



W W Peters/lt

20 May 2014

The Registrar
Environment Court
DX CX 10086
AUCKLAND

Dear Sir / Madam

re: **APPEAL TO ENVIRONMENT COURT AGAINST DEVELOPMENT BY DEPARTMENT OF CONVERSATION, PATUHARAKEKE TE IWI TRUST BOARD INCORPORATION AND COLLEEN PRENDERGAST**

We enclose for filing:

1. Notice of Party's Wish to be Party to Proceedings between Lewis Sanson as Director-General of the Department of Conservation and Whangarei District Council (x 2);
2. Notice of Party's Wish to be Party to Proceedings between Colleen Prendergast and Whangarei District Council (x 2); and
3. Notice of Party's Wish to be Party to Proceedings between Patuharakeke Te Iwi Trust Board Incorporation and Whangarei District Council (x 2).

Kindly acknowledge receipt.

Yours faithfully
WAYNE PETERS LAWYERS

Per: 

W W PETERS
Principal

E-mail: wwp@waynepeterslawyers.co.nz

encl.

W14.20.21:wwp:lt

**BEFORE THE ENVIRONMENT COURT
AUCKLAND**

ENV-2014-AKL-

IN THE MATTER of the Resource Management Act 1991,
Section 274

AND

IN THE MATTER of an Appeal under clause 14 of the Schedule 1
of the Act

BETWEEN **Lewis Sanson as Director-General of the
Department of Conservation**

Appellant

AND

Whangarei District Council

Respondent

NOTICE OF PARTY'S WISH TO BE A PARTY TO PROCEEDINGS

Dated this 20th day of May 2014

WAYNE PETERS LAWYERS

PO Box 5053, Whangarei

DX AP24627

Phone: (09) 438 8998

Fax: (09) 438 8990

Counsel Acting: Wayne Peters

NOTICE OF PARTY'S WISH TO BE A PARTY TO PROCEEDINGS**TO THE REGISTRAR**

Environment Court

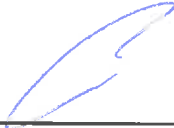
DX: CX 10086

AUCKLAND

1. The Whangarei Racing Club (WRC) wishes to be a party to the following proceedings: Lewis Sanson as Director-General of Conservation (Appellant) in a Notice of Appeal to Environment Court against decision on Private Plan Change 113 (PC113).
2. The WRC is represented by Wayne Peters of Wayne Peters Lawyers, Whangarei.
3. The WRC is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.
4. The WRC is interested in all the proceedings.
5. The WRC opposes the relief sought because:
 - a. The Whangarei District Council was entitled to adopt the Hearing Panel's Report dated 20 February 2014 (the Report).
 - b. The Report reflected the evidence presented at the hearing of 18 – 20 November 2013.
 - c. In its Report, the Hearing Panel explored all relevant considerations and analysed PC113 against all relevant Resource Management policies.
 - d. The WRC would be adversely affected by the relief sought by the Appellant.
 - e. PC113 as adopted by the Whangarei District Council is consistent with the conclusions of the Hearing Panel, namely that the Management Plan Technique will appropriately manage all potential adverse effects arising from PC113.

- f. Further, the decision gives effect to the New Zealand Coastal Policy Statement including Objectives 1 and 2 and Policies 1 and 13.
6. The WRC agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signature of person wishing to be a party:



Wayne W Peters
Counsel for the Whangarei Racing Club

Date: 20th May 2014

ADDRESS FOR SERVICE OF PERSON WISHING TO BE A PARTY:

Contact address: Wayne Peters Lawyers, 5th Floor 30-34 Rathbone Street, Whangarei 0110 (P O Box 5053, Whangarei 0140), Telephone (09) 438 8998, Fax (09) 438 8990,
Email: wwp@waynepeterslawyers.co.nz

