

BEFORE THE ENVIRONMENT COURT

ENV-2018-CHC-000229

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal pursuant to Clause 14 of
the First Schedule to the Act

BETWEEN Liquigas Limited

Appellant

AND Dunedin City Council

Respondent

**NOTICE OF REPRESENTATION AT PROCEEDINGS UNDER SECTION 274 OF THE RESOURCE
MANAGEMENT ACT 1991**

**To: The Environment Court
WX 11113 or PO Box 2069
Christchurch 8013, New Zealand
Attn: Case Manager: Christine McKee**

1. Z Energy Limited, BP Oil New Zealand Limited and Mobil Oil New Zealand Limited (“the Oil Companies”) wish to be a party to the following proceedings:
 - 1.1 ENV-2018-CHC-000229 between Liquigas Limited (“Appellant”) and the Dunedin City Council (“Respondent”) in relation to the respondent’s decisions on submissions to the Proposed Second Generation Dunedin District Plan (“the 2GP”).
2. The Oil Companies lodged submissions on the 2GP on the subject matter of the proceedings.
3. The Oil Companies receive, store and distribute refined petroleum products. Within Dunedin City, the Oil Companies core activities relate to the operation and management of bulk storage facilities, aviation facilities and the operation and supply of retail and commercial outlets. The Oil Companies bulk storage facilities at Dunedin Port are infrastructure of regional and strategic importance and are critical to the functioning of the region as a whole.
4. The Oil Companies are not trade competitors for the purposes of section 308C or 308CA of the Resource Management Act 1991.
5. The Oil Companies are interested in all parts of the proceedings.
6. The reason for the Oil Companies interest in this matter is as follows:
 - 6.1 The Oil Companies sought to include similar provisions and overlays in the 2GP to recognise and protect their bulk fuel storage facilities at Port Dunedin and to appropriately manage development within a reasonable proximity of the Terminals to address risk and reverse sensitivity issues. The Decision of the Respondent is to include a hazard facility mapped area in relation to the Liquigas facility, but not the Oil Companies’ Terminals. The Oil Companies’ have appealed the Decision in this regard.
 - 6.2 The Oil Companies are in general support of the relief sought by Liquigas to the extent the relief sought in its own appeal is also given effect and a

consistent approach is adopted in the 2GP to managing risk and reverse sensitivity matters associated with major hazard facilities.

7. The Oil Companies agree to participate in mediation or other alternative dispute resolution of the proceedings.



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David le Marquand
Principal Planning and Policy Consultant
4Sight Consulting Limited

Dated this 31st day of January 2019

Address for Service:

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A copy of this notice has been served on the following parties:

Dunedin City Council

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