

**Before the Environment Court
At Wellington
ENV-2016-WLG-000058**

Under the Resource Management Act 1991

In the matter of the direct referral of applications for resource consents by Wellington International Airport Limited to enable the construction, operation and maintenance of an extension to the takeoff runway at Wellington International Airport and associated works (in the CMA at Lyall Bay)

**Memorandum of Counsel for Wellington City Council and Wellington
Regional Council**

Date: 12 March 2018



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MAY IT PLEASE THE COURT

1 The purpose of this memorandum is to respond to the memorandum of Wellington International Airport Limited (**WIAL**) dated 26 February 2019, in accordance with the Seventeenth Minute of the Environment Court, dated 1 March 2018.

2 WIAL has requested that its application be adjourned for 9 months, and that it reports to the Court by 28 September 2018 to advise the progress on the consideration by the Director General of Civil Aviation (**DG**) of the required RESA length for the proposed runway extension.

3 The Wellington City Council (**WCC**) and Wellington Regional Council (**WRC**) (the Councils) do not object to the extension sought by WIAL.

4 The Councils submit that careful consideration of whether any amendments that may be made to the proposal are within scope of the present application will be required at the time of the further reporting date.

Identification of future prejudice issue by WCC

5 By 28 September 2018, two years and three months will have passed since the application was publicly notified on 2 July 2016. Should WIAL obtain the approval of the DG, and the consideration of the current application proceed after 28 September 2018, there may be a number of persons who have become affected by the proposal since it was first notified. WCC suggests that the Court may wish to consider whether there is a need for additional public notification, which would only allow persons who did not originally submit on the application to lodge a submission and join proceedings. This will ensure that there is no prejudice caused by the delay.

6 Due to the present uncertainty of the DG's decision, WCC consider it appropriate to identify this as a potential issue, to be dealt with after 28 September 2018 (if required).

Date: 12 March 2018



K M Anderson / K E Krumdieck

Counsel for Wellington City Council and
Wellington Regional Council