**BEFORE THE ENVIRONMENT COURT
AUCKLAND**

ENV-2014-AKL-

IN THE MATTER of the Resource Management Act 1991,
Section 274

AND

IN THE MATTER of an Appeal under clause 14 of the Schedule 1
of the Act

BETWEEN Patuharakeke Te Iwi Trust Board
Incorporation

Appellant

AND Whangarei District Council

Respondent

NOTICE OF PARTY'S WISH TO BE A PARTY TO PROCEEDINGS
Dated this 20th day of May 2014

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Counsel Acting: Wayne Peters

NOTICE OF PARTY'S WISH TO BE A PARTY TO PROCEEDINGS**TO THE REGISTRAR**

Environment Court

DX: CX 10086

AUCKLAND

1. The Whangarei Racing Club (WRC) wishes to be a party to the following proceedings: Patuharakeke Te Iwi Trust Board Incorporation (Appellant) in a Notice of Appeal to Environment Court against decision on Private Plan Change 113 (PC113).
2. The WRC is represented by Wayne Peters of Wayne Peters Lawyers, Whangarei.
3. The WRC is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.
4. The WRC is interested in all the proceedings.
5. The WRC opposes the relief sought because:
 - a. The Whangarei District Council was entitled to adopt the Hearing Panel's Report dated 20 February 2014 (the Report).
 - b. The Report reflected the evidence presented at the hearing of 18 – 20 November 2013.
 - c. In its Report, the Hearing Panel explored all relevant considerations and analysed PC113 against all relevant Resource Management policies.
 - d. In particular, the conclusions within the Report as adopted by the Whangarei District Council are not inconsistent with the principles of the Treaty of Waitangi or sections 5(2), 6(e), 7(a) and 8 of the Resource Management Act 1991.
 - e. The WRC would be adversely affected by the relief sought by the Appellant.

6. The WRC agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signature of person wishing to be a party:



Wayne W Peters
Counsel for the Whangarei Racing Club

Date: 20th May 2014

ADDRESS FOR SERVICE OF PERSON WISHING TO BE A PARTY:

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0110 (P O Box 5053, Whangarei 0140), Telephone (09) 438 8998, Fax (09) 438 8990,
Email: wwp@waynepeterslawyers.co.nz

**BEFORE THE ENVIRONMENT COURT
AUCKLAND**

ENV-2014-AKL-

IN THE MATTER of the Resource Management Act 1991,
Section 274

AND

IN THE MATTER of an Appeal under clause 14 of the Schedule 1
of the Act

BETWEEN **Colleen Prendergast**

Appellant

AND **Whangarei District Council**

Respondent

NOTICE OF PARTY'S WISH TO BE A PARTY TO PROCEEDINGS
Dated this 20th day of May 2014

WAYNE PETERS LAWYERS

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Phone: (09) 438 8998

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Counsel Acting: Wayne Peters

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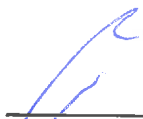
DX: CX10086

AUCKLAND

1. The Whangarei Racing Club (WRC) wishes to be a party to the following proceedings: Colleen Prendergast (Appellant) in a Notice of Appeal to Environment Court against decision on Private Plan Change 113 (PC113).
2. The WRC is represented by Wayne Peters of Wayne Peters Lawyers, Whangarei.
3. The WRC is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.
4. The WRC is interested in all the proceedings.
5. The WRC opposes the relief sought because:
 - a. The Whangarei District Council was entitled to adopt the Hearing Panel's Report dated 20 February 2014 (the Report).
 - b. The Report reflected the evidence presented at the hearing of 18 – 20 November 2013.
 - c. In its Report, the Hearing Panel explored all relevant considerations and analysed PC113 against all relevant Resource Management policies.
 - d. In particular, the format and structure of PC113 as adopted by the Whangarei District Council is appropriate, as is the process for notification within PC113.
 - e. The WRC would be adversely affected by the relief sought by the Appellant.

6. The WRC agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signature of person wishing to be a party:



Wayne W Peters
Counsel for the Whangarei Racing Club

Date: 20th May 2014

ADDRESS FOR SERVICE OF PERSON WISHING TO BE A PARTY:

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