

**BEFORE THE ENVIRONMENT COURT
AT AUCKLAND**

ENV-2016-AKL-000243

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

A N D

IN THE MATTER of an appeal under section 156 of the **LGATPA** against a decision of the Auckland Council on a recommendation of the Auckland Unitary Plan Independent Hearings Panel ("**Hearings Panel**") on the proposed Auckland Combined Plan ("**Unitary Plan**")

BETWEEN **K Vernon**

Appellant

A N D **Auckland Council**

Respondent

**NOTICE OF WISH TO BE PARTY TO PROCEEDINGS UNDER
SECTION 274 OF RMA**

THE NATIONAL TRADING COMPANY OF NEW ZEALAND LIMITED

Re: Topic 041 – Earthworks and Minerals – Kauri Dieback

Dated this *3rd* day of *October* 2016

**ELLIS GOULD
LAWYERS
AUCKLAND**

**Level 17 Vero Centre
48 Shortland Street, Auckland
Tel: 09 307 2172 / Fax: 09 358 5215
PO Box 1509
DX CP22003
AUCKLAND**

REF: Douglas Allan

Notice of wish to be party to proceedings under section 274 RMA by The National Trading Company of New Zealand Limited

1. The National Trading Company of New Zealand Limited (“**NTC**”), wishes to be a party to that part of the Notice of Appeal ENV-2016-AKL-000243 dated 15 September 2016 by K Vernon to the Environment Court (“**the Appeal**”) against the decision of the Auckland Council on the Auckland Combined (Unitary) Plan (“**the Unitary Plan**”) that concerns Topic 041 – Earthworks and Minerals – Kauri Dieback, .being paragraphs 1 to 6, 99 to 103 and 112 of the Appeal.
2. NTC made a submission about the subject matter of the proceedings and has lodged an appeal with the Environment Court on the topic. The relief sought in the Appeal is consistent with that sought by NTC.
3. NTC is not a trade competitor for the purposes of section 308C or 308CA of the RMA.
4. NTC is interested in and supports all aspects of the Appeal relief relating to the matter identified above, for the reasons set out in its appeal on the same topic.
5. NTC agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signed for and on behalf of The National Trading Company of New Zealand Limited by its solicitors and duly authorised agents Ellis Gould:



D A Allan

Date: this *3rd* day of *October* 2016

Address for Service of Section 274 Party: The offices of **Ellis Gould, Solicitors**, Level 17, The Vero Centre, 48 Shortland Street, Auckland (PO Box 1509, Auckland, 1140), DX CP22003, Phone: 09 307-2172, Facsimile, 09 358-5215. **Attention: D A Allan**, Email: dallan@ellisgould.co.nz