

**In the Environment Court  
I Mua I Te Kōti Taiao O Aotearoa  
Christchurch Registry  
Ōtautahi Rohe**

**ENV-2020-CHC-000049**

Under the Resource Management Act 1991  
And in the matter of an appeal under clause 14 of Schedule 1 of the Act

Between

**Port Marlborough New Zealand Limited**

Appellant

and

**Marlborough District Council**

Respondent

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**Memorandum of Counsel on behalf of Port Marlborough  
New Zealand Limited**

**17 December 2020**

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**BELL GULLY**

BARRISTERS AND SOLICITORS

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**MAY IT PLEASE THE COURT**

1. Port Marlborough New Zealand Limited (**PMNZ**) appealed Standard 2.33.1.1 and Table 2.1 on the decisions of the Marlborough District Council (**MDC**) on the Proposed Marlborough Environment Plan (**PMEP**).
2. In a letter dated 11 November 2020, MDC advised PMNZ that the PMEP had been updated in order to remove the parking provisions as required by Clause 3.38 of the National Policy Statement on Urban Development 2020 (**NPS-UD**).
3. As a result, Rule 2.33.1 and Table 2.1 have been deleted from the PMEP.
4. PMNZ therefore wishes to withdraw its appeal on Standard 2.33.1.1 and Table 2.1 of the PMEP.
5. For clarity, PMNZ still retains its appeal point for Rule 2.34.1 and its relationship with standard 2.33.1.7 (now 2.33.1.1).



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A J L Beatson / H G Watson  
Counsel for Port Marlborough New Zealand Limited

Dated 17 December 2020