

**BEFORE THE ENVIRONMENT COURT**

**ENV-2020-CHC-000068**

**AT CHRISTCHURCH**

**I MUA I TE KOOTI TAIAO**

**IN THE MATTER**

of an appeal under clause 14  
of Schedule 1 of the Resource  
Management Act 1991

**BETWEEN**

**Transpower New Zealand  
Limited**

*Appellant*

**AND**

**Marlborough District  
Council**

*Respondent*

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**NOTICE OF WISH TO BE A PARTY TO PROCEEDINGS BY THE  
MINISTER OF CONSERVATION**

**Dated: 8 June 2020**

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Department of Conservation

Solicitor/Counsel acting: M Pemberton/D van Mierlo

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## **Notice of person's wish to be a party to proceedings**

### **Section 274 Resource Management Act 1991**

To: The Registrar  
Environment Court  
CHRISTCHURCH

1. The **Minister of Conservation** (the **Minister**) wishes to be a party to the following proceedings:
  - 1.1. Transpower New Zealand Limited v Marlborough District Council.
2. The Minister made submissions and appeared at the Council hearing on the proposed Marlborough Environment Plan (the Plan).
3. The Minister is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 (RMA).
4. The Minister has an interest greater than the interest the general public has, specifically regarding conservation values and the implementation of the New Zealand Coastal Policy Statement.
5. The Minister is interested in all of the proceedings, but has a particular interest in parts of the appeal relating to:
  - 5.1.1. Policy 4.2.3
  - 5.1.2. Policy 6.2.1
  - 5.1.3. Policy 6.2.2
  - 5.1.4. Policy 6.2.3
  - 5.1.5. Policy 7.2.5
  - 5.1.6. Policy 7.2.6
  - 5.1.7. Policy 8.3.3
  - 5.1.8. Policy 13.1.1

6. The Minister **opposes** the relief sought.

***Relief opposed***

7. The Minister opposes the relief sought in relation to the following provisions:

7.1. Policy 4.2.3 and Policies 6.2.1, 6.2.2 and 6.2.3, Policies 7.2.5 and 7.2.6, Policy 8.3.3, and Policy 13.1.1: Reference sought to Policy 4.2.3 taking precedence over any other provision of the Plan is not supported. The direction given by the NPSET to seek to avoid, should not exempt development of the National Grid from the requirement to avoid adverse effects as directed by NZCPS Policies 11, 13 and 15, and subsequent Policies in this Plan in the first instance.

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



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Matt Pemberton/Dean van Mierlo  
Solicitor/Counsel for the Minister of Conservation

8 June 2020

Address for service of person wishing to be a party:

**Minister of Conservation**  
Planning Shared Services  
Department of Conservation  
Private Bag 4715, Christchurch Mail Centre, Christchurch 8140

*Contact persons*  
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And

Matt Pemberton, Senior Solicitor – Legal Services  
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### **Advice**

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