

BEFORE THE ENVIRONMENT COURT
WELLINGTON

ENV-2018-WLG-007

IN THE MATTER

of an appeal under
Clause 14 of the First
Schedule of the
Resource Management
Act 1991

BETWEEN

**St Heliers Capital
Limited**
Appellant

AND

**Kapiti Coast District
Council**
Respondent

NOTICE OF INTENTION BY THE DIRECTOR-GENERAL OF
CONSERVATION TO BE A PARTY TO PROCEEDINGS
Dated: 16 February 2018

Department of Conservation

Solicitor acting: Katherine Anton

Email: kanton@doc.govt.nz

Telephone: 0274275900

Our ref: 5418664


Notice of person's wish to be party to proceedings
Section 274, Resource Management Act 1991

To The Registrar
 Environment Court
 P O Box 5027
 Wellington 6145

1. I, Lewis Sanson, Director-General, Department of Conservation, wish to be a party to the following proceedings:

dated 23 January 2018 being an appeal by **St Heliers Capital Limited** on the decisions of Kapiti Coast District Council in relation to the proposed Kapiti Coast District Plan.

2. I am a person who made a submission in the previous proceedings on the same matter and have an interest greater than the general public, specifically regarding the implementation of the New Zealand Coastal Policy Statement 2010 (NZCPS).
3. I am not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
4. I am interested in all of the proceedings.
5. I am interested in the following particular issues:
- 5.1. The removal of policies that rules that would enable adverse effects on coastal values and undermine the effectiveness of implementation of the NZCPS.
6. I oppose the relief sought for the following reasons:
- 6.1. The preservation of the natural character of the coastal environment, which includes dunes is a requirement of Policy 13 of the NZCPS. Policy 13(1)(b) requires that significant adverse effects on natural character are avoided, and that all other adverse effects are avoided, remedied or mitigated.
- 6.2. Earthworks of dunes would likely result in adverse effects and potentially significant adverse effects, on the dune landform, depending on the extent of earthworks and therefore the relief sought by the appellant would not give effect to the NZCPS, particularly Objective 1, which seeks to safeguard the integrity, form, functioning and resilience of the coastal environment and sustain its ecosystems including dunes, Policy 11 which seeks to avoid significant adverse effects and avoid, remedy or mitigate adverse effects on indigenous ecosystems and habitats including dunelands and Policy 13 identified above.
7. I agree to participate in mediation or other alternative dispute resolution of the proceedings.



Reg Kemper
Director, Lower North Island

Acting pursuant to delegated authority on behalf of the Director-General of Conservation

16 February 2017

Address for Service of person wishing to be a party:

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