

In the Environment Court of New Zealand
Christchurch Registry

I Te Koti Taiao o Aotearoa
Ōtautahi Rohe

ENV-2018-CHC-071

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 **Fred van Brandenburg**
Appellant

And **Queenstown Lakes District Council**
Respondent

Memorandum of counsel to withdraw appeal points

15 February 2019

Appellant's solicitors:

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May it please the Court

- 1 This Memorandum of Counsel is filed on behalf of Fred van Brandenburg ('**Appellant**') in respect of his appeal on Stage 1 of the Proposed Queenstown Lakes District Plan (ENV-2018-CHC-071).
- 2 Following from the Mediation Agreement from Topic 6 Residential dated 13 February 2019 (attached at **Appendix A**), the Appellant now amends its Notice of Appeal to remove the following appeal points:
 - (a) Fred van Brandenburg, ENV-2018-CHC-071-001; in relation to Policy 9.2.3.2;
 - (b) Fred van Brandenburg, ENV-2018-CHC-071-002; in relation to Rule 9.5.1.3 and associated Planning Maps 32 and 37;
 - (c) Fred van Brandenburg, ENV-2018-CHC-071-003; in relation to Rule 9.5.3.3 and associated Planning Maps 32 and 37; and
 - (d) Fred van Brandenburg, ENV-2018-CHC-071-004; in relation to Notification 9.6.2.
- 3 Amended Notices of Appeal are lodged with this Memorandum of Counsel as follows:
 - (a) Fred van Brandenburg Amended Appeal – track change version as **Appendix B**.
 - (b) Fred van Brandenburg Amended Appeal – clean version as **Appendix C**.

Dated this 15th day of February 2019



Maree Baker-Galloway/Vanessa Robb
Counsel for the Appellant

Appendix A – Mediation Agreement on Topic 6 Residential dated 13 February 2019

Appendix B – Fred van Brandenburg Amended Appeal Track Change Version

Appendix C – Fred van Brandenburg Amended Appeal Clean Version