

**IN THE ENVIRONMENT COURT  
AT AUCKLAND**

**ENV-2016-AKL-000272**

**UNDER THE** Resource Management Act 1991 ("**RMA**") and the  
Local Government (Auckland Transitional  
Provisions) Act 2010 ("**LGATPA**")

**IN THE MATTER** of an appeal under section 157(1) of the LGATPA

**AND**

**IN THE MATTER** of section 274 of the RMA

**AND**

**IN THE MATTER** of hearing Topic 074 – Designations ("**Topic 074**")  
of the Proposed Auckland Unitary Plan

**BETWEEN** **JAMES CHRISTOPHER MAWSON**

Appellant

**AND**

**AUCKLAND TRANSPORT**

Respondent

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**NOTICE OF BUNNINGS LIMITED'S WISH TO BE PARTY TO PROCEEDINGS**

**3 FEBRUARY 2017**

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**RUSSELL McVEAGH**

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**To:** the Registrar of the Environment Court at Auckland

**And to:** the Appellant

**And to:** Auckland Transport

**BUNNINGS LIMITED ("Bunnings")** wishes to be a party to an appeal by James Christopher Mawson ("**Appellant**") against part of a decision by Auckland Transport to reject a recommendation by the Independent Hearings Panel ("**Panel**") in relation to Designation 1453 of the Proposed Auckland Unitary Plan ("**Unitary Plan**").

#### **Nature of interest**

1. Bunnings is the leading retailer of home improvement and outdoor living products in Australasia. Bunnings operates ten warehouses, two smaller format stores, and two trade centres in the Auckland Region and is undertaking further retail development.
2. Bunnings addressed Designation 1453 in its submission on the Unitary Plan.
3. Bunnings is not a trade competitor for the purposes of section 308C of the RMA.

#### **Extent of interest and reasons**

4. Bunnings is interested in the entirety of the proceedings and supports the Appellant's appeal for the following reasons:
  - (a) retaining Designation 1453 does not promote the purpose of the RMA and will be contrary to Part 2 and other provisions of the RMA;
  - (b) retaining Designation 1453 is not necessary for achieving the objectives of Auckland Transport;
  - (c) Auckland Transport has not given adequate consideration to alternative sites, routes or methods for undertaking its objectives, as required by the RMA; and
  - (d) the reasons outlined in Bunnings' own appeal in relation to Designation 1453.

#### **Relief sought**

5. Bunnings supports the relief sought by the Appellant and, in particular, seeks that:
  - (a) Designation 1453 be withdrawn in accordance with the Panel Recommendation; and
  - (b) any consequential relief which may be required as a result of allowing all or any aspects of the appeal.

**BUNNINGS LIMITED** by its solicitors and  
authorised agents Russell McVeagh:



**Signature:**

D J Minhinnick

**Date:**

3 February 2017

**Address for Service:**

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**Advice**

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