

**In the Environment Court of New Zealand
Christchurch Registry**

**I Te Kooti Taiao O Aotearoa
Ōtautahi Rohe**

ENV-2019-CHC-095

Under the Resource Management Act 1991 (the Act)

In the matter of an appeal under clause 14(1) of the First Schedule of the Act

Between **Henley Downs Farm Holdings Limited and Henley Downs
Land Holdings Limited**
Appellant

And **Queenstown Lakes District Council**
Respondent

**Notice of New Zealand Transport Agency's wish to be party to
proceedings**

Dated 5 June 2019

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To the Registrar
Environment Court
Christchurch

- 1 The New Zealand Transport Agency (**'Transport Agency'**) wishes to be a party to an appeal by Henley Downs Farm Holdings Limited and Henley Downs Land Holdings Limited (**'Jacks Point'**) against the decisions of the Queenstown Lakes District Council on Stage 2 of the Proposed Queenstown Lakes District Plan Review (**'Proposed Plan'**) (Court reference ENV-2019-CHC-095).
- 2 The Transport Agency:
 - a made a submission (number 2538) about the subject matter of the proceedings; and
 - b is tasked with managing the State highway system, including planning, funding, maintenance and operations.¹ It, therefore, has an interest in the proceedings that is greater than the general public has, and stands to be affected by the amendments sought in the appeal if those amendments are granted.
- 3 The Transport Agency is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
- 4 The Transport Agency is interested in part of the proceedings, being those aspects of the appeal that are set out below at paragraph 5 of this notice.
- 5 The Transport Agency is interested in the amendment sought by Jacks Point to the Transport Chapter (Chapter 29) of the Proposed Plan, in particular, to amend Rule 29.4.11 High Traffic Generating Activities to exempt its application to the Jacks Point Zone and to new land-use or subdivision activity where the associated trip generation and transport effects are the same, similar, or less in character, intensity and scale, to those identified in an existing resource consent or district plan provision that were approved on the basis of an Integrated Transport Assessment.
- 6 The Transport Agency opposes the amendment sought by Jacks Point to the Transport Chapter (Chapter 29) and the High Traffic Generating Activity Rule (Rule 29.4.11) for the following reasons:

¹ Under section 95 of the Land Transport Management Act 2003.

- a the Rule recognises that high traffic generating activities can adversely affect the transport system;
 - b the Rule promotes measures to limit traffic generation and promote the uptake of public and active transport;
 - c if the Rule does not apply to the Jacks Point Zone (or other exempted land-use or subdivision activity), the adverse effects of the development on the transport system and connections into that system may not be appropriately managed.
- 7 The Transport Agency agrees to participate in mediation or other alternative dispute resolution of the proceedings.



Nicola McIndoe

Counsel for the New Zealand Transport Agency

Dated 5 June 2019

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