

Form 33
Notice of person's wish to be party to proceedings

Section 274, Resource Management Act 1991

To the Registrar
Environment Court
Auckland, Wellington, and Christchurch

Highland Property Enterprises Limited (**HPEL**), wishes to be a party to the following proceedings:

- ENV-2018-CHC-293

HPEL is a person who has an interest in the proceedings that is greater than the interest that the general public has. This interest is that HPEL has an interest in certain land that is subject to these proceedings pursuant to an Agreement for Sale of Purchase of Real Estate (the **ASP**) between HPEL and Saddle Views Estate Limited (the **Fifth Appellant**) dated 17 June 2021 for the property at 4A Braeside, Saddle Hill, Dunedin and as described in Record of Title 456955 (the **Property**).

HPEL is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.

HPEL interested in part of the proceedings. The part of the proceedings HPEL is interested in is all parts that the Fifth Appellant is interested in.

HPEL is interested in the following particular issues:

- Those issues set out in the Notice of Appeal dated 19 December 2021 by the First Appellant, the Second Appellant, the Third Appellant, the Fourth Appellant and the Fifth Appellant.

HPEL supports the relief sought because it will become the registered owner of the Property following settlement under the ASP.

HPEL agrees to participate in mediation or other alternative dispute resolution of the proceedings.



.....
T J Sycamore
Counsel for Highland Property Enterprises Limited

13/9/2021

.....
Date

Address for service of Highland Property Enterprises Limited:

Van Aart Sycamore Lawyers
Level 1, 205 Princes Street
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Dunedin 9054

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Email: tsycamore@vslawyers.co.nz
Contact person: Tony Sycamore, Director

Form 38
Application for waiver or directions

Section 281, Resource Management Act 1991

To the Registrar
Environment Court
Auckland, Wellington, and Christchurch

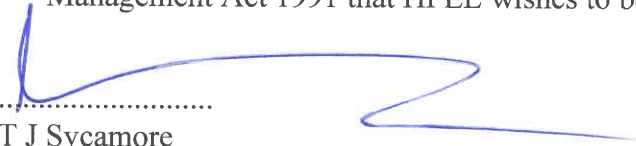
Highland Property Enterprises Limited (**HPEL**) applies for a waiver (*or* directions) in the following proceedings:

- ENV-2018-CHC-293

HPEL wishes to be a party to these proceedings:

HPEL seeks the following waiver:

- Waive the time within which HPEL must give notice under section 274 of the Resource Management Act 1991 that HPEL wishes to be a party to the proceedings.


.....
T J Sycamore
Counsel for Highland Property Enterprises Limited

13/9/2021
.....
Date

Address for service of Highland Property Enterprises Limited:

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Contact person: Tony Sycamore, Director

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH
I TE KŌTI TAIAO O AOTEAROA
KI ŌTAUTAHU**

IN THE MATTER of the Resource Management Act 1991

AND of an appeal under clause 14 of the
First Schedule of the Act

BETWEEN BLUE GRASS LIMITED, J
BUCHAN, C HORNE, SADDLE
VIEWS ESTATE LIMITED AND K
J TAYLOR

(ENV-2018-CHC-293)

Appellant

AND DUNEDIN CITY COUNCIL

Respondent

**MINUTE OF THE ENVIRONMENT COURT
(14 September 2021)**

Introduction

[1] This Minute is released for the purpose of case management.

[2] I have been referred the s274 notice and a s281 waiver application dated 14 September 2021 from Highland Property Enterprises Limited ('HPEL'). It has purchased property from Saddle Views Estate Limited ('SVEL') and wishes to become a party to the proceeding.

[3] I am advised that HPEL supports the relief sought by SVEL as it will become the registered owner of the property following settlement.



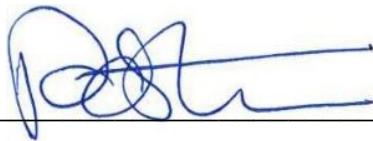
[4] I am satisfied that the notice was filed as soon as it was practically possible, and the delay is not likely to have caused any undue prejudice to any other party. However, I will allow the other parties an opportunity to oppose the application. If no opposition is received, the waiver application will be granted accordingly.

Directions

[5] I direct:

- (a) any party seeking to oppose HPEL's waiver application must do so, giving reasons, by memorandum of counsel to be filed by **Friday 17 September 2021**; and
- (b) if no memorandum in opposition is so filed, waiver is granted effective **Monday 20 September 2021** whereby HPEL would then be joined as a s274 party to this appeal.

[6] Leave is reserved for any party to apply for further (or other) directions.



P A Steven
Environment Judge

Issued: 14 September 2021

