

**IN THE ENVIRONMENT COURT
Wellington Registry**

**I te Kōti Taiao o Aotearoa
Ki te Whanganui-a-Tara**

ENV-2024-WLG -000027

IN THE MATTER of the Resource Management Act
1991 ("RMA")

AND

IN THE MATTER of an appeal under Clause 14(1)
Schedule 1 of the RMA

AND

IN THE MATTER of s274 of the RMA

BETWEEN **KĀINGA ORA – HOMES AND
COMMUNITIES**

Appellant

AND **WELLINGTON CITY COUNCIL**

Respondent

**NOTICE BY BOARD OF AIRLINE REPRESENTATIVES NEW
ZEALAND INC OF WISH TO BE PARTY TO PROCEEDINGS
PURSUANT TO S274 OF THE RMA**

Dated 29 May 2024

Counsel:
G K Chappell
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NOTICE OF WISH BY BOARD OF AIRLINE REPRESENTATIVES NEW ZEALAND INC TO BE PARTY TO PROCEEDINGS

**To: The Registrar
Environment Court
Wellington**

1. Take notice that the BOARD OF AIRLINE REPRESENTATIVES NEW ZEALAND INC ("BARNZ") wishes, pursuant to s274 of the RMA, to be a party to the following proceedings: *Kāinga Ora – Homes and Communities v Wellington City Council (ENV-2024-WLG-000027)*.

Nature of Interest

2. BARNZ was a further submitter on the subject matters of the proceedings in which it indicates an interest and / or is an entity that has an interest in the proceedings that is greater than the public as it is the body that represents the commercial airlines that use Wellington Airport.

Extent of interest

3. BARNZ is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.
4. BARNZ is interested in all of the parts of the notice of appeal.

Support for Relief Sought

5. BARNZ opposes the relief sought for the reasons that:
 - The District Plan refers to the concept of reverse sensitivity in a number of provisions;
 - It is important that readers of the plan understand the meaning of the concept without the need to search for and refer to case law;
 - Providing a definition of reverse sensitivity provides a consistent interpretation and application of the concept;
 - The wording of the definition is generally consistent with case law and appropriately describes how reverse sensitivity effects may arise.
6. BARNZ seeks that the relief sought be granted.

Alternative Dispute Resolution

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



G K Chappell
Counsel for BARNZ

Dated this 29th day of May 2024

Address for service of BARNZ

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TO: The Registrar, Environment Court

AND TO: The Appellant
The Respondent

Advice

If you have any questions about this notice, contact the Environment Court Unit of the Department for Courts in Auckland, Wellington or Christchurch.