

Resource Management (Forms, Fees, and Procedure) Regulations 2003 (as at 03 March 2015)

Form 34

Notice of appeal to Environment Court (general)

To the Registrar
Environment Court
Auckland, Wellington, and Christchurch

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05 NOV 2015

1 CEX	UPPER HUTT CITY COUNCIL			8 EVENTS
2 DAMO	351/13-008			9
3 DCOR	- 6 NOV 2015 2236			10
4 DCOR	5 DCUM	6 DBD	7	11

I, Paul, Steven, Persico appeal a decision on the following matter:

Private Plan Change 40: Wallacville, Upper Hutt

I received notice of the decision on 26/09/2015

The decision was made by Upper Hutt City Council

I am not* a trade competitor for the purposes of section 308D of the Resource Management Act 1991.

*Select one.

*I am not† directly affected by an effect of the subject of the appeal that—

- (a) adversely affects the environment; and
- (b) does not relate to trade competition or the effects of trade competition.

*Delete entire paragraph if you are not a trade competitor.

†Select one.

The decision that I am appealing is: the entire plan change 40.

The reasons for the appeal are as follows:

Land contains over 55 years of laboratory waste from experiments with live viriss, anthrax, small pox, and many more, vaccine pollution, and radioactive materials, thousand of animal carcass, toxic waste, DDT, major issues with flooding traffic and noise, is in industrial area and in close proximity to 3 open air rifle ranges, a military camp and prison. .

I seek the following relief: for the Environment Court to reject the entire plan change.

I attach the following documents* to this notice:

- (a) a copy of the relevant decision (or part of the decision);
- (b) a list of names and addresses of persons to be served with a copy of this notice;
- (c) any other documents necessary for an adequate understanding of the appeal.

*These documents constitute part of this form and, as such, must be attached to both copies of the notice lodged with the Environment Court. The appellant does not need to attach copies of these documents to copies of the notice served on other persons if the copy served lists these documents and states that copies may be obtained on request from the appellant.

Signature of appellant
(or person authorised to sign
on behalf of appellant)

4-11-2015

Date

Address for service of appellant: 216 Parkes Line Road Upper Hutt

Telephone:

Fax/email: persico@xtra.co.nz

Contact person: Paul Persico

Note to appellant

You may use this form for any appeal for which you cannot identify a prescribed form.

You must lodge the original and 1 copy of this notice with the Environment Court. The notice must be signed by you or on your behalf. You must pay the filing fee required by regulation 35 of the Resource Management (Forms, Fees, and Procedure) Regulations 2003.

Your right to appeal may be limited by the trade competition provisions in Part 11A of the Resource Management Act 1991.

Advice to recipients of copy of notice of appeal

How to become a party to proceedings

If you wish to become a party to the appeal, you must,—

(a) within 15 working days after the period for lodging a notice of appeal ends, lodge a notice of your wish to be a party to the proceedings (in form 33) with the Environment Court and serve copies of your notice on the relevant local authority and the appellant; and

(b) within 20 working days after the period for lodging a notice of appeal ends, serve copies of your notice on all other parties.

You may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing requirements (*see* form 38).

Your right to be a party to the proceedings in the court may be limited by the trade competition provisions in section 274(1) and Part 11A of the Resource Management Act 1991.

Advice

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

Schedule 1 form 34: amended, on 3 March 2015, by regulation 15(1) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2014 (LI 2014/386).

Schedule 1 form 34: amended, on 3 March 2015, by regulation 15(2) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2014 (LI 2014/386).

Schedule 1 form 34: amended, on 1 November 2010, by regulation 19(1) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2010 (SR 2010/279).

Schedule 1 form 34: amended, on 1 June 2006, by regulation 10(4) of the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2006 (SR 2006/99).