

IN THE MATTER of the Resource Management Act 1991
AND of an appeal against an abatement notice
under section 325 of the Act
BETWEEN E FIGUEIREDO
(ENV-2020-AKL-000164)
Appellant
AND NORTHLAND REGIONAL COUNCIL
Respondent

Date of Decision: 17 November 2020

Date of Issue: 17 November 2020

DETERMINATION OF THE ENVIRONMENT COURT

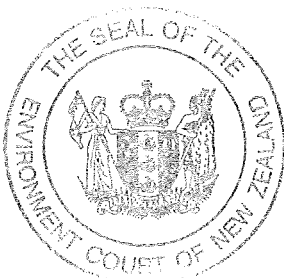
- A: The abatement notice is withdrawn.
- B: The file is now closed and there is no order as to costs.

REASONS

Introduction

[1] This matter relates to an appeal by Erlon Figueiredo against an abatement notice issued by Northland Regional Council, prohibiting the commencement of any open burning not authorised by a resource consent or permitted by a rule in the Regional Air Quality Plan for Northland or the Proposed Northland Regional Plan.

[2] Mr Figueiredo sought the cancellation of the abatement notice.



Withdrawal of the Abatement Notice

[3] On 16 October 2020, counsel for Northland Regional Council filed a memorandum advising that they had decided to cancel the abatement notice.

[4] The Court accordingly requested that Mr Figueiredo advise within 5 working days whether they oppose the closure of the file with the Court. To date, no response was filed.

Conclusion

[5] In light of the abatement notice cancellation and the lack of opposition from Mr Figueiredo, there is no further purpose to the appeal. Accordingly, I now conclude that this matter is now at an end and the file is closed.

[6] There is no order as to costs.

For the court:





J A Smith
Environment Court Judge