

**IN THE ENVIRONMENT COURT  
AT WELLINGTON  
TE KŌTI TAIAO O AOTEAROA**

**ENV-2024-WLG-000054**

**IN THE MATTER** the Resource Management Act 1991

**AND**

**IN THE MATTER OF** An appeal under clause 14(1) of Schedule 1 of  
the Resource Management Act 1991

**BETWEEN** **KAPITI COAST DISTRICT CITY COUNCIL**  
Appellant

**AND** **WELLINGTON REGIONAL COUNCIL**  
Respondent

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**NOTICE OF INTENTION TO BE A PARTY TO PROCEEDINGS UNDER  
SECTION 274 ON BEHALF OF WINSTONE AGGREGATES**

9 December 2024

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To The Registrar  
Environment Court  
Wellington

**NOTICE OF INTENTION TO BE A PARTY TO PROCEEDINGS  
UNDER SECTION 274 OF THE RESOURCE MANAGEMENT ACT  
1991**

1. Winstone Aggregates (**Winstone**) wish to be a party to the following proceedings:
  - a) Kapiti Coast District Council's (**KCDC's**) appeal against the decision of the Wellington Regional Council on proposed Plan Change 1 to the Wellington Regional Policy Statement.
2. Winstone made a submission and further submission on proposed Plan Change 1 to the Regional Policy Statement.
3. Winstone is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
4. Winstone is interested in part of the proceedings. The part of the proceedings Winstone is interested in are:
  - a) **Chapter 3.1A: Climate Change:** Policies CC.2 and CC.2A
  - b) **Indigenous Ecosystems:** Policies 23 and 24, and Policies 24A-DAnd any consequent amendments or other relief arising from the appellant's appeal on these points.
5. Winstone made a submission and further submissions on these provisions.
6. Winstone has also filed its own appeal of RPS-PC1 (ENV 2024-WLG-000051).
7. Winstone is the largest manufacturer and distributor of aggregates in the country. The company operates several quarries in the Wellington

Region including Belmont Quarry, Otaki Quarry and Petone Quarry. These operations provide a local and reliable supply of aggregates for construction in the region that is essential for roading, construction and infrastructure development. The availability of a locally sourced aggregate is crucial for minimising transportation costs and ensuring a sustainable supply of materials. Aggregates are a vital ingredient in ensuring the region meets its objectives of suitable public infrastructure, resilience planning and affordable housing, and underpin's the growth outcomes sought by the NPS-UD.

8. Winstone's s 274 interest in HCC appeal (in summary) is to ensure that the RPS-PC1 and provisions:
  - (a) Properly recognise the importance and benefits of aggregates and quarrying.
  - (b) Ensure that the RPS provides policy recognition and support for continued pathways for quarrying in the region providing security of supply.
  - (c) Ensure that the RPS recognised the site specific nature of aggregate extraction and the need to quarry in areas where the resource is located, protected significant resource deposits from reverse sensitivity effects and Policy that does not recognise the unique characteristics of quarrying.
  - (d) Ensure that land long set aside for quarrying activities at its existing sites was not sterilised as a result of the Policy framework implemented through RPS-PC1.
  - (e) That the RPS introduced policy that gave proper effect to NPS-FM, NPS-UD and NPS-IB, in a more balanced and integrated way by ensuring that it gave equal recognition to the use as well as protection elements of those National Directions (including reference to the consenting pathways for quarrying of aggregates and clean-filling and aggregate extraction), including providing for the interaction of those activities.

- (f) That biodiversity offsetting and availability of the effects management hierarchy remains as articulated in the RMA, National Direction in the NPS-IB and NPS-FM (including the most recent NPS and RMA amendments) and that Council do not seek to impose further undue restrictions by way of regional circumstances that render biodiversity offsetting/ application of the effects hierarchy unavailable which will result in the broadening of scope of land unavailable for quarrying and sterilisation of aggregate resource in the Wellington Region or undermine those consenting pathways provided for quarrying and aggregate extraction in National Direction.
- (g) Avoid unnecessary duplication.
9. Winstone **supports** in part the relief sought by KCDC to the extent that it is consistent with the relief sought by Winstone and achieves the outcomes in paragraph 8 and **opposes** in part the relief sought by KCDC to the extent that it is inconsistent with Winstone's relief sought in Winstone's own submission and appeal; and/or achieve the outcomes in paragraph 8.
10. Winstone agree to participate in mediation or other alternative dispute resolution of the proceedings.

**Dated:** 9 December 2024



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P D Tancock / D W Ballinger

**Counsel for Winstone Aggregates**

Address for service of the appellant:

Penelope Ryder-Lewis at the offices of Bartlett Law, Level 9 Equinox House, 111 The Terrace, Wellington.

Documents for service on the appellant may be left at that address for service or may be emailed to the solicitor [prl@bartlettlaw.co.nz](mailto:prl@bartlettlaw.co.nz), provided that a copy is sent to counsel at [Pherne.tancock@legalchambers.co.nz](mailto:Pherne.tancock@legalchambers.co.nz) and [duncan.ballinger@stoutstreet.co.nz](mailto:duncan.ballinger@stoutstreet.co.nz).