

**IN THE ENVIRONMENT COURT
AT WELLINGTON**

**I TE KŌTI TAIAO O AOTEAROA
KI TE WHANGANUI-A-TARA**

IN THE MATTER of an appeal under cl 14 of Schedule 1 of
the Resource Management Act 1991

BETWEEN WELLINGTON INTERNATIONAL
AIRPORT LIMITED (FORMERLY
KAINGA ORA - HOMES AND
COMMUNITIES)

(ENV-2024-WLG-000027)

Appellant

AND WELLINGTON CITY COUNCIL

Respondent

MINUTE OF THE ENVIRONMENT COURT

(30 October 2024)

[1] By Notice of Appeal dated 20 May 2024, Kainga Ora sought “that the definition of ‘Reverse Sensitivity’ be deleted or alternatively, that the definition is redrafted to address the above reasons of this appeal by deleting the reference to the development and upgrading of an existing lawfully established activity and other such orders, relief or other consequential amendments as is considered appropriate and necessary by the Court to address the concerns set out in this appeal”.

[2] On 10 June 2024, Wellington International Airport Limited (WIAL) lodged a notice of its intention to become a party to the appeal under s274 RMA. In that notice WIAL indicated it, “supports deleting the last sentence of the reverse sensitivity definition because it adds unnecessary uncertainty and complexity to the definition. WIAL opposes the deletion of the remainder of the definition because it: is referenced in a number of District Plan provisions; will assist users of the District Plan; will promote the overall efficiency and consistent administration of the District Plan; will

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assist in supporting the protection of existing operations such as the Airport from reverse sensitivity effects”.

[3] By email dated 14 October 2024, Kāinga Ora sought leave to withdraw the appeal. All parties agreed that there was no issue as to costs in respect to the withdrawal however by email dated 16 October 2024, WIAL indicated opposition to the withdrawal on the basis that it wished to advance the subject matter of the appeal. No party indicated any opposition to WIAL continuing the appeal. Accordingly, pursuant to s274 of the Act, the appeal remains extant and WIAL is substituted for Kāinga Ora as the appellant.


L J Semple
Environment Judge

