

**BEFORE THE ENVIRONMENT COURT
I MUA I TE KOOTI TAIAO O AOTEAROA**

IN THE MATTER of the Resource Management Act 1991
("RMA")

AND

IN THE MATTER of appeals pursuant to clause 14(1) of
the First Schedule of the RMA

BETWEEN **REMARKABLES PARK LIMITED**
(*ENV-2018-CHC-126*)

QUEESTOWN PARK LIMITED
(*ENV-2018-CHC-127*)

Appellants

AND **QUEENSTOWN LAKES DISTRICT
COUNCIL**

Respondent

**MEMORANDUM OF COUNSEL FOR QUEENSTOWN PARK LIMITED AND
REMARKABLES PARK LIMITED
REGARDING TOPIC 3 URBAN DEVELOPMENT**

Dated: 4 February 2019

BROOKFIELDS

LAWYERS

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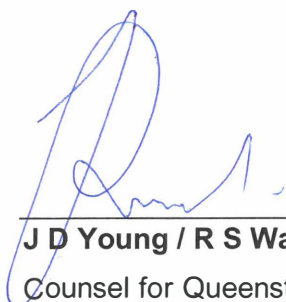
AUCKLAND 1140

MAY IT PLEASE THE COURT:

1. This memorandum is filed on behalf of Queenstown Park Limited (**QPL**) and Remarkables Park Limited (**RPL**) and relates to appeal points on Stage 1 of the Proposed Queenstown Lakes District Plan that have been allocated to Topic 3 Urban Development.
2. During mediations on Topic 3, which took place from 29 January 2019 to 1 February 2019, counsel advised parties of several appeal points that are allocated to Topic 3 that RPL and QPL are no longer pursuing. This memorandum formalises the withdrawal of those appeal points, as listed below.
3. RPL withdraws the following appeal points from its Notice of Appeal dated 19 June 2018:
 - (a) Appeal points recorded at paragraphs 14(a)-(c) of RPL's Notice of Appeal, allocated the following Court references by the QLDC in its memorandum dated 23 July 2018:
 - i. ENV-2018-CHC-126-004, in relation to SO 3.2.2;
 - ii. ENV-2018-CHC-126-005, in relation to SP 3.3.13;
 - iii. ENV-2018-CHC-126-006, in relation to SP 3.3.14;
 - (b) Appeal points recorded at paragraphs 17(a)-(d) of RPL's Notice of Appeal, allocated the following Court references by the QLDC in its memorandum dated 23 July 2018:
 - i. ENV-2018-CHC-126-007, in relation to Objective 4.2.1;
 - ii. ENV-2018-CHC-126-008, in relation to Policy 4.2.1.2; and
 - iii. ENV-2018-CHC-126-009, in relation to Policy 4.2.1.3.
4. QPL withdraws the following appeal points from its Notice of Appeal dated 19 June 2018:
 - (a) Appeal point recorded at paragraph 23(j) of QPL's Notice of Appeal, allocated Court reference ENV-2018-CHC-127-014 by the QLDC in its memorandum dated 23 July 2018, relating to SP 3.3.14;

- (b) Appeal point recorded at paragraph 24(b) of QPL's Notice of Appeal, allocated Court reference ENV-2018-CHC-127-021 by the QLDC in its memorandum dated 23 July 2018, relating to Policy 4.2.1.3; and
- (c) Appeal point recorded at paragraph 24(e), allocated Court reference ENV-2018-CHC-127-024 by the QLDC in its memorandum dated 23 July 2018, which sought the inclusion of a new policy in Chapter 4.

DATED the 4th day of February 2019



J D Young / R S Ward

Counsel for Queenstown Park Limited and Remarkables Park Limited