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7 SEP 2009

CLENDONS
BARRISTERS & SOLICITORS
NORTH SHORE

Suite 4, Building F, Apollo Technical Park, 3 Orbit Drive, Mairangi Bay
PO Box 305-349, North Shore 0757, New Zealand
T +64-9-377-8419 F +64-9-476-3679 www.clendons.co.nz

Friday, 04 September 2009

Rainbow Mountain Holdings

Attention: D Shirley
Mccaw Lewis Chapman
PO Box 9348
HAMILTON

Rainbow Mountain Holdings

Attention: Daniel Shore
Mccaw Lewis Chapman
PO Box 9348
HAMILTON

Attention: Auckland City Council

Team Leader
Litigation and Regulatory Team
Auckland City Council
Private Bag 92516
Wellesley Street
AUCKLAND

Dear Parties

ENV-2009-AKL-000334 RAINBOW MOUNTAIN HOLDINGS LTD V ACC

We act for Man O'War Farm Limited ("MOWF") in respect of Appeals to the Auckland city District Plan – Proposed Hauraki Gulf Islands Section.

Please find enclosed by way of service MOWF's Notice of Person's Wish to be a Party to Proceedings under section 274 of the RMA.

Yours faithfully
CLENDONS NORTH SHORE



Brian Joyce
Principal

Email: brian.joyce@clendons-ns.co.nz
Direct Dial: +64 9 377 8419
Encl.: As set out above

BEFORE THE ENVIRONMENT COURT

ENV-2009-AKL-000334

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under clause 14 of the First
Schedule of the Act

BETWEEN **RAINBOW MOUNTAIN HOLDINGS LIMITED**

Appellant

AND **AUCKLAND CITY COUNCIL**

Respondent

NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

TO: The Registrar
Environment Court
AUCKLAND

1. Man O'War Farm Limited ("**MOWF**") wishes to be a party to the following proceedings:
 - *Rainbow Mountain Holdings Limited v Auckland City Council* (ENV-2009-AKL-000334) being a reference appeal filed pursuant to Clause 14 of the First Schedule to the Resource Management Act 1991 regarding the Proposed Hauraki Gulf Islands District Plan ("**Proposed Plan**").
2. MOWF lodged submissions on the provisions of the Proposed Plan subject of the proceedings.
3. MOWF is interested in those aspects of the reference appeal described in paragraph 4.
4. MOWF supports the relief sought in the reference to the extent that it is consistent with the relief sought in MOWF's submissions and

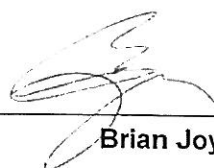
reference appeal on the Proposed Plan, and in seeking better and more efficient provisions as to:

- (i) any activity not otherwise specified in the plan (relief paragraph 21(a)(i) of the appeal); and
- (ii) financial contributions (relief paragraphs 21(a)(ii) and 21(a)(iii) of the appeal)

within the Proposed Plan.

5. MOWF agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Signature: MAN O'WAR FARM LIMITED by its solicitor:



Brian Joyce

Date: 3 September 2009

Address for service: Mr Brian Joyce
Clendons North Shore
Barristers & Solicitors
PO Box 305349
NORTH SHORE CITY 0757

Telephone: (09) 3778419

Facsimile: (09) 4763679

Email: brian.joyce@clendons-ns.co.nz

Note to person wishing to be a party

You must lodge the original and one copy of this notice with the Environment Court within 30 working days after the notice of appeal or inquiry was lodged or the other proceedings commenced. This notice must be signed by you or on your behalf.

You must serve a copy of this notice on the other parties to the proceedings within the same 30 working day period.

However, you may apply to the Environment Court under Section 281 of the Resource Management Act 1991 for a waiver of the above timing or service requirements (see Form 38).

Advice

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

Contact details of Environment Court for lodging documents

Documents may be lodged with the Environment Court by lodging them with the Registrar.

The **Auckland** address of the Environment Court is:

8th Floor
District Court Building
3 Kingston Street
Auckland

Its postal address is:

PO Box 7147
Wellesley Street
Auckland

Its telephone and fax numbers are:

Tel: (09) 916 9091
Fax: (09) 916 9090

The **Wellington** address of the Environment Court is:

District Court Building
43-49 Ballance Street
Wellington

Its postal address is:

PO Box 5027
Lambton Quay
Wellington

Its telephone and fax numbers are:

Tel: (04) 918 8300
Fax: (04) 918 8480

The **Christchurch** address of the Environment Court is:

83 Armagh Street (cnr Durham Street)
Christchurch

Its postal address is:

PO Box 2069
Christchurch

Its telephone and fax numbers are:

Tel: (03) 962 4170
Fax: (03) 962 4171