

In the Environment Court of New Zealand
Christchurch Registry

I Mua I Te Kōti Taiao O Aotearoa
Ōtautahi Rohe

ENV-2025-CHC-000103

Under	the Resource Management Act 1991 (the Act)
In the matter of	An appeal under clause 14(1) of the First Schedule of the Act on a decision on the proposed Te Tai o Poutini Plan
Between	Birchfield Coal Mines Limited Appellant
And	Te Tai o Poutini Plan Committee Respondent

Notice of Partial Withdrawal of Appeal

8 May 2026

May it please the Court

- 1 On 24 November 2025 the Appellant filed an appeal against parts of a decision of the Respondent on the proposed Te Tai o Poutini Plan (**TTPP**). This appeal relates to various aspects of the TTPP including, relevantly, Part 2 – District Wide Matters: Energy, Infrastructure and Transport.
- 2 The Appellant gives notice of the withdrawal of the appeal point relating to the Transport Chapter Overview – in particular the request for the Mineral Extraction Zone to be listed in the Overlay Chapters bullet point. This appeal point has been allocated to Topic 23: TRN – Transport. The withdrawal arises following discussions with the Respondent as to the purpose of this part of the overview relating to overlay chapters not zones.
- 3 This notice is served on the Respondent, and all parties identified in the Respondent's memorandum dated 26 March 2026¹ as having an interest in Topic 23: TRN – Transport.

Dated 8 May 2026



Phil McKinnel

¹ Memorandum of Counsel on behalf of TTPP Committee regarding amended Appendix B, 26 March 2026, Appendix B, page 26.