

Form 33  
Notice of person's wish to be party to proceedings

Section 274, Resource Management Act 1991

To the Registrar  
Environment Court  
WELLINGTON

1. Ngāti Kapu wish to be a party to the following proceedings:

**ENV-2023-WLG-000005 Waka Kotahi New Zealand Transport Agency**

**Topic(s): DR: DR: resource consents and notices of requirement for Otaki to north of Levin state highway project**

2. Ngāti Kapu made a submission about the subject matter of the proceedings.
3. Ngāti Kapu are not a trade competitor for the purposes of section 308C of the Resource Management Act 1991.
4. Ngāti Kapu are directly affected by an effect of the subject of the resource consent applications and notices of requirement that—
  - (a) adversely affects the environment; and
  - (b) does not relate to trade competition or the effects of trade competition.
5. Ngāti Kapu are interested in all parts the proceedings.
6. Ngāti Kapu support the applications lodged by Waka Kotahi. This support is provided for the following reasons:
  - 6.1 Engagement with Waka Kotahi has ensured Ngāti Kapu has had a strong 'voice' in the development of the Project to this point. Outcomes from the RMA process can strengthen and ensure that this voice, and Ngāti Kapu participation in the Ō2NL Project, are embedded in Project outcomes, bringing benefits to our people and to the whole community.
  - 6.2 Ngāti Kapu wish to ensure that Conditions attached to the Designation and resource consents appropriately provide for this outcome and that they embed and strengthen Hapū involvement, while recognising and providing for our cultural values, our relationships with our ancestral lands, water, waahi tapu, and other taonga, for our kaitiakitanga responsibilities, and our Mana.
7. Ngāti Kapu consider that the draft Conditions as they currently stand at the time of lodging its submission, do not yet appropriately reflect the outcomes sought by Ngāti Raukawa ki te Tonga iwi. Ngāti Kapu seek that both the Designation and Resource Consent Conditions are amended to:
  - 7.1. Recognise and provide for our cultural values, our relationships with our ancestral lands, water, waahi tapu, and other taonga, for our kaitiakitanga responsibilities, and our Mana.
  - 7.2. Address the matters of concern identified in our CIA.
  - 7.3. Embed the CEDF as the framework for delivering and defining Project outcomes and ensure appropriate opportunity is provided for Hapū participation in developing and confirming the CEDF and the Project outcomes that the CEDF delivers.

- 7.4. Ensure appropriate opportunity is provided for Ngāti Kapu participation in developing and confirming the Project designs, construction management plans, environmental monitoring plans, and any operational management plans.
- 7.5. Address any other matter of relevance to Ngāti Kapu that may arise through the RMA process.
8. Ngāti Kapu agree to participate in mediation or other alternative dispute resolution of the proceedings.

Signed for and on behalf of:

Ngāti Kapu



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Chairperson Ngāti Kapu



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Chairperson Ngā Hapū o Ōtaki

Date: 19<sup>th</sup> of May 2023

Address for service:

*Postal Address:*  
c/- 88 Mill Road  
Otaki 5512

*Email:*  
office@ngahapuotaki.nz

Contract person for Ngāti Kapu:  
Heitia Raureti

Contract person for Ngā Hapū o Ōtaki:  
Denise Hapeta

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