

In the Environment Court of New Zealand  
Christchurch Registry

I Te Koti Taiao o Aotearoa  
Ōtautahi Rohe

**ENV-2018-CHC-148**

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Under the Resource Management Act 1991

In the matter of an appeal under Clause 14 of Schedule 1 of the Act against decisions of the Queenstown Lakes District Council on Stage 1 of the Proposed District Plan

Between **Allenby Farms Limited**  
Appellant

And **Queenstown Lakes District Council**  
Respondent

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**Memorandum of counsel seeking leave to withdraw appeal points**

26 June 2020

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**Appellant's solicitors:**

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lloyd.**

**May it please the Court**

- 1 This Memorandum of Counsel is filed on behalf of Allenby Farms Limited (**Allenby**) in respect of its Notice of Appeal on Stage 1 of the Queenstown Lakes Proposed District Plan (ENV-2018-CHC-148).
- 2 Counsel advises the Court that Allenby withdraws its relief contained at paragraphs 11(c), 27(e) and page 5, Appendix 1 of its Notice of Appeal (**ENV-2019-CHC-076**), as it relates to removing the existing Building Restriction Area (**BRA**) over land adjacent to the Wanaka – Luggate Highway (SH84).
- 3 Allenby confirms it has consulted with Council who has advised there is no issue as to cost in respect of withdrawing this appeal point.
- 4 An amended Notice of Appeal is lodged with this memorandum, showing a track change version as "Appendix A" and a clean version as "Appendix B".

Dated this 26<sup>th</sup> day of June 2020

*Maree Baker-Galloway*

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Maree Baker-Galloway/Sam Chidgey  
Counsel for the Appellant