

**IN THE ENVIRONMENT COURT  
CHRISTCHURCH REGISTRY**

**ENV-2020-CHC-000034**

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

**AND**

**IN THE MATTER** of an appeal under Clause 14(1) of  
Schedule 1 of the Act

**BETWEEN** Omaka Valley Group Inc  
**Appellant**

**AND** Marlborough District Council  
**Respondent**

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**NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS**  
*Section 274 of the Act*

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**HOLLAND BECKETT**  
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**TO:** The Registrar  
Environment Court  
**CHRISTCHURCH**

1. **Trustpower Limited (Trustpower)** wishes to be a party to the following proceedings:
  - (a) ENV-2020-CHC-000034, *Omaka Valley Group Inc v Marlborough District Council*, an appeal under Clause 14(1) of Schedule 1 of the Act on the Proposed Marlborough Environment Plan (the **Plan**).
2. Trustpower made a submission about the subject matter of the proceedings.
3. Trustpower is not a trade competitor for the purposes of section 308C or 308CA of the Act.
4. Trustpower is interested in part of the proceedings.
5. The parts of the proceedings Trustpower is interested in are the appellant's reasons for appeal and relief sought with respect to:
  - (a) Objectives 14.3 and 14.4;
  - (b) Policy 14.3.3; and
  - (c) Alternative wording or relief and any consequential relief, in relation to these matters.
6. Trustpower is interested in the following particular issues:
  - (a) The parts of the decisions appealed and the appellant's reasons for appeal and relief sought insofar as it relates to matters which may impact the operation of Trustpower's hydro-electric power schemes, and changing the Plan in a manner which is inconsistent with Trustpower's submission and its own appeal.

7. Trustpower opposes the relief sought with respect to Objectives 14.3 and 14.4, for the following reasons:
  - (a) The appellant seeks amendments to the explanation of Objective 14.3 to weaken the provision for activities that are reliant on the rural resource and are significant contributors to the economic and social wellbeing of the Region. As an owner and operator of hydro-electricity generation infrastructure, Trustpower opposes the relief as it is important to provide for activities which are regionally significant and which need to take place in a rural environment.
  - (b) The appellant seeks that the notified version of Objective 14.4 be reinstated so that rural character and amenity values are maintained and enhanced, rather than maintained or enhanced where appropriate. This relief is inappropriate as the requirements are too onerous and not required by the Act.
  
8. Trustpower supports the relief sought with respect to Policy 14.3.3, for the following reason:
  - (a) Policy 14.3.3 is to ensure that the effects of rural activities on a series of matters are managed. The appellant seeks a series of amendments to Policy 14.3.3, including to restrict the policy's application to activities requiring a resource consent and to change the direction of the policy to avoid, remedy or mitigate adverse effects. This relief is appropriate and consistent with s 5 of the Act.
  
9. Trustpower agrees to participate in mediation or other alternative dispute resolution of the proceedings.

**Signature:**



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Vanessa Hamm  
Counsel for Trustpower Limited

**Date:** 8 June 2020

**Address for service of  
Trustpower Limited:**

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**Contact person:**

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*Advice*

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.