

IN THE ENVIRONMENT COURT  
AUCKLAND

ENV-2024-AKL-000200

I MUA I TE KOOTI TAIAO O AOTEAROA  
I TE TĀMAKI MAKĀURAU ROHE

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

AND

IN THE MATTER of an appeal under clause 14 of schedule 1 of the Act

BETWEEN SIMPLICITY LIVING LIMITED

Appellant

AND AUCKLAND COUNCIL

Respondent

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NOTICE OF PORT OF AUCKLAND LIMITED'S  
INTENTION TO BE A PARTY TO PROCEEDINGS

11 OCTOBER 2024

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Russell  
McAugh

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**TO:** The Registrar of the Environment Court at Auckland

**PORT OF AUCKLAND LIMITED ("POAL")** wishes to be a party to an appeal by Simplicity Living Limited ("**Simplicity**") against parts of the decisions the Auckland Council ("**Council**") on proposed Plan Change 79: Amendments to Transport Provisions ("**PC79**").

**Nature of interest**

1. POAL made a further submission on PC79.
2. POAL also has an interest in PC79 that is greater than the interest of the general public has because POAL owns land and assets within the Auckland region that are affected by PC79, which includes specific provisions for accessible parking requirements for POAL's activities.
3. POAL is not a trade competitor for the purposes of section 308C, 308CA or 308D of the RMA.

**Extent of interest**

4. POAL is interested in all the proceedings, but in particular Standard E27.6.3.2(A), which outlines the manner in which requirements for Accessible parking is to be provided on-site, and Chapter M, Appendix 23 which outlines parking demand guidelines to calculate the number of required accessible car parking spaces.
5. POAL is neutral in relation to the outcome of Simplicity's appeal, except insofar as to ensure that the provisions continue to exclude any requirement for a minimum number of accessible car parking spaces to be provided for POAL's activities.

**Relief sought**

6. POAL seeks to ensure that the provisions of PC79 continue to exclude any requirement for a minimum number of accessible car parking spaces to be provided for POAL's activities.

**Alternative dispute resolution**

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

**PORT OF AUCKLAND LIMITED** by its solicitors  
and authorised agents Russell McVeagh:



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**Signature:** D J Minhinnick / A H Wouters

**Date:** 11 October 2024

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**TO:** The Registrar of the Environment Court at Auckland.

**AND TO:** The Appellant.

**AND TO:** The Respondent.