

[ATTACHMENT A]

PUBLIC NOTICE OF WAIVERS AND DIRECTIONS
ISSUED BY THE ENVIRONMENT COURT
CONCERNING APPEALS ON THE PROPOSED
HAURAKI GULF ISLANDS SECTION OF AUCKLAND
CITY DISTRICT PLAN (2006)

Auckland City Council, under direction from the ENVIRONMENT COURT in the course of case-management of appeals on the above proposed plan, has issued this public notice.

The Court has ordered certain waivers and issued certain directions, in circumstances in which:

- Waivers have been sought to avoid the requirements in the Act to serve people who were submitters on the Plan. Waivers have also been sought to avoid the requirement to file in Court copies of relevant submissions, further submissions, and the decisions of the council.
- Many appellants have neither carried out such services nor applied for waivers.
- Parties (particularly persons who were submitters or further submitters on the plan, have taken no steps to lodge s274 notices in Court and serve the council and other parties involved with topics (either because they have never been served with the appeals, or for other reasons).

Under direction from the Court, the council has prepared a schedule of all of the appeals and the topics within them, which appears at the foot of this Notice.

In the circumstances described earlier in this Notice, the Court has granted a WAIVER to all appellants authorising them to refrain from serving copies of their appeals and the usual attachments, on parties normally required to be served under the Act and Regulations.

An Environment Court minute has been forwarded to all parties who have taken action or given notice to the court. In place of those waived obligations, the following will be available to persons interested in, and entitled to, become involved in the appeals:



- (a) The council has placed this public notice in the "NZ Herald".
- (b) The council has placed a copy of this public notice and the Environment Court's Minute, on its website in readily accessible form, the web address being www.aucklandcity.govt.nz/proposedhgiplan
- (c) The council is contemporaneously placing briefer public notices in certain City and Gulf newspapers and publications, drawing attention to this public notice and the website.
- (d) The council has made available on the website copies of all the appeals as lodged with the Court, together with copies of all of council's decisions on the Review, and copies of all submissions and further submissions that it received.
- (e) Staff of the council will be available to enquirers to assist them to examine the materials on the website or view them in hard-copy form, at the following council offices:
- Auckland Civic Administration Building, 1 Greys Avenue, Auckland
 - Auckland City Environments, UDC House, Graham Street, Auckland
 - Waiheke Service Centre, 10 Belgium Street, Ostend
 - Great Barrier Service Centre, Claris
- (f) Access may also be had to computer terminals at the Waiheke Community Library, and at other libraries throughout Auckland City.



Steps that may be taken by interested/entitled persons:

1. S274 (1) of the Resource Management Act 1991 provides:
 - (1) The following persons may be a party to any proceedings before the Environment Court:
 - (a) the Minister;
 - (b) a local authority;
 - (c) a person who has an interest in the proceedings that is greater than the public generally;
 - (d) a person representing a relevant aspect of the public interest; e) a person who made a submission in the previous proceedings in the same matter.

2. Any person interested who has not already filed a notice of interest pursuant to s 274(1) of the Act to be a party, must lodge a Notice with the Registrar of the Environment Court at Auckland, P O Box 7147, Auckland 1141, and serve it on the Auckland City Council [supply address], by [supply date] in a form and manner that complies with subsections (2) (except the time limit) and (3) of s274, and Regulation 16 and Form 33 of the Resource Management (Forms, Fees and Procedure) Regulations 2003. The notice should identify from the schedule below, the Environment Court Topic Reference and Topic Name, the Appeals sought to be joined (by Environment Court Number and Appellant Name, and the Paragraph Reference of the specific topic(s) of interest. The notice should also identify the number of the submission(s) and/or further submissions that the party had lodged with the Auckland City Council on that/those topic(s).

SCHEDULE OF APPEALS AND TOPICS



Dated at Auckland this day of October 2009.

D W Rankin
Chief Executive Officer
Auckland City Council

