

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

**ENV 2025-CHC-000129**

**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 **Vance and Carol Boyd, Michael Elford and M W and S J Elford Trustees Limited**  
Appellants

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

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

2 February 2026

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PO Box 105147  
Auckland 1143

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

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# 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 Vance and Carol Boyd, Michael Elford and M W and S J Elford Trustees Limited (**Appellants**) against part of a decision of the Te Tai O Poutini Plan Committee on the proposed Te Tai o Poutini Plan (**ENV 2025-CHC-000129**).

1.2 Pursuant to s 274(1)(b) of the Resource Management Act 1991 (**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 The Council opposes the relief sought by the Appellants as it relates to:

- a. the Coastal Hazard Erosion and Inundation (**CHEI**) overlay; and
- b. the Natural Hazards provisions (**NH**) in the Hazards and Risks Chapter (**HAZ**).

3.3 In particular, the Council opposes the requests by the Appellant as follows:

### Hazard overlay mapping

- a. That the CHEI overlay is reconsidered and amended to reflect more reliable data input and exclude the Appellants' properties; or
- b. That the CHEI overlay is reconsidered and amended to reflect more reliable data input and exclude the Appellants' properties and other properties at Hannah's Clearing that are also more appropriately excluded based upon a revision of the data and mapping.

### **Plan provisions**

a. That the HAZ NH provisions are amended to recognise the risk profile of the Appellants' properties at Hannah's Clearing. Appropriate amendments include, but are not necessarily limited to, the following:

(a) The CHEI overlay is removed from the definition of Severe Natural Hazard Overlay; and / or

(b) A consenting pathway is established for new / extensions to habitable buildings that is proportionate to the risk profile of the Appellants' properties.

3.4 The Council does not accept the reasons set out in the Appellants' appeal regarding uncertainty in the data and modelling used to inform the CHEI overlay at Hannah's Clearing. The mapping is based on the best available modelling and appropriately reflects hazard risk associated with the area. Furthermore, the mapping is consistent with higher-order planning documents, including the New Zealand Coastal Policy Statement, the West Coast Regional Policy Statement, and the recently commenced National Policy Statement for Natural Hazards.

### **4. Dispute Resolution**

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

Date: 2 February 2026



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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](mailto:katia.fraser@ricespeir.co.nz); [felicity.wach@ricespeir.co.nz](mailto:felicity.wach@ricespeir.co.nz) and [rosie.argyle@ricespeir.co.nz](mailto:rosie.argyle@ricespeir.co.nz)