

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH**

ENV-2021-CHC-

**I TE KOTI TAIAO O AOTEAROA
OTAUTAHU ROHE**

UNDER THE

Resource Management Act 1991 (“Act”)

IN THE MATTER OF

a process initiated by the Environment Court under section 293 of the Act

RE

QUEENSTOWN LAKES DISTRICT COUNCIL and the proposed amendment to Policy 6.3.3.3 in relation to Stage 1 of the Proposed Queenstown Lakes District Plan

Territorial Authority

**NOTICE OF WISH TO BE PARTY TO PROCEEDINGS:
MILSTEAD TRUST**

11 FEBRUARY 2022

TO: The Registrar
 Environment Court
 By email: Christine.McKee@justice.govt.nz

1. The Milstead Trust ("**Trust**") wishes to be a party to the following proceedings:

Re: Queenstown Lakes District Council, and the proposed amendment to Policy 6.3.3.3 in relation to Stage 1 of the Proposed Queenstown Lakes District Plan ("**Proceedings**")
2. The Trust has an interested in the in the Proceedings that is greater than the interest the public has generally because it owns land, at 429 Frankton Ladies Mile Highway, Lake Hayes, part of which is included within an ONF.
3. The Proceedings were publicly notified pursuant to section 293 of the RMA. The section 293 direction proposes to amend the drafting of Policy 6.3.14 (renumbered as 6.3.3.3) so that it applies to land within ONFs (**Proposal**).
4. Through its then Counsel, the Trust had indicated a wish to understand and participate in the Proceedings as they progressed. The Trust had also queried, through its then Counsel, whether it needed to join as a s274 party. That Court's directions of 24 January 2022 were that any of the three entities that had expressed interest were to:

... file any comments (including any affidavit evidence) in response, and any section 274 notice, by **11 February 2022**;
5. The Trust is not a trade competitor for the purposes of section 308C or 308CA of the RMA.
6. The Trust is interested in all of the Proceedings, and in particular the wording of Policy 6.3.3.3.
7. The Trust supports the proposed updating to the wording of Policy 6.3.3.3, on the understanding that the policy is intended to provide greater clarity as to the application of the policy to "Farming Activities" as defined, which will include the various activities that the Trust is currently undertaking or wishes to further undertake on its land within the ONF, such as farming tracks, farm buildings (including sheds), fencing, and other farming structures, plantings (eg for shelter) and modifications, which might all have individual and cumulative effects on the ONF, without impacting on the values of the ONF (the current status being highly modified by past human activities, much of those being past farming activities).
8. The Trust agrees to participate in mediation or other alternative dispute resolution of the proceeding.

11 February 2022
Mark Tylden, on behalf of the Milstead Trust

The Trust's address for service is JEL and RHK Tylden, 304 Ocean Road Ohope, 3121, email: c/- mct_nz1@yahoo.com.