

**IN THE ENVIRONMENT COURT
AT WELLINGTON**

**I TE KŌTI TAIAO O AOTEAROA
KI TE WHANGANUI-A-TARA**

Decision No. [2021] NZEnvC 114

IN THE MATTER OF

an appeal under clause 14(1) of the
First Schedule to the Resource
Management Act 1991

BETWEEN

MAUNGAHARURU-TANGITŪ TRUST
(ENV-2015-WLG-054)

Appellant

AND

HASTINGS DISTRICT COUNCIL

Respondent

Date of Issue: 3 August 2021

**ADDENDUM TO DECISION NO [2021] NZEnvC 98
OF THE ENVIRONMENT COURT**



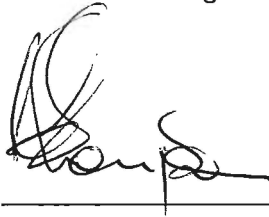
Introduction

[1] In a decision issued on 12 July 2021, the Court made a revised decision on various issues, following an appeal to the High Court.

[2] In a Memorandum dated 28 July 2021, Counsel for the Hastings District Council asked the Court to clarify what it had said at paragraph [104] of that decision about the two peaks that are part of the ridgeline of Maungaharuru. We regret that we did not give that detail in the decision as to which of the two extents (defined by contour lines) contended for by the parties should be given effect to.

[3] We confirm that it is our clear view that the higher contours – ie the 1280m contour for MTT 90 and the 1260m contour for MTT 91 - should be given effect to. We are satisfied that that contour will preserve the values sought to be protected by the Trust without imposing any significant (and certainly not unreasonable) restrictions on the landowners in terms of their reasonable expectations of their use of the land for their farming operations.

Dated at Wellington this 3rd day of August 2021



C J Thompson
Alternate Environment Judge

