

**BEFORE THE ENVIRONMENT COURT
AT WELLINGTON
I TE KŌTI TAIAO
TE WHANGANUI-Ā-TARA ROHE**

ENV-2020-WLG-8

IN THE MATTER OF	an appeal under s 174 of the Resource Management Act 1991
BETWEEN	ROBERT O'KEEFFE and LINDA O'KEEFFE Appellants
AND	WHANGANUI DISTRICT COUNCIL Respondent
And	NSK Holdings Ltd Interested Party

NOTICE OF NSK HOLDINGS LTD's WISH TO BE A PARTY TO PROCEEDINGS

Dated 2 April 2020



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TO: The Registrar

Environment Court

Wellington

[1] NSK Holdings Ltd gives notice of its wish to be a party to the following proceedings:

(a) *Robert O’Keeffe and Linda O’Keeffe v Whanganui District Council*, ENV-2020-WLG-8.

[2] NSK Holdings Ltd made a submission about the subject matter of the proceedings.

[3] NSK Holdings Ltd is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.

[4] NSK Holdings Ltd is interested in all of the appeal.

[5] NSK Holdings Ltd is interested in the following particular issues:

(a) Whether the notice of requirement should be declined, as sought by the appellants;

(b) whether “*further and amended conditions to meet the appellants concerns and the purpose of the act*”, as sought by the appellants, are appropriate.

[6] NSK Holdings Ltd opposes the relief sought in the appeal because it considers the decision to confirm the requirement was correct, and the conditions imposed are generally appropriate.

[7] NSK Holdings Ltd has development interests, and represents the interests of other affected persons, in the area known as Springvale in Whanganui. Springvale area is intersected by the proposed designation. NSK Holdings Ltd has development underway which is dependent upon confirmation of the stormwater solution for Springvale being confirmed, and requires certainty in relation to the designation in order to complete the development. NSK Holdings Ltd supports the current alignment of the notice of requirement.

[8] NSK Holdings Ltd agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated 2 April 2020

A handwritten signature in blue ink, appearing to read 'N. Jessen', is written over a horizontal line.

Nicholas Jessen

Counsel for NSK Holdings Ltd

This document is filed by **NICHOLAS JESSEN**, solicitor for NSK Holdings Limited. The address for service of NSK Holdings Limited is at the offices of CRLaw, Level 1, 227 Broadway Avenue, Palmerston North.

Documents for service on the NSK Holdings Limited may be left at that address for service or may be:

- (a) Posted to the solicitor at PO Box 1945; or
- (b) Left for the solicitor at a document exchange for direction DX PP80001; or
- (c) Sent by email to njessen@crlaw.co.nz; or
- (d) Transmitted to the solicitor by facsimile at (06) 356 4345.