

I MUA I TE KOOTI TAIAO
TĀMAKI MAKAURAU ROHE

IN THE MATTER of the Resource Management Act 1991
("RMA")

AND

IN THE MATTER of an appeal pursuant to clause 14(1) of
Schedule 1 to the RMA

BETWEEN **New Zealand Transport Agency**
Appellant

AND **Whangarei District Council**
Respondent

NOTICE OF PERSON WISHING TO BE PARTY TO PROCEEDINGS

TO: The Registrar
Environment Court
Auckland

1. The New Zealand Refining Company Limited, trading as Refining NZ ("Refining NZ") gives notice of its intention to become a party to the appeal by New Zealand Transport Agency ("NZTA") against certain parts of a decision by Whangarei District Council on the Urban and Services Plan Change to the Whangarei District Plan (the "Plan Change").
2. Refining NZ made a submission¹ on the Plan Change, including in relation to policies now the subject of NZTA's appeal.² Refining NZ operates New Zealand's only oil refinery (the "Refinery") at Marsden Point. In addition, Refining NZ operates the Refinery to Auckland Pipeline. The Refinery is a major regional and national

¹ Submitter #260.

² Submission by Refining NZ, at pp 6-8. Refining NZ sought amendments to policies SD-P16 (now DGD-P16) and SD-P17 (now DGD-P17).

infrastructure resource and Refining NZ is deemed to be a “lifeline utility” pursuant to the Civil Defence Emergency Management Act 2002. The Refinery and the pipeline are recognised as regionally significant infrastructure in both the operative and proposed Northland Regional Plan. As such, it has an interest in the proceedings that is greater than the interest that the general public has.

3. Refining NZ is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
4. Refining NZ is interested in those parts of the appeal that relate to regionally significant infrastructure, in particular, the amendments sought to DGD-P16 New Regionally Significant Infrastructure and DGD-P17 Managing Adverse Effects of Existing Regionally Significant Infrastructure.
5. Refining NZ supports the relief sought by NZTA for the reasons set out in the appeal.
6. Refining NZ agrees to participate in mediation or other alternative dispute resolution of the proceedings.

THE NEW ZEALAND REFINING COMPANY LTD by its
solicitors, ChanceryGreen:



Chris Simmons

31 July 2020
C/- Chris Simmons and Ebony Ellis
ChanceryGreen
PO Box 47516, Ponsonby
Auckland 1144
(09) 357 0600
chris.simmons@chancerygreen.com
ebony.ellis@chancerygreen.com

And to: Whangarei District Council
sarah@sarahshaw.co.nz
mailroom@wdc.govt.nz

And to: New Zealand Transport Agency
Mathew.gribben@buddlefindlay.com

And to: Interested parties