

BEFORE THE ENVIRONMENT COURT

ENV-2016-WLG-000058

IN THE MATTER

of the Resource Management Act 1991
(the Act) of Notice of Motion under Section
87G requesting the granting of resource
consents to WELLINGTON
INTERNATIONAL AIRPORT LIMITED for
the WELLINGTON INTERNATIONAL
AIRPORT EXTENSION OF RUNWAY:
CONSTRUCTION, OPERATION AND
MAINTENANCE

**MINUTE OF ENVIRONMENT COURT CONCERNING SECTION 87G DIRECT
REFERRAL**

(2 DECEMBER 2016)

[1] The Court acknowledges receipt of 167 notices of wish to be heard in these proceedings pursuant to s.274 of the Resource Management Act 1991 (RMA), including 6 notices that were filed out of time. A list of parties is attached and a hyperlinked document containing all the section 274 notices will be sent out in due course.

[2] The following parties filed their notices with the Court out of time and require waivers pursuant to s281 RMA. Waiver applications (forms attached) are to be filed in the Court within 10 working days of the date of this minute and must be served on Wellington International Airport Limited as well as the Wellington City and Regional Councils who have the right to reply to any waiver applications within 10 working days of receipt:

- Lucy Gibson;
- Fiona Kidman;
- Marilyn Leighton;
- Lyall Bay Surf Life Saving Club;
- Athol Swan;
- Pauline Swan.



[3] Additionally a s274 notice was filed by Susan Haniel who was not a submitter to the Councils. In order to participate in the Court process Ms Haniel must satisfy the Court that she meets the criteria of s274 (d) or 274 (da) RMA. An application (form attached) is to be filed in the Court within 10 working days of the date of this minute and be served on Wellington International Airport Limited as well as the Wellington City and Regional Councils who have the right to reply to any application within 10 working days of receipt.

[4] The Court will be appointing special advisors to assist any parties who are not represented by counsel. The special advisors will attend an advisory conference or conferences which will be held by the Court during the week of 23 January 2017. The advisors cannot assist with the substance of any party's case but will be able to answer queries relating to Environment Court processes and hearings. For planning purposes, parties who wish to attend an advisory conference are requested to advise the Court in writing by 19 December 2016. A notice advising of the date(s) and venue will issue early in the New Year.

[5] The Court will hold a judicial conference during the week of 7 February 2017 to make directions as to the process towards hearing. Again, a notice advising of the date and venue will issue in the New Year.

[6] The Court will be loading all material received in this proceeding on its website meaning that material will not need to be circulated between parties unless otherwise directed. <https://environmentcourt.govt.nz/cases-online/wellington-international-airport/>

[7] The Court understands that some parties may wish to apply to the Environmental Legal Assistance Fund (ELA Fund) for assistance to participate in these proceedings. Apparently applications to the ELA Fund will close on 17 January 2017. The Court will not delay its proceedings to accommodate any party whose application might be filed after this date. The Court is advised that the ELA Fund's board will sit to consider any applications on 3 February 2017 (this process is outside of the control of the Court). Information on the ELA Fund can be found on its website (<http://www.mfe.govt.nz/more/funding/environmental-legal-assistance-fund>).

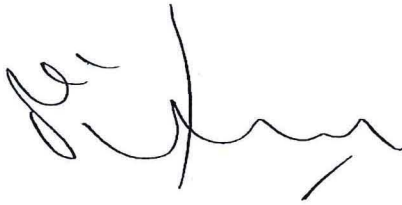
[8] Wellington International Airport Limited is requested to file a list of witnesses which it proposes to call at the Court hearing together with the subject matter of their evidence, a suggested process timetable for a tentative hearing in June 2017 and a suggested agenda for the February judicial conference, by 19 December 2016. This information will be posted on the Court website for comment by other parties.

[9] Information about the Environment Court and its procedures can be found on our website (<http://www.environmentcourt.govt.nz/>) and is also available on the Ministry for the Environment website (<http://www.mfe.govt.nz>).



[10] Please direct any enquires and correspondence to Jennifer Gerritsen, the Case Manager in this matter (Tel: 04 918 8334 or Jennifer.Gerritsen@justice.govt.nz).

DATED at Wellington on the 2nd day of December 2016



B P Dwyer
Environment Judge

