

**IN THE ENVIRONMENT COURT OF NEW ZEALAND
CHRISTCHURCH REGISTRY**

**I TE KŌTI TAIAO O AOTEAROA
ŌTAUTAHI ROHE**

ENV-2020-CHC-57

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under clause 14(1) of schedule 1 of the Act

BETWEEN **KIWIRAIL HOLDINGS LIMITED**

Applicant

AND **MARLBOROUGH DISTRICT COUNCIL**

Respondent

NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

Dated this 25th day of May 2020

**Marlborough Forest Industry Association
Incorporated**

Attn: Vern Harris
PO Box 602
Blenheim 7240

NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

Section 274, Resource Management Act 1991

To The Registrar
Environment Court
Christchurch

Name of Person who wishes to be Party

- 1 Marlborough Forest Industry Association Incorporated (the "Association") wishes to be a party to the following proceedings: ENV-2020-CHC-57, an appeal by KiwiRail Holdings Limited against parts of the Marlborough District Council's decision on the proposed Marlborough Environment Plan.
- 2 The Association says that it is:
 - (a) a person who has an interest in the proceedings that is greater than the interest that the general public has (a body representing the interests of the forestry industry in the region);
 - (b) a person who made a submission about the subject matter of the proceedings.

Trade competition

- 3 The Association is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.

The Proceedings

- 4 The Association is interested in part of the proceedings.
- 5 The part of the proceedings the Association is interested in is rule 3.3.6.2 in chapter 3 of volume 2.

Particular Issues


- 6 The Association is interested in the following particular issues:
 - (a) Whether to introduce a standard 10m setback from the rail corridor in the Rural Environment Zone.

Relief sought

- 7 The Association conditionally opposes the relief sought because:
- (a) The proposed restriction would significantly reduce the area of land available for plantation as a permitted activity.
 - (b) There is little discernible environmental benefit from the proposed amendment.
 - (c) The proposed amendment will not provide for efficient resource management.

Dispute resolution

- 8 The Association agrees to participate in mediation or other alternative dispute resolution of the proceedings.



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Vernon Arthur Harris

Executive Officer for the Association

Date: 25/5/20

Address for service of Person wishing to be a Party

Marlborough Forest Industry Association Incorporated

Attn: Vern Harris

PO Box 602

BLENHEIM 7240

Telephone: 03 578 1733/0272510097

Fax/Email: vern.forest@xtra.co.nz

Contact person: Vern Harris

Note to person wishing to be a party

You must lodge the original and 1 copy of this notice with the Environment Court within 15 working days after–

- the period for lodging a notice of appeal ends, if the proceedings are an appeal; or
- the decision to hold an inquiry, if the proceedings are an inquiry; or
- the proceedings are commenced, in any other case.

Your right to be a party to the proceedings in the Court may be limited by the trade competition provisions in section 274(1) and Part 11A of the Resource Management Act 1991. The notice must be signed by you or on your behalf.

You must serve a copy of this notice on the relevant local authority and the person who commenced the proceedings within the same 15 working day period and serve copies of this notice on all other parties within 5 working days after that period ends.

However, you may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing or service requirements (*see form 38*).

Advice

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