

**In the Environment Court
at Christchurch**

**ENV-2018-CHC-249
ENV-2018-CHC-277
ENV-2018-CHC-291**

In the Matter

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

And

In the Matter

of the Dunedin Second Generation
District Plan

And

In the Matter

an appeal under clause 14(1),
Schedule 1 of the Act

Between

Transpower New Zealand Limited
(ENV-2018-CHC-249)

Aurora Energy Limited (ENV-2018-
CHC-277)

BP Oil New Zealand Limited,
Mobile Oil New Zealand Limited
and Z Energy Limited (ENV-2018-
CHC-291)

Appellants

And

Dunedin City Council

Respondent

Notice of Te Rūnanga o Ngāi Tahu Withdrawing Section 274 Interests

Dated: 28 May 2019

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lane neave.

May it please the Court:

1. We act for Te Rūnanga o Ngāi Tahu (**Te Rūnanga**) in relation to their appeal on the Dunedin Second Generation District Plan (**Proposed Plan**) (ENV-2018-CHC-256) and their section 274 interests in Proposed Plan appeals ENV-2018-CHC230, ENV-2018-CHC-249, ENV-2018-CHC-277 and ENV2018-CHC-291.
2. Te Rūnanga seeks to withdraw its section 274 interests under the following Topics:
 - (a) Group 2 – Bulk Fuel Storage and Distribution, specifically:
 - (i) BP Oil New Zealand Limited and Other's appeal of the Planning Map, Zoning, definitions in section 1.4 and Policies, Rules and Assessment matters in Sections 2 (Strategic Directions) and 9 (Public Health and Safety) [ENV-2018-CHC-291];
 - (b) Group 2 – Reverse Sensitivity, specifically:
 - (i) Transpower New Zealand Limited's appeal of the definition of reverse sensitivity at 1.5.2 and any associated amendments [ENV-2018-CHC-249]; and
 - (ii) BP Oil New Zealand Limited and Others' appeal of the definition of reverse sensitivity at 1.5.2 and associated amendments to Sections 16 (Rural) and 19 (Industrial Zones) [ENV-2018-CHC-291];
 - (c) Group 3 – Hazardous Substances, specifically:
 - (i) Transpower New Zealand Limited's appeal of Policy 9.2.2.12 and Performance Standards 9.3.2, 9.3.4 and 9.4.3 (6) [ENV-2018-CHC-249]; and
 - (ii) BP Oil New Zealand Limited and Others' appeal of Objective 9.2.2.11, Rule 9.3.4, Appendix A6 and proposed new Objective and Overlay [ENV-2018-CHC-291];
 - (d) Group 3 – Industrial Zone Provisions, specifically:

- (i) BP Oil New Zealand Limited and Others' appeal of Objective 19.2.2, Policy 19.2.1.1 and Performance Standards 19.6.4 and 19.6.9 [ENV-2018-CHC-291];
 - (e) Group 3 – Service Station Rules, specifically:
 - (i) (a) BP Oil New Zealand Limited and Others' appeal of Policies 15.2.1.7 and 16.2.1.11 and Appendix 6A [ENV-2018-CHC-291];
 - (f) Group 3 – Tree Rules, specifically:
 - (i) Aurora Energy Limited's appeal of Rules 7.5.2, 7.3 and 7.4 [ENV-2018-CHC-277]; and
 - (g) Group 4 – Nested Table Introduction, specifically:
 - (i) Aurora Energy Limited's appeal of the introduction to the nested tables at section 1.3 [ENV-2018-CHC-277].
3. Upon withdrawing its above section 274 interests, Te Rūnanga considers that it no longer has an interest in the following topics:
- (a) Bulk Fuel Storage and Distribution ;
 - (b) Reverse Sensitivity;
 - (c) Hazardous Substances;
 - (d) Industrial Zone Provisions;
 - (e) Service Station Rules;
 - (f) Tree Rules: and
 - (g) Nested Table Introduction.
- (collectively **Withdrawn Topics**)

4. Te Rūnanga therefore confirms that it will not attend any future mediation on the Withdrawn Topics.

Dated this 28th day of May 2019

A handwritten signature in blue ink, appearing to read 'Joshua Leckie'.

Joshua Leckie/Kelsey Barry
Counsel for Te Rūnanga o Ngāi Tahu