

**UNDER** the Resource Management Act 1991

**IN THE MATTER** of an appeal under clause 14 Schedule 1 of  
the Act

**BETWEEN** **MERIDIAN ENERGY LIMITED**  
Appellant

**AND** **MACKENZIE DISTRICT COUNCIL**  
Respondent

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**NOTICE OF SIMONS PASS STATION LIMITED'S WISH TO BE PARTY TO  
PROCEEDINGS  
26 AUGUST 2021**

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**Instructing Solicitor:**

David Wilding  
Wilding Law  
PO Box 29473  
Christchurch 8053

Telephone: (03) 358 9988

Email: david.wilding@wildinglaw.co.nz

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**Counsel Instructed:**

Kelvin Reid  
Canterbury Chambers  
PO Box 9344  
Christchurch 8149

Telephone: 021 997 343

Email: kgr@kelvinreid.co.nz

NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

*Section 274, Resource Management Act 1991*

**To:** The Registrar  
Environment Court  
Christchurch  
DX: WX11113

1. **Simons Pass Station Limited** wishes to be a party to the following proceedings:

**ENV-2021-CHC-91      Meridian Energy Limited v Mackenzie District Council**

2. Simons Pass Station Limited is a person who made a submission and further submission on Plan Change 18 of the Mackenzie District Plan that is the subject matter of these proceedings.
3. Simons Pass Station Limited is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
4. Simons Pass Station Limited is interested in all of the proceedings.
5. Simons Pass Station Limited's interest in this appeal is confined to the following particular issue:
  - Definition of *significant indigenous vegetation and significant habitats of indigenous fauna*, with respect to deleting subsection (c) and Figure 1.
6. Simons Pass Station Limited supports the relief sought by Meridian Energy Limited in relation to the deletion of Figure 1 and subsection (c) from the definition of *significant indigenous vegetation and significant habitats of indigenous fauna* because:
  - The map depicting Mackenzie Basin alluvial outwash and moraine ecosystems has not been ground-truthed or adequately consulted upon;

- Subsections (a) and (b) of the definition of *significant indigenous vegetation and significant habitats of indigenous fauna* ensure appropriate areas are included within this definition; and
  - The inclusion of subsection (c) and the Figure 1 map is unnecessary and could result in areas being inappropriately caught within the definition.
7. Simons Pass Station Limited agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated this 26<sup>th</sup> day of August 2021



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Kelvin Reid

**Counsel for Simons Pass Station Limited**

The address for service is at the offices of Wilding Law, 356 Memorial Avenue, Christchurch. Documents for service may be:

- a. Left at that address; or
- b. Posted to the solicitor at PO Box 29473, Christchurch 8053; or
- c. Emailed to david.wilding@wildinglaw.co.nz.

Please also copy all correspondence to Kelvin Reid at [kgr@kelvinreid.co.nz](mailto:kgr@kelvinreid.co.nz).

**Advice**

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.