.

Relief sought

5. The s274 Party opposes the relief sought in the Appeal, including because the relief sought fails to give effect to Part 2 and the relevant planning instruments in the hierarchy, except to the extent that it is consistent with the s274 Party's own appeal (including subject to any amendments or withdrawals).

Mediation

6. The s274 Party agrees to participate in mediation or other alternative dispute resolution of the proceeding.

DATED 15 June 2021



J D K Gardner-Hopkins
Counsel for the s274 Party

The s274 Party's address for service is C/- James Gardner-Hopkins, Barrister, PO Box 25-160, Wellington 6011.

Documents for service on the s274 Party may be sent to that address for service or may be emailed to james@jghbarrister.com. Service by email is preferred, with receipt confirmed by return email.