

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

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

ENV-2018-CHC-130

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 **Private Property 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 Private Property Limited (**'Private Property'**) 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-130).
- 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 that seek to change Strategic Objectives 3.2.5.1 and 3.2.5.2, and Policies 3.3.30¹, 3.3.32²;
 - b The amendments sought to either Chapter 3 or 21 of the Proposed Plan, which seek to insert new objectives and policy that provide for rural living opportunities in the Wakatipu Basin; and

¹ 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.

² 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.

- c The amendments sought to Chapter 6 of the Proposed Plan, specifically those that seek changes to Policies 6.3.10³ and 6.3.14⁴, and deletion of Policies 6.3.12⁵, 6.3.16⁶ and 6.3.26⁷.
- 6 Transpower conditionally supports the relief sought by Private Property for the reasons set out below:
 - a Transpower conditionally supports the amendments sought in relation to Strategic Objectives 3.2.5.1 and 3.2.5.2 and Policies 3.3.30 3.3.32, 6.3.12, 6.3.14, 6.3.16 and 6.3.26, insofar as (and to the extent that) they go some way towards better managing the landscape and visual effects of activities. However, it may be necessary for Transpower to seek additional or alternative changes to these provisions to address the matters set out in its appeal and ensure the provisions give effect to the National Policy Statement on Electricity Transmission ('NPSET').⁸
 - b Transpower does not oppose the new policies proposed (but not specified) by Private Property in Chapters 3 or 21, provided that such policies do not compromise the operation, maintenance, upgrading or development of the National Grid or otherwise fail to give effect to the NPSET.
 - c Transpower conditionally opposes the amendment sought to Policy 6.3.10, insofar that it would further 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 this policy fails to give effect to the NPSET, and seeks amendments on that basis.
- 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

³ Policy 6.3.3.2 in the notified version of the Proposed Plan.

⁴ Policy 6.3.4.2 in the notified version of the Proposed Plan.

⁵ Policy 6.3.1.3 in the notified version of the Proposed Plan.

⁶ Policy 6.3.16 is a new policy inserted into the decisions version of the Proposed Plan, as a result of submissions on what was Policy 6.3.5.6.

⁷ Policy 6.3.5.2 in the notified version of the Proposed Plan.

⁸ 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:

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