

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

**I Te Kōti Taiao O Aotearoa
Ki Te Tāmaki Makaurau**

ENV-2023-AKL-000118

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

Between **New Zealand Agricultural Aviation Association**
Appellant

And **Central Hawke's Bay District Council**
Respondent

**Notice of Transpower New Zealand Limited's wish to be party to
proceedings**

Dated 31 July 2023

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To The Registrar
 Environment Court
 Auckland

- 1 Transpower New Zealand Limited (**'Transpower'**) wishes to be a party to the following proceedings:
 - a an appeal by the New Zealand Agricultural Aviation Association (**'Appellant'**) against part of the decision (**'the Decision'**) of the Central Hawke's Bay District Council (the **'Respondent'**) on the proposed Central Hawke's Bay District Plan (the **'Proposed Plan'**) (Environment Court reference ENV-2023-AKL-000118) .

- 2 Transpower:
 - a has an interest in the proceedings that is greater than the interest that the general public has. This is because Transpower, as the State-Owned Enterprise that plans, builds, maintains and operates New Zealand's National Grid, is a network utility operator with responsibility for a network utility (the National Grid). The Appellant's relief includes amendments to provisions that relate to these functions; and
 - b made a submission (S79) and further submission (FS18) about the subject matter of the proceedings.

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

- 4 Transpower is interested in part of the proceedings.

- 5 The part of the proceedings Transpower is interested in relates to managing the effects of third party activities on the operation, maintenance, upgrading and development of the National Grid.

- 6 Transpower is interested in the following particular issues:
 - a A new rule for 'farm airstrips';
 - b Amendments sought to GRUZ-R5; and
 - c Amendments sought to PRROZ-R5.

- 7 Transpower has set out its position in relation to the above provisions and the reasons for those in **Appendix A** to this notice.
- 8 Transpower agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated 31 July 2023



Nicola McIndoe/ Liam Bullen

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Appendix A Transpower's positions

TRANSPOWER'S POSITIONS		
PROVISION	POSITION	REASON
New rule	Neither support nor oppose	<p>The Appellant seeks to include a permitted activity rule in the GRUZ and RPROZ zones for 'farm airstrips'.</p> <p>Transpower is neutral as to the inclusion of the rule but seeks that a condition is included in the permitted activity rule that requires compliance with GRUZ-S13 (setbacks from National Grid).</p>
GRUZ-R5	Oppose	<p>The Appellant seeks that GRUZ-R5 be amended to not apply to facilities for agricultural aviation activities.</p> <p>Transpower considers that agricultural aviation activities need to comply with GRUZ-S13 (setbacks from the National Grid) in order to give effect to policies 10 and 11 of the NPSET.</p>
RPROZ-R5	Oppose	<p>The Appellant seeks that RPROZ-R5 be amended to not apply to facilities for agricultural aviation activities.</p> <p>Transpower considers that agricultural aviation activities need to comply with RPROZ-S15 (setbacks from the National Grid) in order to give effect to policies 10 and 11 of the NPSET.</p>