

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

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

**ENV-2020-CHC-000042**

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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 **Minister of Conservation**  
Appellant

And **Marlborough District Council**  
Respondent

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**Notice of the New Zealand Transport Agency's wish to be party to  
proceedings**

Dated 8 June 2020

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**To** The Registrar  
Environment Court  
Christchurch

1 Waka Kotahi NZ Transport Agency (**'Transport Agency'**) wishes to be a party to an appeal by the Minister of Conservation (**'Appellant'**) against the decisions of the Marlborough District Council (**'Respondent'**) on the proposed Marlborough Environment Plan (**'MEP'**) (Court reference ENV-2020-CHC-42).

2 The Transport Agency:

- a Is a person who has an interest in the proceedings that is greater than the interest that the general public has. This is because the Transport Agency is responsible for managing state highways, and the Appellant's relief includes amendments to provisions relating to works on a structure in the bed of a lake or river, which is essential for state highway maintenance and upgrading; and
- b Made a submission about the subject matter of the proceedings.

3 The Transport Agency is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.

4 The Transport Agency 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 The Transport Agency is interested in the following particular issue:

- a Amendments to Rule 2.9.1.

6 The Transport Agency neither supports nor opposes but is interested in the above amendments on the basis that:

- a The state highway network includes structures in the beds of lakes and rivers, which require maintenance and upgrading. The Transport Agency wishes to ensure that the MEP would not prevent this from occurring.

8 The Transport Agency agrees to participate in mediation or other alternative dispute resolution of the proceedings.

**Dated 8 June 2020**



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**Nicola McIndoe**

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