

BEFORE THE ENVIRONMENT COURT  
AUCKLAND REGISTRY

ENV-2024-AKL-000156

I MUA I TE KOOTI TAIAO O AOTEAROA  
KI TAMAKI MAKAUURAU

**In the Matter** of the Resource Management Act 1991 (**Act**)

**And**

**In the Matter** of an appeal under section 174 of the Act

**Between** Future-Kumeu Incorporated

**Appellant**

**And**

New Zealand Transport Agency Waka Kotahi

**Respondent**

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**Notice of Intention on behalf of Kumeu Central Limited to be a Party to  
Proceedings under s 274 of the Act**

**Dated 2 August 2024**

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Jeremy Brabant  
Barrister  
Level 4, Vulcan Building Chambers  
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Auckland City  
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**To:** The Registrar  
Environment Court  
Auckland

1. Kumeu Central Limited (**KCL**) gives notice that it wishes to be a party to the following appeal:

Future-Kumeu Incorporated v New Zealand Transport Agency Waka Kotahi (ENV-2024-AKL-000156).

2. KCL:

- a. Made a submission on:

- i. North-Western Strategic Network: State Highway 16 Main Road Upgrade Notice of Requirement S2 (**NOR S2**); and
- ii. North-Western Strategic Network: Rapid Transit Corridor Notice of Requirement S3 (**NOR S3**); and

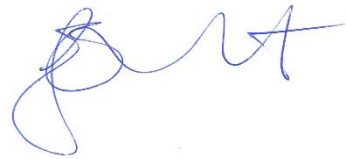
- b. Has an interest in the proceeding that is greater than the interest the general public has as:

- i. KCL owns land at 102 – 104 Main Road, Kumeu located on the corner of Putaki Drive and Main Road and extending through to adjoin Papatupu Lane which are subject to NOR S2 and NOR S3.
- ii. KCL has appealed against the same or similar NOR S2 and NOR S3 conditions the subject of this appeal and therefore has a direct interest in the relief sought.
- iii. As an appellant and affected landowner, KCL will be directly affected by amendments to the NOR S2 and NOR S3 conditions arising from the appeal.
- iv. The appeals engage with the same or similar substantive matters and are likely to be case managed together.

3. KCL is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
4. KCL is interested in the entirety of the appeal to the extent that the relief sought could:
  - a. Impact the KCL land either directly or as a consequence of any amendment to the designation boundary; and
  - b. Result in amendments to conditions which:
    - i. KCL has appealed directly; and/or
    - ii. Affect all landowners subject to NOR S2 and NOR S3.
5. KCL generally supports the relief sought to the extent that Future-Kumeu Incorporated's relief is the same or similar to KCL as:
  - a. It will promote the sustainable management of natural and physical resources;
  - b. Will achieve the efficient use and development of natural and physical resources;
  - c. Is the most appropriate way to achieve the purpose of the RMA;
  - d. Satisfies the requirements of s 171 of the RMA;
  - e. Gives effect to the relevant high order planning documents; and
  - f. Appropriately avoid, remedy, or mitigate adverse effects on the environment.

6. KCL agrees to participate in mediation or other alternative dispute resolution of the appeal.

**Signature:** **Kumeu Central Limited** by its authorised agent:



**Jeremy Brabant**

**Date:** 2 August 2024

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*Advice*

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

