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9 August 2023

Central Hawkes Bay District Council
PO Box 127
Waipawa 4210

Sent via email: districtplan@chbdc.govt.nz

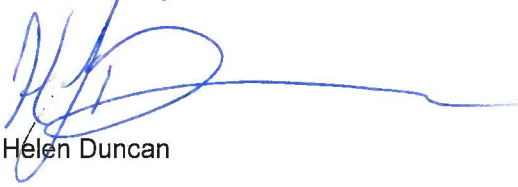
Dear Sir/Madam,

FIRST GAS LIMITED DECISION ON NOTICE OF REQUIREMENT IN THE PROPOSED CENTRAL HAWKES BAY DISTRICT PLAN

1. Notice of Requirement FGL-1 was included in the Proposed Central Hawkes Bay District Plan ("**Proposed District Plan**") pursuant to clause 4(5) of Schedule 1 of the Resource Management Act 1991 ("**RMA**").
2. First Gas received notice of Central Hawke's Bay District Council's recommendation under clause 9(1) of Schedule 1 of the RMA on 25 May 2023 in respect of FGL-1. The Council recommended that First Gas withdraw FGL-1. The recommendation also noted that if the Panel had recommended confirmation of FGL-1 it would have recommended it be modified to include the conditions set out in Appendix 2 of the Council's right-of-reply dated 27 January 2023.
3. First Gas does not consider that the current provisions of the Proposed District Plan (noting that these may be subject to appeal and further change) and the relevant easement will sufficiently achieve the purpose of FGL-1. First Gas wishes to ensure its rights are ensured, including against any potential changes to the Proposed District Plan in the future.
4. Accordingly, First Gas gives notice in accordance with clause 13(1) of Schedule 1 of the RMA that it rejects the Council's recommendation to withdraw FGL-1.
5. First Gas confirms FGL-1 with the modified conditions as set out in Appendix 2 of the Council's right-of-reply dated 27 January 2023.¹
6. First Gas anticipates that the Council will now give notice of First Gas' decision in accordance with clause 13(4) of Schedule 1.
7. If you require any clarification or additional information please contact Helen Duncan, Manager – Land & Planning at helen.duncan@firstgas.co.nz.

¹ At pages 55-56.

Yours faithfully

A handwritten signature in blue ink, appearing to be 'H. Duncan', with a long horizontal line extending to the right.

Helen Duncan

Manager – Land & Planning