

In the Environment Court

ENV-2024-WLG-000023

ENV-2024-WLG-000027

**I Mua I Te Kōti Taiao O Aotearoa
Wellington Registry
Te Whanganui-a-Tara Rohe**

Under the Resource Management Act 1991
And in the matter of an application under Section 274 of the Act

Between

**Wellington International Airport
Limited**

Appellant

and

Kāinga Ora – Homes and Communities

Appellant

and

Wellington City Council

Respondent

**Application by Meridian Energy Limited for waiver for
timeframe for filing section 274 notices**

5 July 2024

BELL GULLY

BARRISTERS AND SOLICITORS
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To: The Registrar
Environment Court
Wellington

1. Meridian Energy Limited (**Meridian**) applies for a waiver of the timeframe for filing its section 274 notices in relation to the following proceedings:
 - (a) *Wellington International Airport Limited v Wellington City Council*
– ENV-2024-WLG-000023.
 - (b) *Kāinga Ora – Homes and Communities v Wellington City Council*
– ENV-2024-WLG-000027.
2. Meridian seeks to become a section 274 party to these proceedings.
3. The notices have been lodged with the Court and served on the parties to the proceedings today. The period for filing section 274 notices ended on 11 June 2024.
4. Meridian made a submission and a further submission about the subject matter of the proceedings and has an interest in the proceedings that is greater than the interest that the general public has as a renewable energy generator and provider with interests in the Wellington District.
5. Meridian was not served with a copy of the Notice of Appeal filed by Kāinga Ora – Homes and Communities and is not listed in Annexure 3 of that Notice of Appeal.
6. Meridian was served with the appeal filed by Wellington International Airport Limited on 22 May 2024 however at the time Meridian's planning adviser was unavailable due to being unwell with COVID-19, followed by attendance at a two-week Environment Court hearing which has led to a delay in filing these notices.
7. It is respectfully requested that a waiver of the requirement that section 274 notices be filed by 11 June 2024 be granted under section 281(1)(a)(iia) of the Act and that the section 274 notices filed by Meridian today in relation to the above appeals be accepted.

8. Meridian has served a copy of its section 274 notices and this Application for Waiver on all parties to these proceedings.
9. Meridian understands that the appeals on hearing streams 1 – 5 are in the early days of commencement and have yet to be set down for mediation or timetabling of evidence. Given this, and the relatively limited delay in filing its section 274 notices, we submit that no party will be prejudiced by the granting of the waiver sought.



B Ward / M Exton
Counsel for Meridian Energy Limited

Dated 5 July 2024

Address for service:

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Advice

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.