

**In the Environment Court
at Christchurch**

ENV-2019-CHC-048

Under the Resource Management Act 1991
And

In the Matter of an appeal under Clause 14(1),
Schedule 1 of the Act

Between **TIMOTHY DRUMMOND HARDLEY**
Appellant

And **QUEENSTOWN LAKES DISTRICT
COUNCIL**
Respondent

**Notice of Jacqueline Leigh Morgan
Davies, Alexander John Morcom and
Veritas (2013) Limited as trustees of
the JLMD Family Trust's wish to be
Party to Proceedings**

Dated: 12 June 2019

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To: The Registrar
Environment Court
Christchurch

1. Jacqueline Leigh Morgan Davies, Alexander John Morcom and Veritas (2013) Limited as trustees of the JLMD Family Trust (**Trustees**) wish to be a party to the following appeal on the Proposed Queenstown Lakes District Plan – Stage 2 (**Proposed Plan**):
 - (a) *Timothy Drummond Hardley v Queenstown Lakes District Council* (ENV-2019-CHC-048) (**Appeal**).
2. The Trustees made a submission (submission #2334) on the subject matter of the Appeal and also have an interest that is greater than the interest that the general public has because the Trustees own the property at 59 Fitzpatrick Road, Dalefield, Queenstown (legally described as Lot 1 DP 307454) (**Property**) that is subject to the Appeal.
3. The Trustees are not trade competitors for the purposes of sections 308C or 308CA of the Resource Management Act 1991 (**Act**).
4. The Trustees are interested in all of the Appeal.
5. The Trustees are interested in the following particular issue:
 - (a) the rezoning of their Property from Wakatipu Basin Lifestyle Precinct (**WBLP**) to Wakatipu Basin Rural Amenity Zone (**WBRAZ**), as sought in the Appeal.
6. The Trustees **oppose** the relief sought in the Appeal, to the extent that it is inconsistent with The Trustees' original submission on Stage 2, for the following reasons:
 - (a) the Trustees support the decision of the Respondent that their Property be zoned WBLP because the Property is capable of further subdivision and development to an extent not provided for under the WBRAZ;
 - (b) the WBLP is the most appropriate zoning of the Property in order to achieve the purpose and principles in Part 2 of the Act and other relevant policy and planning documents, as it will enable further

subdivision and development to occur without derogating from the landscape character and visual amenities of the Property and surrounding area;

- (c) the relief sought in the Appeal does not achieve Part 2 of the Act as it:
 - (i) is inconsistent with the evidence demonstrating that the Property has the ability to support the WBLP;
 - (ii) will restrict further subdivision and development in a manner which does not achieve the most efficient use and development of the natural and physical resources;
 - (iii) prevents the community from effectively providing for their social, economic and cultural wellbeing by unnecessarily restricting further subdivision and development on the Property;
 - (iv) does not give effect to other relevant higher order policy and planning documents; and
 - (v) does not promote the sustainable management of natural and physical resources.

7. The Trustees agree to participate in mediation or any other alternative dispute resolution of the Appeal.

Dated this 12th day of June 2019



Joshua Leckie/Annabel Linterman

Counsel for Jacqueline Leigh Morgan Davies, Alexander John Morcom and Veritas (2013) Limited as trustees of the JLMD Family Trust

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