

**Before an Independent Hearing Panel and Freshwater Hearing
Panel of Greater Wellington Regional Council**

Under the Resource Management Act 1991

In the matter of Proposed Plan Change 1 to the Wellington Regional Policy
Statement – Hearing Stream 6

**SUMMARY OF LEGAL SUBMISSIONS ON BEHALF OF WELLINGTON
INTERNATIONAL AIRPORT LIMITED**

Hearing Stream 6 – Indigenous Ecosystems

30 January 2024

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- 1.1** This summary of legal submissions is filed on behalf of Wellington International Airport Limited (**WIAL**), a submitter and further submitter on the Greater Wellington City Council (**GWRC**) Plan Change 1 (**PC1**) to the Regional Policy Statement - Hearing Stream 6.
- 1.2** WIAL has filed planning evidence from:
- (a) Claire Hunter, Director and Resource Management Consultant, Mitchell Daysh Ltd.
- 1.3** The thrust of Ms Hunter’s evidence is that the proposed indigenous ecosystems provisions including the suggested amendments as part of the s42A Report of concern to WIAL do not properly recognise the role of the NZCPS in terms of indigenous ecosystems in the CMA and coastal environment. Further and importantly, the combination of the proposed objectives and policies together with the directive and broad nature of Appendix 1A and Table 17 will very likely create an unnecessary and inappropriate consenting barrier for RSI/ specified infrastructure.
- 1.4** In my opinion, overall the proposed changes to the RPS are overly prescriptive and lengthy, with little flexibility in an area known for its complexity and need for a nuanced approach particularly where offsetting and compensation are involved.
- 1.5** At Hearing Stream 1 (**HS 1**), WIAL raised and filed legal submissions on the issue of the allocation of provisions between the Freshwater Planning Process (**FPP**) and the usual Part 1 Schedule 1 process. Appendix A to WIAL’s HS 1 legal submissions identify the provisions at issue for WIAL and the reasons why¹.
- 1.6** These concerns remain and I agree with the conclusion (but not all of the analysis) reached in the S42A report at paragraph 75 where Ms Guest recommends that all of

¹ Noting the repeal of the NBEA.

the Indigenous Ecosystem provisions the subject of this hearing stream are heard through the RMA Schedule 1 process.

DATED at Wellington this 30th day of January 2024

Amanda Dewar
Counsel for WIAL