

**BEFORE THE ENVIRONMENT COURT
CHRISTCHURCH REGISTRY**

**I MUA I TE KŌTI TAIAO O AOTEAROA
KI ŌTAUTAHI**

ENV-2025-CHC-000133

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under clause 14(1) of Schedule 1 to the Act

AND

IN THE MATTER of s 274 of the Act

BETWEEN **WESTPOWER LIMITED**

Appellant

AND **TE TAI O POUTINI PLAN COMMITTEE**

Respondent

BULLER DISTRICT COUNCIL'S WISH TO BE A PARTY TO PROCEEDINGS
2 February 2026

FLETCHER VAUTIER MOORE
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TO: The Registrar
Environment Court
Christchurch

1. Buller District Council (**BDC**) wishes to be a party to the following proceedings:

Westpower Limited v Te Tai o Poutini Plan Committee

2. BDC made a submission about the subject matter of the proceedings.
3. BDC has an interest in the proceedings that is greater than the interest that the general public has because BDC:
 - 3.1. Is the territorial authority responsible for administering and implementing Te Tai o Poutini Plan (**TTPP**) within the Buller District; and
 - 3.2. Has statutory responsibility for the functions set out at s 31 RMA (excluding any functions that have been transferred to Te Tai o Poutini Plan Committee).
4. BDC is not a trade competitor for the purposes of ss 308C or 308A Resource Management Act 1991.
5. BDC is interested in all of the proceedings.
6. BDC is interested in the following particular issues:
 - 6.1. The interpretation and application of provisions relating to electricity generation and distribution infrastructure;
 - 6.2. The consistency and workability of the permitted activity framework for electricity generation and distribution activities, including the interaction between Energy Chapter provisions and the district-wide provisions and overlays; and
 - 6.3. Administration of TTPP.
7. BDC is neutral on the relief sought because:

- 7.1. The relief sought would amend the TTPP to provide more enabling provisions for energy-related activities, and BDC's interest is in ensuring that any such amendments are workable and appropriately enable the timely operation, maintenance and minor upgrading of electricity distribution infrastructure, particularly in a district that is prone to natural hazard events;
 - 7.2. At the same time, BDC's interest is in ensuring that any relief granted retains an appropriate balance between enabling low-impact energy activities and maintaining necessary environmental controls under the TTPP; and
 - 7.3. Any amendments should not result in unintended or inconsistent outcomes elsewhere in the TTPP.
8. BDC agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated: 2 February 2026



CP Thomsen / AA Yardley
Counsel for Buller District Council

This notice was filed by **CHRISTOPHER PAUL THOMSEN**, solicitor for the party of the firm Fletcher Vautier Moore. The address for service of the above-named party is at the offices of Fletcher Vautier Moore, Solicitors, Level 1, 201 Queen Street, Richmond, Nelson.

Documents for service on the party may be:

- a) Posted to the solicitor at Fletcher Vautier Moore, Solicitors, PO Box 90, Nelson 7040; or
- b) Sent by email to both cthomsen@fvm.co.nz and ayardley@fvm.co.nz.

Advice

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.