

**BEFORE THE ENVIRONMENT COURT
AT AUCKLAND**

**I MUA I TE KŌTI TAIAO O AOTEAROA
KI TĀMAKI MAKĀURAU ROHE**

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

AND

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

BETWEEN **WHITFORD RESIDENTS AND RATEPAYERS
ASSOCIATION**
ENV-2024-AKL-000107

Appellant

AND

AUCKLAND COUNCIL

Respondent

SECTION 274 NOTICE FOR AUCKLAND COUNCIL (AS SUBMITTER)

Dated: 11 June 2024

Matthew Allan / Rowan Ashton
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AUCKLAND

BROOKFIELDS
LAWYERS

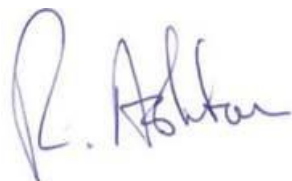
TO: The Registrar
Environment Court
Auckland

COPY TO: Auckland Council (as Respondent)

1. Auckland Council as Submitter (**ACS**) wishes to be a party to the following proceedings:
 - (a) *Whitford Residents and Ratepayers Association v Auckland Council* (ENV-2024-AKL-000107).
2. ACS made a submission on Private Plan Change 88 (**PPC 88**). ACS presented a joint case with Auckland Transport on PPC 88.
3. ACS is not a trade competitor for the purposes of section 308C of the RMA.
4. ACS received notice of the Decision on 12 April 2024, and notice of the reissued Decision on 23 April 2024. ACS has lodged its own appeal against the Decision (ENV-2024-AKL-000106).
5. ACS is interested in the entire appeal.
6. ACS supports the relief sought as far as it is consistent with the relief sought by ACS's appeal because the Decision and the proposed provisions of PPC 88 in their present form:
 - (a) Fail to promote the sustainable management of natural and physical resources, and are otherwise inconsistent with Part 2 of the RMA;
 - (b) Will not manage or enable the efficient and integrated use, development and protection of natural and physical resources;
 - (c) Do not satisfy the requirements of sections 32 and 32AA of the RMA;
 - (d) Will not give effect to higher order planning instruments in accordance with section 75 of the RMA;
 - (e) Will not assist the Respondent to achieve its statutory functions under the RMA, including (without limitation) its function under section 30(1)(gb) relating to the strategic integration of infrastructure with land use, contrary to section 72 of the RMA; and

- (f) Will not avoid, remedy or mitigate adverse effects on the environment.
- 7. ACS agrees to participate in mediation or other alternative dispute resolution of the proceedings.

DATED the 11th day of June 2024

A handwritten signature in blue ink, appearing to read 'R. Ashton', is written over a horizontal line.

Matthew Allan / Rowan Ashton

Counsel for Auckland Council (as Submitter)

Address for service of person wishing to be a party:

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Contact person: Matthew Allan / Rowan Ashton