

**IN THE ENVIRONMENT COURT OF NEW ZEALAND
CHRISTCHURCH REGISTRY**

**I MUA I TE KŌTI TAIAO O AOTEAROA
TE ĪTAUTAHI ROHE**

ENV-2024-CHC-087

UNDER

The Resource Management
Act 1991 (**RMA**)

IN THE MATTER OF

An appeal pursuant to Clause
14(1) of the First Schedule of
the RMA against a decision of
an Independent Hearings
Panel in respect of Plan
Change 23 to the Mackenzie
District Plan.

BETWEEN

**MORELEA FARM HOLDINGS
LIMITED**

Appellant

AND

**MACKENZIE DISTRICT
COUNCIL**

Respondent

NOTICE OF WITHDRAWAL OF APPEAL

Dated: 30 September 2025

GRESSON DORMAN & CO
Solicitors
PO Box 244, Timaru 7940
Telephone 03 687 8004
Solicitor acting: L K O'Brien
Counsel Acting: M A Thomas

lucy@gressons.co.nz / monique@moniquethomas.co.nz

TO: The Registrar
Environment Court
Christchurch

AND TO: The Respondent

MAY IT PLEASE THE COURT

- 1 On 16 September 2024, Morelea Farm Holdings Limited (the **Appellant**) filed an appeal against the decision of an Independent Hearings Panel in respect of Plan Change 23 to the Mackenzie District Plan (**Appeal**).
- 2 The Appellant gives notice of the withdrawal of the Appeal.
- 3 Counsel has conferred with Counsel for Mackenzie District Council, who have confirmed there is no issue as to costs in respect of the Appellant's decision to withdraw from proceedings.¹

Dated 30 September 2025



Lucy O'Brien / Monique Thomas
Counsel for Morelea Farm Holdings Limited

¹ Confirmation attached as **Annexure A**.

ANNEXURE A – CONFIRMATION OF NO ISSUE AS TO COSTS

Lucy O'Brien

From: Rebecca Kindiak <rebecca.kindiak@al.nz>
Sent: Monday, 29 September 2025 4:27 PM
To: Liam Davies
Cc: Lucy O'Brien; Monique Thomas; Michael Garbett
Subject: Re: ENV-2024-CHC-087 - Morelea Farm Holdings Ltd v MDC - Memorandum of Counsel

Categories: IDM

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Thank you Liam

Yes I can confirm on behalf of Council that there is no issue as to costs.

Kind regards
Rebecca

On Sep 29, 2025, at 4:24 PM, Davies, Liam <Liam.Davies@justice.govt.nz> wrote:

Good Afternoon,

Yes, please file a notice accordingly – if the council could also confirm there are no issues as to costs that would be great.

Kind Regards,

<image001.png> **Liam Davies**
Hearing & Mediations Manager
Christchurch Environment Court
Mobile: 027 266 3514
liam.davies@justice.govt.nz
www.courtofnz.govt.nz

Rebecca Kindiak (she/her) | Associate | **Anderson Lloyd** | [d +64 3 467 7175](tel:+6434677175) | [m +64 21 297 2450](tel:+64212972450)

From: Lucy O'Brien <lucy@gressons.co.nz>
Sent: Monday, September 29, 2025 4:20 PM
To: Davies, Liam <Liam.Davies@justice.govt.nz>
Cc: Monique Thomas <monique@moniquethomas.co.nz>; Rebecca Kindiak <rebecca.kindiak@al.nz>; Michael Garbett <michael.garbett@al.nz>
Subject: RE: ENV-2024-CHC-087 - Morelea Farm Holdings Ltd v MDC - Memorandum of Counsel