

IN THE ENVIRONMENT COURT
AT AUCKLAND

ENV-2026-AKL-

I TE KŌTI TAIAO O AOTEAROA
KI TĀMAKI MAKĀURAU

UNDER the Resource Management Act 1991 (“**RMA**”)

AND

IN THE MATTER OF an appeal against decisions on the Proposed Far
North District Plan under cl 14 of Schedule 1 of the
RMA

BETWEEN **LUCKLAW FARM LIMITED**

Appellant

AND **FAR NORTH DISTRICT COUNCIL**

Respondent

NOTICE OF HAITITAIMARANGAI MARAE 339 TRUST’S WISH TO BE A PARTY TO
PROCEEDINGS

(COASTAL ISSUES)

2 SEPTEMBER 2026

BANKSIDE CHAMBERS

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**NOTICE OF HAITITAIMARANGAI MARAE 339 TRUST'S WISH TO BE A
PARTY TO PROCEEDINGS**

To: the Registrar
Environment Court
Auckland

1. Haititaimarangai Marae 339 Trust ("**Marae Trust**") wishes to be a party to the following proceedings:

Lucklaw Farm Limited v Far North District Council (ENV-2026-AKL-)
(Coastal Issues)

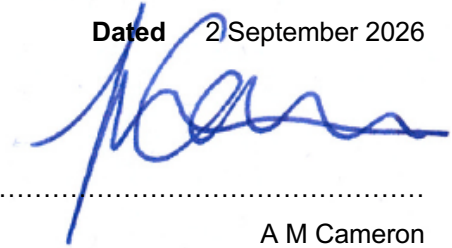
2. The Marae Trust has an interest in the proceedings that is greater than the interest that the general public has. The Marae Trust is a registered charitable trust under the Charitable Trusts Act 1957. It is responsible for the management of Haititaimarangai Marae in Whatuwhiwhi.
3. The trustees of the Marae Trust are responsible for ensuring the beneficial use of the marae reservation for all beneficiaries of Te Whānau Moana and Te Rorohuri, hapū of Ngāti Kahu who hold mana whenua on the Karikari Peninsula.
4. The trustees of the Marae Trust exercise their kaitiakitanga responsibilities on behalf of Te Whānau Moana and Te Rorohuri.
5. The Marae Trust is not a trade competitor for the purposes of ss 308 or 308CA of the Resource Management Act 1991.
6. The Marae Trust is interested in all of the proceedings.
7. The Marae Trust is interested in all of the issues raised by the proposed rezoning, including (particularly) the proposal to introduce controls on vehicles on beaches above mean high water springs, including Puwheke Beach.
8. Puwheke Beach sits at the toe of Puwheke maunga, which is of particular significance to both Te Whānau Moana and Te Rorohuri.
9. The Marae Trust opposes the relief sought because:
- (a) will not promote the sustainable management of natural and physical resources, and will not achieve the purpose of the RMA, in that it:

- (i) fails to enable people and communities to provide for their social, economic, and cultural well-being and for their health and safety;
 - (ii) fails to sustain the potential of natural and physical resources to meet the reasonably foreseeable needs of future generations;
 - (iii) fails to safeguard the life-supporting capacity of air, water, soil and ecosystems and
 - (iv) fails to appropriately avoid, remedy, or mitigate adverse effects of activities on the environment;
- (b) is contrary to Part 2 of the RMA, and in particular, ss 6(e) and 7(a);
 - (c) is not the most appropriate way to achieve the purpose of the RMA, or the objectives of the Proposed District Plan, under section 32 of the RMA; and
 - (d) does not properly give effect to direction in relevant regional and national policy instruments.

10. Without limiting the generality of the above, the Marae Trust opposes the relief sought on the basis that, while sympathetic to concerns about the use of 4WD and other vehicles on the natural character of the foreshore (and particularly, on sensitive dune environments), the proposed controls would be inconsistent with the exercise by mana whenua of their customary rights, including rights of navigation; the harvesting of mahinga kai; and other tikanga-related practices.
11. They are also opposed to the purported concept of an environmental bottom line inherent within Policy 20 of the New Zealand Coastal Policy Statement 2010 (“**NZCPS**”) to control the use of vehicles, when that policy needs to be read both in its immediate context, and (through implementation in the District Plan) via a thorough-going attempt to reconcile the requirements of that policy with others, including Objective 3 and Policy 2 of the NZCPS.

12. The Marae Trust agrees to participate in mediation or other alternative dispute resolution of the proceedings

Dated 2 September 2026



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A M Cameron
Counsel for the Marae Trust

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Advice

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