

**In the Environment Court of New Zealand
Christchurch Registry**

**I Te Kooti Taiao O Aotearoa
Ōtautahi Rohe**

ENV-2024-CHC-

Under the Resource Management Act 1991 (the Act)

In the matter of an appeal under clause 14(1) of the First Schedule of the Act

and in the matter of decisions by Otago Regional Council in respect of the Proposed Otago Regional Policy Statement 2021

Between **Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited**
Appellant

And **Otago Regional Council**
Respondent

Notice of New Zealand Transport Agency Waka Kotahi wish to be party to proceedings

Dated 5 June 2024

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To The Registrar
Environment Court
Christchurch

1 New Zealand Transport Agency Waka Kotahi (**NZTA**) wishes to be a party to an appeal by Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited (**Appellant**) against the decisions of the Otago Regional Council on the Proposed Regional Policy Statement 2021 (non-freshwater parts) (**PORPS**).

2 NZTA:

- a Is a person who has an interest in the proceedings that is greater than the interest that the general public has. Under the Land Transport Management Act 2003, NZTA must undertake its functions in a way that contributes to an effective, efficient and safe land transport system in the public interest. The Appellant's relief in relation to Significant resource management issues for the region is relevant to NZTA's functions under the Land Transport Management Act 2003. In addition, NZTA witnesses took part in expert witness conferencing, which included conferencing on SRMR-10A, during the hearing of submissions; and
- b Made a submission (number 305) and further submission (number 305) on the PORPS. NZTA's submission sought relief in relation to EIT-INF-P13 and further submitted on CE-P1. The Appellant's relief includes amendments to CE-P1 which would allow EIT-INF-P13 to apply in the coastal environment.

3 NZTA is not a trade competitor for the purposes of sections 308C or 308CA of the Resource Management Act 1991.

4 NZTA is interested in part of the proceedings, being those aspects of the appeal that are set out below at paragraph 5 of this notice.

5 NZTA is interested in the following issues:

- a Amendments sought to SRMR-10A; and
- b Amendments sought to CE-P1.

6 NZTA has set out its position in relation to the above provisions and the reasons for those in **Appendix A** to this notice.

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

Dated 5 June 2024



Nicola McIndoe

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Appendix A Table of PORPS provisions of interest

| TABLE OF PORPS PROVISIONS OF INTEREST | | |
|---------------------------------------|----------|---|
| PROVISION | POSITION | REASON |
| SRMR-10A | Support | <p>While NZTA did not submit or further submit on this provision, it was involved in the Joint Witness Statement ('JWS').</p> <p>The version of SRMR-10A proposed in the JWS recognises the importance of infrastructure, and thereby provides the foundation for recognition in the objectives, while also providing more weight and balance to other RPS provisions.</p> <p>NZTA supports the Appellant's relief and seeks to replace the decision version with the version produced in the JWS, so as to adequately address infrastructure.</p> |
| CE-P1 | Support | <p>The Appellant seeks to amend CE-P1 such that EIT-INF-P13 applies to activities in the coastal environment.</p> <p>NZTA supports this relief because EIT-INF-P13 provides direction which is specific to infrastructure.</p> |