

**ENVIRONMENT COURT OF NEW ZEALAND  
CHRISTCHURCH REGISTRY  
I MUA I TE KOOTI TAIAO O AOTEAROA  
ŌTAUTAHI**

**ENV-2026-CHC-051**

Under the                      Resource Management Act 1991 (**RMA**)

In the matter of              an appeal under clause 14 of the First Schedule of the of the  
RMA

Between                        **NEW ZEALAND TRANSPORT AGENCY WAKA KOTAHI**

   Appellant

And                                **TIMARU DISTRICT COUNCIL**

   Respondent

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**NOTICE OF INTENTION BY PRIMEPORT TIMARU LIMITED TO BE PARTY TO  
PROCEEDINGS**

Dated: 27 May 2026

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**BUDDLE FINDLAY**

Barristers and Solicitors  
Christchurch

Solicitor Acting: **Jenna Silcock / Cedric Carranceja**  
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**TO:** The Registrar  
Environment Court  
**CHRISTCHURCH**

**AND:** The Appellant

**AND:** The Respondent

**Notice of intention to be party to proceedings**

1. PrimePort Timaru Limited (**PrimePort**) wishes to be a party to the appeal ENV-2026-CHC-051 – New Zealand Transport Agency Waka Kotahi v Timaru District Council in relation to the Proposed Timaru District Plan (**the Appeal**) under section 274 of the RMA.
2. PrimePort made submissions and further submissions about the subject matter of the proceedings.
3. PrimePort is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.
4. PrimePort is interested all of the Appeal.

**PrimePort's position on relief sought**

5. PrimePort does not oppose the thrust of the relief sought by the Appeal, which seeks amendments the noise provisions of the Proposed Timaru District Plan to ensure adverse health and amenity effects on noise sensitive activities located nearby to state highways are appropriately managed, and potential reverse sensitivity effects are addressed.
6. However, PrimePort wishes to be a party to the proceedings to ensure any amendments made to the noise provisions will not cause problems with, reduce the effectiveness of, or otherwise undermine how they:
  - (a) manage adverse health and amenity effects on noise sensitive activities located nearby to the Port of Timaru and the Port Zone, including within the Port Noise Control Overlays; and
  - (b) address potential reverse sensitivity effects.
7. PrimePort has adopted the above position on the relief sought because managing noise sensitive activities located nearby to the Port of Timaru and the Port Zone, and addressing reverse sensitivity effects:

- (a) is consistent with the matters contained in PrimePort's submissions and evidence presented as part of the Proposed Timaru District Plan process;
- (b) is the most appropriate way to achieve the objectives and policies of the Proposed Timaru District Plan;
- (c) is consistent with relevant planning documents including the Canterbury Regional Policy Statement; and
- (d) promotes Part 2 of the RMA.

### **Mediation**

- 8. PrimePort agrees to participate in mediation or other alternative dispute resolution of the proceedings.

**DATED** this 27<sup>th</sup> day of May 2026



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**Cedric Carranceja**

This document is filed by **Jenna Silcock and Cedric Carranceja**, solicitors for PrimePort Timaru Limited whose address for service is at the offices of Buddle Findlay, 83 Victoria Street, Christchurch 8013. Documents for service on the abovenamed may be left at that address or may be:

- 1. Posted to the solicitor at PO Box PO Box 322, Christchurch 8140, Christchurch 8013; or
- 2. Left for the solicitor at a document exchange for direction DX WX11135, Christchurch; or
- 3. Emailed to the solicitor at [jenna.silcock@buddlefindlay.com](mailto:jenna.silcock@buddlefindlay.com) / [cedric.carranceja@buddlefindlay.com](mailto:cedric.carranceja@buddlefindlay.com) / [amiria.bates@buddlefindlay.com](mailto:amiria.bates@buddlefindlay.com).