

In the Environment Court of New Zealand
Christchurch Registry

I Mua I Te Kōti Taiao o Aotearoa
Ōtautahi Rohe

ENV-2018-CHC-290

Under	the Resource Management Act 1991 (RMA)
In the matter of	an appeal under clause 14(1) of the First Schedule of the RMA in relation to the proposed Second Generation Dunedin City District Plan (2GP)
Between	Otago Regional Council Appellant
And	Dunedin City Council Respondent

Notice of partial withdrawal of appeal

29 May 2020

Respondent's solicitors:

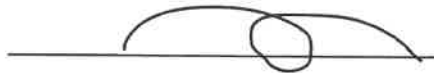
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May it please the Court

- 1 The Appellant, Otago Regional Council, filed a Notice of Appeal on the reclassification of parts of the Hazard 3 (Coastal) Overlay Zone (DCC appeal points 124 and 134) in relation to Dunedin City Council's (**Council**) proposed Dunedin City Second Generation District Plan (**2GP**).
- 2 The section 274 parties to these appeal points are Port Otago Limited, University of Otago, and BP Oil New Zealand Limited and Others.
- 3 The appeal points sought to reclassify parts of the Hazard 3 (Coastal) Overlay Zone to a Hazard 2 (Coastal) Overlay Zone along with an amendment to Table 11.1.4A (risk hazard overlay zones) so that the risk associated with the Hazard 3 (Coastal) Overlay Zone is changed from Low to High (or Moderate).
- 4 Since filing the Notice of Appeal a Memorandum of Understanding has been agreed to between the parties.
- 5 The Appellant hereby respectfully requests that appeal points 124 and 134 are withdrawn.
- 6 The parties agree that there are no issues as to costs.

Dated this 29th day of May 2020



Alastair Logan
Counsel for Otago Regional Council
Appellant



Michael Garbett
Counsel for the Respondent



Len Andersen QC
Counsel for Port Otago Limited
Section 274 party

Phil Page / Derek McLachlan
Counsel for University of Otago
Section 274 party



David le Marquand
~~Counsel~~ for BP Oil New Zealand Limited and Others
Section 274 party