

IN THE ENVIRONMENT COURT
AT CHRISTCHURCH

I TE KŌTI TAIAO O AOTEAROA
KI ŌTAUTAHĪ

ENV-2023-CHC-019

Under	The Resource Management Act 1991 (the Act)
In the Matter	of an appeal pursuant to Clause 14 of Schedule 1 of the Act on the Dunedin City Council Second Generation District Plan (2GP) – Variation 2
Between	DDS PROPERTIES (2008) LIMITED Appellant
And	DUNEDIN CITY COUNCIL Respondent

NOTICE OF WITHDRAWAL OF PROCEEDING



GALLAWAY COOK ALLAN LAWYERS

Phil Page/Hannah Perkin

phil.page@gallowaycookallan.co.nz

hannah.perkin@gallowaycookallan.co.nz

PO Box 143

Dunedin 9054

Ph: (03) 477 7312

Fax: (03) 477 5564

NOTICE OF WITHDRAWAL**May it please the Court:**

1. DDS Properties (2008) Limited lodged an appeal seeking an urban zone method at 774 Allanton-Waihola Road.
2. The Environment Court recently released the decision *Blue Grass Limited v DCC* [2024] NZEnvC 83 which held that site specific mapping cannot be used to displace the base New Zealand Land Resource Inventory mapping for the purposes of the National Policy Statement for Highly Productive Land. As the appellant's site is mapped as mostly LUC 3 the Appellant now withdraws the appeal.
3. The appellant and the respondent are agreed that that no costs are sought.

Dated 9 May 2024



P J Page

Counsel for the Appellant



M R Garbett

Solicitor for Dunedin City Council.