

**BEFORE THE ENVIRONMENT COURT
AT CHRISTCHURCH**

ENV-2018-CHC-000225

**I MUA I TE KOOTI TAIAO
I ŌTAUTAHU ROHE**

IN THE MATTER of an appeal pursuant to clause 14 of the First Schedule of
the Resource Management Act 1991 (**RMA**)

AND

IN THE MATTER of the Proposed Second Generation Dunedin City District
Plan

BETWEEN **WOOLWORTHS NEW ZEALAND LIMITED**

APPELLANT

AND **DUNEDIN CITY COUNCIL**

RESPONDENT

AND **OTHERS**

Section 274 parties

**MEMORANDUM OF COUNSEL WITHDRAWING LIQUIGAS' INTEREST IN
THE APPEAL BY WOOLWORTHS NEW ZEALAND LIMITED**

DATED 1 MAY 2020

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MAY IT PLEASE THE COURT:

1. Liquigas Limited (**Liquigas**) is a section 274 party in the following proceedings:
 - (a) *Woolworths New Zealand Limited v Dunedin City Council* ENV-2018-CHC-225.
2. Liquigas gives notice that it withdraws the issue identified and relief sought in its section 274 notice in relation the Appellant's proposed amendment to Rule 19.3.3 to provide for supermarkets as a discretionary activity.
3. For the avoidance of doubt, this issue formed the entirety of Liquigas' interest in this appeal and it therefore withdraws its full section 274 notice.
4. Liquigas is not aware of any party having an issue as to costs associated with its withdrawal of the interests above and does not anticipate any issues given the preliminary nature of proceedings.

Dated this 1st day of May 2020



RM Devine / H Noone for and on
behalf of **LIQUIGAS LIMITED**