

**BEFORE THE ENVIRONMENT COURT
AT CHRISTCHURCH**

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

ENV-2020-CHC-68

IN THE MATTER

of the Resource Management Act
1991 (*the Act*)

AND

IN THE MATTER

of an appeal pursuant to Schedule 1,
clause 14 of the Act in relation to
the Proposed Marlborough
Environment Plan

BETWEEN

**TRANSPower NEW ZEALAND
LIMITED**

Appellant

AND

**MARLBOROUGH DISTRICT
COUNCIL**

Respondent

**NOTICE OF KĀINGA ORA–HOMES AND COMMUNITIES WISH TO
BE PARTY TO PROCEEDINGS UNDER SECTION 274 OF THE ACT**

Dated: 8 June 2020

GREENWOOD ROCHE
LAWYERS
CHRISTCHURCH
Solicitor: L J Semple
(lauren@greenwoodroche.com)

Level 3, Kettlewell Lane
680-690 Colombo Street
Christchurch 8011
PO Box 139
Christchurch 8140

To: The Registrar
Environment Court
Christchurch

- 1 Kāinga Ora–Homes and Communities (*Kāinga Ora*) gives notice under section 274 of the Act that it wishes to be a party to these proceedings, being *Transpower New Zealand Limited v Marlborough District Council* (ENV-2020-CHC-68) (*the Appeal*).
- 2 The Appeal is in respect of parts of a decision made by the Marlborough District Council, as delegated to the Independent Hearings Panel, related to the provisions of the Marlborough Environment Plan (*the Plan*) intended to manage the interface between urban development and the operation and development of the National Grid (*the Decision*).
- 3 Kāinga Ora has an interest in the proceedings that is greater than the interest of the general public. Kāinga Ora is a significant landowner within the Marlborough District and has responsibility for the provision and maintenance of a considerable portion of the District’s existing and future social housing infrastructure.
- 4 Kāinga Ora is not a trade competitor for the purposes of section 308C or 308CA of the Act.
- 5 Kāinga Ora is interested in the following parts of the proceedings:
 - (a) Policy 4.2.2.
 - (b) Policy 4.2.3.
 - (c) Method 4.M.9.
 - (d) The proposed new non-complying activity rule in Volume 2, Chapter 24 - Subdivision as set out in the Notice of Appeal.
 - (e) Planning Maps – National Grid Transmission Lines.
- 6 In particular, Kāinga Ora is interested to ensure that the Plan provides for an appropriate balance between managing the potential for reverse sensitivity effects and enabling the efficient use of land

and infrastructure by providing appropriately for urban development.

- 7 Kāinga Ora opposes the relief sought by the Appellant in respect of those parts of the proceedings identified in paragraph 5(a)-(d) above because if the relief sought is granted, and the Decision modified as sought, the Decision:
- (a) will be contrary to the sustainable management of natural and physical resources;
 - (b) will be inconsistent with the purpose and principles of the Act;
 - (c) will in those circumstances impact on the ability of people and communities to provide for their social, economic and cultural wellbeing; and
 - (d) will not provide for the efficient use and management of natural and physical resources.
- 8 Kāinga Ora supports the relief sought by the Appellant in respect of that part of the proceeding identified in paragraph 5(e) above to amend the Overlay Maps to show the National Grid Transmission Lines.
- 9 Kāinga Ora agrees to participate in mediation or other alternative dispute resolution of the proceedings.

DATED this 8th day of June 2020



L J Semple

Counsel for Kāinga Ora–Homes and Communities

Address for service:

Kāinga Ora–Homes and Communities
C/- Greenwood Roche
Level 3, Kettlewell Lane
PO Box 139
Christchurch 8140
Attention: Lauren Semple

Phone: (03) 353 0570

Email: lauren@greenwoodroche.com
Claire.Kirman@kaingaora.govt.nz