

**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 **Craig Johnston, David Ford and
Robyn Ford**

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 Craig Johnston, David Ford and Robyn Ford ("Johnston and Ford") 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 submission on the Plan Change. 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 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 the appeal in its entirety.
5. Refining NZ opposes the relief sought by Johnston and Ford on the basis that it does not appropriately give effect to the higher-level planning documents and may result in reverse sensitivity type effects.
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

16 July 2020
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And to: Craig Johnston, David Ford and Robyn Ford

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