

**BEFORE THE ENVIRONMENT COURT
AT CHRISTCHURCH
I MUA I TE KOOTI TAIAO O AOTEAROA**

ENV-2018-CHC-249

UNDER

The Resource Management Act
1991 (Act)

IN THE MATTER

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

BETWEEN

**TRANSPower NEW ZEALAND
LIMITED**

Appellant

AND

DUNEDIN CITY COUNCIL

Respondent

**PARTIAL WITHDRAWAL OF APPEAL POINTS BY TRANSPower NEW
ZEALAND LIMITED**

DATED 6 DECEMBER 2021

 **Simpson Grierson**
Barristers & Solicitors

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MAY IT PLEASE THE COURT:

1. Transpower New Zealand Limited (**Transpower**) filed an appeal against the decisions of the Dunedin City Council (**Council**) on the Proposed Second Generation Dunedin District Plan (**Proposed Plan**) on 19 December 2018.
2. As part of the package of relief agreed during mediation of the Network Utilities topic, Transpower agreed to not pursue its appeal points seeking a new activity in Table 5.3.2. Transpower therefore gives notice that it withdraws the following appeal point ,¹ relating to Rule 5.3.2.16.c, where these structures are part of the National Grid:

Amend 5.3.2 Activity status table – Network utility activities	Network utility structures – large scale		Activity status				Performance standards
			a. Res and Rec	b. All other zones	c. ONF, HNCC, ONCC	d. SNL, NCC, ASBV, SHS, HP	
	16.	All other network utility structures – large scale	D	D	NC	D+	
	<u>x.</u>	<u>Network utility structures – large scale (National Grid)</u>	<u>D</u>	<u>D</u>	<u>D</u>	<u>D</u>	

3. Dunedin City Council, and the section 274 parties to the appeal point (Aurora Energy Limited, Federated Farmers of New Zealand, and Te Rūnanga o Ngāi Tahu) advised at Court-assisted mediation (on 23 –

1 ENV-2018-CHC-249-122.

24 November 2020) that they have no issue as to costs associated with the withdrawal of the appeal point.

DATED this 6th day of December 2021

A handwritten signature in black ink, appearing to read 'S J Scott', with a stylized flourish at the end.

S J Scott
Counsel for Transpower New Zealand
Limited