

IN THE MATTER of an appeal under Clause 14 of the First Schedule of the
Resource Management Act 1991

BETWEEN LAKE HAYES LIMITED

Appellant

AND QUEENSTOWN LAKES DISTRICT COUNCIL

Respondent

**NOTICE BY THE OTAGO REGIONAL COUNCIL OF PERSON'S WISH TO BE
PARTY TO APPEAL BY LAKE HAYES LIMITED
Section 274, Resource Management Act 1991
Dated 5 June 2019**

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**NOTICE BY THE OTAGO REGIONAL COUNCIL OF PERSON'S WISH TO BE
PARTY TO APPEAL BY LAKE HAYES LIMITED
Section 274, Resource Management Act 1991**

To The Registrar
Environment Court
Christchurch

1 The **OTAGO REGIONAL COUNCIL**, wishes to be a party to the following proceedings:

1.1 The appeal dated 7 May 2019 by Lake Hayes Limited from the Queenstown Lakes District Council's decisions on the proposed Queenstown Lakes District Plan ("PDP").

2 The **OTAGO REGIONAL COUNCIL** is:

2.1 A local authority.

2.2 A person who made a submission on Chapter 3 Strategic Direction and Chapter 6 Landscape and Rural Character and Chapter 25 Earthworks of the PDP.

3 The **OTAGO REGIONAL COUNCIL** is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.

4 The **OTAGO REGIONAL COUNCIL** is interested in all of the proceedings.

5 Without derogating from paragraph 4, the **OTAGO REGIONAL COUNCIL** is particularly interested in the Appellant's appeal on Chapters 6, 24, 25 and 27.

6 The **OTAGO REGIONAL COUNCIL**—

6.1 Oppose the changes sought to Chapter 6 which:

(1) Relitigate matters which are the subject of Topic 1 and Topic 2 of the Stage 1 appeals;

(2) Fail to give effect to:

(i) Section 6(b) and Section 7(c) and (f) of the Act;

- (ii) The Operative and Proposed Regional Policy Statements;
- (iii) The settled objectives and policies of the PDP.

6.2 Opposes changes to Chapter 24 that fail to give effect to:

- (1) Part 2 of the Act;
- (2) The Partially Operative Regional Policy Statement 2019 and the relevant provisions of the Operative Regional Policy Statement 1998;
- (3) The Proposed Regional Policy Statement;
- (4) The settled objectives and policies of the PDP, in particular the objectives and policies in Chapters 3 and 6; or
- (5) Protect and maintain landscape values.

6.3 Opposes the relief sought to Chapter 25 because:

- (1) It does not promote sustainable management and is contrary to Part 2 of the Act;
- (2) It fails to give effect to the Partially Operative Regional Policy Statement 2019 and the relevant provisions of the Operative Regional Policy Statement 1998;
- (3) It fails to give effect to the Proposed Regional Policy Statement;
- (4) It fails to give effect to the objectives and policies of the PDP;
- (5) It is inconsistent with the Regional Plan: Water for Otago;
- (6) It is inconsistent with the Regional Plan: Air for Otago;
- (7) If granted, the relief would fail to adequately manage earthworks.

6.4 Opposes changes to Chapter 27 that:

- (1) Do not promote sustainable management and are therefore contrary to Part 2 of the Act;

- (2) Do not give effect to the Partially Operative Regional Policy Statement 2019 and the relevant provisions of the Operative Regional Policy Statement 1998;
- (3) Do not give effect to the Proposed Regional Policy Statement;
- (4) Do not give effect to the settled objectives and policies of the PDP, in particular the objectives and policies in Chapters 3 and 6;
- (5) Weaken the protection of rural landscapes and rural amenity;
- (6) Encourage undesirable residential activities in rural areas and result in adverse effects on the environment including reverse sensitivity effects and rural fragmentation.

7 The **OTAGO REGIONAL COUNCIL** agrees to participate in mediation or other alternative dispute resolution of the proceedings.



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T M Sefton
Solicitor for the Otago Regional Council

Date: 5 June 2019

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