

**In the Environment Court
I Mua I Te Kōti Taiao O Aotearoa
Christchurch Registry
Ōtautahi Rohe**

ENV-2020-CHC-000050

In the matter of the Resource Management Act 1991
And in the matter of an application under Section 274 of the Act

Between

Trustpower Limited

Appellant

and

Marlborough District Council

Respondent

**Notice of Port Marlborough New Zealand Limited's wish to
be party to proceedings**

8 June 2020

BELL GULLY

BARRISTERS AND SOLICITORS

A J L BEATSON

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To: The Registrar
Environment Court
Christchurch

1. Port Marlborough New Zealand Limited (**PMNZ**) wishes to be a party to the proceedings in ENV-2020-CHC-000050.
2. PMNZ is a person who made a submission about the subject matter of the proceedings and has an interest in the proceedings that is greater than the interest that the general public has as it is the entity responsible for the operation and maintenance of Marlborough's regional port and marina facilities.
3. PMNZ is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.
4. PMNZ is interested in part of the proceedings.
5. PMNZ is interested in the following part(s) of the proceedings:
 - (a) Method 3.M.4
 - (b) Chapter 4.1 New Policy
 - (c) Policy 6.2.3
 - (d) Policy 15.16
6. PMNZ supports the relief sought because—
 - (a) Method 3.M.4: The amendment removes the text providing for iwi to determine whether a cultural impact assessment or cultural values report is required. PMNZ considers that this would be better identified through some other mechanism (such as the activity being located in an area of significance and having likely effects on the values of that site).
 - (b) Chapter 4.1 New Policy: The recognition of the availability of offset or compensation measures where there are residual effects that cannot be avoided, remedied or mitigated is appropriate.

- (c) Policy 6.2.3: This amendment is useful in clarifying the role of policy direction in avoidance of minor or transitory adverse effects.
- (d) Policy 15.1.16: This amendment excluding regionally significant infrastructure from the time limits for discharges will enable the ongoing operation of Port facilities and recognises the regional significance of those activities.

7. PMNZ agrees to participate in mediation or other alternative dispute resolution of the proceedings.



Andrew Beatson/Sarah Anderton
Counsel for Port Marlborough New Zealand Limited

Dated 8 June 2020

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Advice

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.