

BEFORE THE ENVIRONMENT COURT AT AUCKLAND

ENV-2018-AKL-000078

IN THE MATTER of the Resource Management Act 1991 (RMA)

AND

IN THE MATTER of direct referral of an application under s87G of the RMA for resource consents for the necessary infrastructure and related activities associated with holding the America's Cup in Auckland

BETWEEN PANUKU DEVELOPMENT LIMITED

Applicant

AND AUCKLAND COUNCIL

Regulatory Authority

**MEMORANDUM OF THE St MARY'S BAY ASSOCIATION INC.
AS TO ITS POSITION IN THIS PROCEEDING
30 AUGUST 2018**

MAY IT PLEASE THE COURT

1. The St Mary's Bay Association Inc. (the SMBA) is an interested party to this proceeding.
2. The SMBA attended mediation on 19, 20 and 30 July 2018. The SMBA's concerns, set out in its submission on the application and in its s274 notice, were traversed in the mediation and either have been addressed in the draft consent conditions circulated by the Applicant or are being raised with the Court by submitters who are more immediately affected. Its primary concerns were the risks posed by the increased numbers of the public likely to be congregating in the vicinity of the remaining tank farm on Wynyard Point during race events, and the legacy issues in respect of the bases on Wynyard Point. Having raised the issues, it is content to leave their resolution to the Court.
3. Accordingly, the SMBA advises the Court that it no longer wishes to take part in the hearing, and seeks leave to be excused from attendances both at the hearing and at any prehearing conferences. It will continue its interest through discussion on management plans in the AM36 community liaison group.
4. The SMBA will abide by the decision of the Court.

DATED this 31st day of August 2018



The St Mary's Bay Association Inc.
by its chairperson David Abbott