

IN THE ENVIRONMENT COURT OF NEW ZEALAND
AUCKLAND REGISTRY

I TE KŌTI TAIAO O AOTEAROA
TĀMAKI MAKAURAU ROHE

ENV-2024-AKL-000156

IN THE MATTER the Resource Management Act 1991 (RMA)

AND

IN THE MATTER of an appeal under section 174 of the RMA

BETWEEN **FUTURE-KUMEU INCORPORATED**

Appellant

AND **NEW ZEALAND TRANSPORT AGENCY WAKA
KOTAHI (NZTA)**

Respondent

**NOTICE OF PRICE PROPERTIES LIMITED WISH TO BE PARTY TO
PROCEEDINGS PURSUANT TO SECTION 274 OF THE RMA
02/08/2024**

Harkness Henry

SPECIALIST LAWYERS

Hamilton | Cambridge | Paeroa

www.harknesshenry.co.nz

Phone (07) 838 2399
Fax (07) 839 4043
Address Level 8, KPMG Centre,
85 Alexandra Street, Hamilton 3204
Mail Private Bag 3077, Hamilton 3240,
New Zealand, DX GP 20015

Counsel Acting:
Charlotte Muggeridge
charlotte.muggeridge@harkness.ac.nz

NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

Section 274, Resource Management Act 1991

To The Registrar
Environment Court
Auckland

Name of Person who wishes to be Party

1 Price Properties Limited wishes to be a party to the following proceedings:
**ENV-2024-AKL-000156 - Future-Kumeu Incorporated v Waka Kotahi
New Zealand Transport Agency** being an appeal against part of the
decision on the notices of requirement for:

- (a) (HS) Huapai Rapid Transit Station;
- (b) (KS) Kumeū Rapid Transit Station;
- (c) (S2) Alteration to designation 6766 State Highway 16 Main
Road Upgrade; and
- (d) (S3) Rapid Transit Corridor.

(together Designations)

2 Price Properties Limited made a submission on the above four notices of
requirement in the designation hearing (submitter 13(HS), 18(KS), 32(S2),
73(S3)). Price Properties Limited owns 329 Main Road, Huapai (**the
Property**).

Trade competition

3 Price Properties Limited is not a trade competitor for the purposes of
section 308C or 308CA of the Resource Management Act 1991.

Interest in Proceedings and position on relief sought

4 Price Properties Limited is interested in part of the proceedings, in
particular, notice of requirement S2 - Alteration to designation 6766 State
Highway 16 Main Road Upgrade. Price Properties Limited will be
adversely affected by S2, which is located on the whole of the Property.

5 Price Properties Limited supports the relief sought by Future-Kumeu
Incorporated for the following reasons:

- (a) The S2 notice of requirement fails to promote the sustainable management of natural and physical resources or meet the reasonably foreseeable needs of future generations. The designations are also contrary to Part 2 of the RMA;
- (b) Master planning (including flooding effects) has not been undertaken adequately for the extent of land being designated.
- (c) There has been a lack of consultation with landowners and the decision rejects further suggested consultation.
- (d) There has not been an adequate assessment of alternative sites, routes, or methods to justify the location of S2, nor has S2 been provided with a lapse period.

Dispute resolution

6 Price Properties Limited agrees to participate in mediation or other alternative dispute resolution of the proceedings.



.....

Solicitor for Price Properties Limited wishing to be a Party

Date: 02 August 2024

Address for service of Person wishing to be a Party

Harkness Henry

8th Floor, KPMG Tower, 85 Alexandra Street, Hamilton

Private Bag 3077

HAMILTON 3240

Telephone: 07 838 2399

Contact person: Charlotte Muggeridge

Email: charlotte.muggeridge@harkness.co.nz

Advice

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