

In the Environment Court
At Wellington

ENV-2024-WLG-000047

I te Kōti Taiao o Aotearoa
KiTe Whanganui-a-Tara

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 **HUTT CITY COUNCIL**
Appellant

And **WELLINGTON REGIONAL COUNCIL**
Respondent

**NOTICE OF WISH TO BE PARTY TO PROCEEDINGS ON BEHALF OF KĀPITI COAST
DISTRICT COUNCIL**

Dated: 9 December 2024



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To: The Registrar
Environment Court
Wellington

Introduction

- 1.** Kāpiti Coast District Council (**Council**) gives notice that it wishes to be a party to the appeal by Hutt City Council (**HCC**) against the decision of the Wellington Regional Council (**Greater Wellington**) on proposed change 1 to the Wellington Regional Policy Statement (**RPS**) (**PC1**).
- 2.** The Council is a local authority in accordance with s274(1)(b) of the Resource Management Act 1991 (**RMA**). The Council made a submission on PC1 and has also appealed part of Greater Wellington's decision on PC1 (ENV-2024-000054).
- 3.** The Council is not a trade competitor for the purposes of 308C or 308CA of the RMA.

Interest in proceedings

- 4.** The Council is interested in part of the proceedings.
- 5.** The Council supports the relief sought by HCC to the extent that it is consistent with the Council's appeal, and as set out in this notice.
- 6.** Specifically, the Council supports the relief sought by HCC on the provisions that broadly relate to Climate Change and Natural Hazards.

7. The Council supports the relief sought by HCC in relation to the following provisions:

Climate Change provisions

- (a) Policy CC.2; and
 - (b) Policy CC.2A.
8. The Council supports deletion of policies CC.2 and CC.2A because they require territorial authorities to undertake actions that fall beyond the jurisdiction of the RMA (including the Council's functions and responsibilities). Policy CC.2 also provides a timeframe for implementation which is unrealistic and unachievable.

Natural Hazard provisions

9. The Council supports the relief sought by HCC in relation to Policy 29 as it will remove the overly restrictive criteria in this provision, and provide a pathway for subdivision, use and development where risk can be managed. The decisions version of this policy limits activities to an extent that is disproportionate to what is necessary to give effect to section 6(h) of the RMA.

Mediation

10. The Council agrees to participate in mediation or other alternative dispute resolution of the proceedings.

DATED at Wellington this 9th day of December 2024



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