

**THE ENVIRONMENT COURT  
AT AUCKLAND**

**ENV-2022-AKL-027**

**I MUA I TE KOOTI TAIAO  
TĀMAKI MAKAURAU ROHE**

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

**AND**

**IN THE MATTER** of an appeal under Clause 14(1) First Schedule of the RMA in relation to the decision of the Waikato District Council on the Proposed Waikato District Plan

**BETWEEN** **Jason Ross Howarth**

**Appellant**

**AND** **Waikato District Council**

**Respondent**

**NOTICE OF PERSON WISHING TO BE PARTY TO PROCEEDINGS**

**TO:** The Registrar  
Environment Court  
Auckland

1. The Waikato Regional Airport Limited (“WRAL”) gives notice of its intention to become a party to the appeal by Jason Ross Howarth (the “Appellant”) against certain parts of the decision by Waikato District Council (“WDC”) on the Proposed Waikato District Plan (“PWDP”).
2. WRAL made a submission on the PWDP and filed further submissions which opposed submissions seeking that the Airport Subdivision Control Boundary be removed and that the 1.1 ha average lot size be reduced. WRAL sought amendments to the PWDP which better addressed the potential for reverse sensitivity effects from subdivision inside the Airport Subdivision Control Boundary and the SEL95 Boundary on WRAL.
3. WRAL has an interest in the appeal that is greater than the interest the general public has. WRAL owns and operates the Hamilton Airport which is recognised as

Regionally Significant Infrastructure in the Waikato Regional Policy Statement (“WRPS”) and is subject to designation WRAL-1 in the Waikato District Plan.

4. WRAL is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
5. WRAL is interested in the appeal in its entirety.
6. WRAL opposes the relief sought by the Appellant in the notice of appeal on the basis set out in its submission and further submissions including but not limited to that the relief of the Appellant:
  - (a) is not consistent with, nor the most appropriate to achieve, the purpose and principles of the RMA;
  - (b) does not promote the sustainable management of natural and physical resources and in particular the Hamilton Airport which is Regionally Significant Infrastructure;
  - (c) does not enable people to provide for their social and economic wellbeing;
  - (d) It is not consistent with sound resource management practices and would result in unacceptable and significant reverse sensitivity effects upon WRAL;
  - (e) It does not give effect to relevant provisions of the WRPS which identifies and provides for Hamilton Airport as Regionally Significant Infrastructure.
7. WRAL agrees to participate in mediation or other alternative dispute resolution of the proceedings.

**WAIKATO REGIONAL AIRPORT LTD** by its solicitors,  
ChanceryGreen:



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Jason Welsh

18 March 2022  
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**And to:** Waikato District Council

**And to:** The Appellant