

**BEFORE THE ENVIRONMENT COURT
AT AUCKLAND**

ENV-2013-AKL-

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under clause 14(1) of the First
Schedule of the Act

BETWEEN **ENVIRONMENTAL DEFENCE SOCIETY
INCORPORATED**

Appellant

AND **NORTHLAND REGIONAL COUNCIL**

Respondent

**APPLICATION FOR WAIVER OF THE PERIOD WITHIN WHICH NOTICE OF
APPEAL IS TO BE SERVED ON SUBMITTERS**

27 November 2013

Environmental Defence Society
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Victoria St West
AUCKLAND 1142
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TO: The Registrar
Environment Court
AUCKLAND

1. The Environmental Defence Society Incorporated (“EDS”) lodged a notice of appeal relating to part of the decision of Northland Regional Council on the Proposed Northland Regional Policy Statement on 14 November 2013.
2. EDS applies for a waiver under section 281 of the Resource Management Act 1991 of the time limit for service of a notice of appeal on submitters.
3. Clause 14 of Schedule 1 of the Resource Management Act 1991 requires EDS to serve a copy of the notice in the prescribed manner. Regulation 7(1)(c) of the Resource Management (Forms, Fees, and Procedure) Regulations 2003 requires a copy of the notice of appeal to be served on every person who made a submission on the provision or matter to which the appeal relates, within 5 working days after the notice is lodged.
4. The waiver is sought on the grounds that:
 - 4.1. no party will be unduly prejudiced by granting the waiver, and
 - 4.2. the Court should exercise its discretion to grant the waiver.
5. An affidavit from Fiona Driver and a memorandum are filed in support of this application.

DATED at Auckland this 27th day of November 2013



Nicola de Wit