

**In the Environment Court of New Zealand
at Christchurch**

ENV-2025-CHC-119

**I te Kōti Taiao o Aotearoa
ki Ōtautahi**

Under the Resource Management Act 1991

In the matter of an appeal under clause 14 of Schedule 1 of the Resource Management Act 1991 against the decision of the Te Tai O Poutini Plan Committee on the proposed Te Tai O Poutini Plan: A Combined District Plan for the West Coast

Between **Gavin Molloy**
Appellant

And **Te Tai O Poutini Plan Committee**
Respondent

**Notice of wish to be a party to an appeal on behalf
of Westland District Council**

2 February 2026



PO Box 105147
Auckland 1143

Solicitor: K Fraser | F Wach
E: katia.fraser@ricespeir.co.nz |
felicity.wach@ricespeir.co.nz
M: 021 853 480 | 021 545 557

Notice of wish to be a party to an appeal on behalf of Westland District Council

To: The Registrar of the Environment Court at Christchurch

1. Name of person who wishes to be a Party

1.1 Westland District Council (**Council**) wishes to be a party to the following proceeding:

a. An appeal by Gavin Molloy (**Appellant**) against parts of a decision of the Te Tai O Poutini Plan Committee on the proposed Te Tai o Poutini Plan (**ENV-2025-CHC-119**).

1.2 Pursuant to s 274(1)(b) of the Resource Management Act (**RMA**) the Council is a local authority and may be a party to the proceedings.

2. Trade competition

2.1 The Council is not a trade competitor for the purposes of sections 308C or 308CA of the RMA.

3. The proceeding

3.1 The Council is interested in the appeal in its entirety.

3.2 Although the appeal lacks sufficient clarity and particularity for the Council to form a clear position, the Council's preliminary position is that it opposes the relief sought by the Appellant in relation to the Franz Alpine Resort, including the:

- a. rezoning of the Resort and surrounding land;
- b. natural hazard mapping;
- c. infrastructure provision; and
- d. seismic and flood risk analysis.

3.3 This includes the relief sought by the Appellant to "formalise the provisions of Section 5.4A of the current WDC District Plan in its entirety" into the Te Tai o Poutini Plan (**TTPP**), which appears to seek reinstatement of the Tourist and Residential zoning under Part 5 (Tourist Settlement Policy Unit) of the operative Westland District Plan.

3.4 The Council denies any allegations in the appeal that Council staff have acted improperly or unlawfully in relation to the development of the plan provisions that apply to the Franz Alpine Resort in the TTPP.

4. Dispute Resolution

4.1 The Council agrees to participate in mediation or other alternative dispute resolution of the proceeding.

Date: 2 February 2026



Katia Fraser | Felicity Wach

Counsel for Westland District Council

This document is filed by Katia Fraser and Felicity Wach of Rice Speir, solicitors for Westland District Council. The address for service on Westland District Council is Level 14, 23 Customs Street East, Auckland 1010.

Documents for service on Westland District Council may be left at the address for service or may be:

- a. Posted to the solicitor at PO Box 105147, Auckland 1143
- b. Emailed to katia.fraser@ricespeir.co.nz; felicity.wach@ricespeir.co.nz and rosie.argyle@ricespeir.co.nz