

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

Section 274, Resource Management Act 1991

To the Registrar
Environment Court
Auckland

We, Chorus New Zealand Limited, Connexa Limited, Fortysouth Group LP, One New Zealand Group Limited and Spark New Zealand Trading Limited wish to be a party to the following proceedings:

- *ENV-2025-AKL-159, in particular an appeal from Royal Forest and Bird Protection Society of New Zealand Incorporated on the Proposed Waitomo District Plan.*

We are companies who made a joint submission about the subject matter of the proceedings. Since lodging the submission, Vodafone New Zealand Limited has rebranded to One New Zealand Group Limited (One NZ). Further, Fortysouth Group LP (Fortysouth) has recently acquired the fixed assets of One NZ (e.g. poles), whilst One NZ operates equipment on these assets such as antennas. Fortysouth are therefore joining these proceedings given the interest they now have in former One NZ assets.

We are not a trade competitor for the purposes of [section 308C](#) or [308CA](#) of the Resource Management Act 1991.

We are 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.

The part of the proceedings we are interested in is Point 7 in Table 1 of the appeal relating to the NU Rules and in particular seeking to require activities covered by the NU rules to also comply with any relevant provision in Part 2 District-Wide Matters.

We oppose the relief sought because the rules Chapter 19 of the Proposed Plan – Network Utilities (NU) are largely self-contained and have bespoke provisions where located in certain overlays such as this covered by Chapters 26, 27 and 28 that manage Natural Environmental Values. The proposed relief would apply all rules in district-wide chapters to network utilities, which is not the current structure of the Proposed Plan where currently only specific chapters or specified rules apply. This relief would fundamentally change how the NU Chapter currently works with unknown consequences that may adversely affect the ability for necessary telecommunications infrastructure which enables people and communities to provide for their social, economic, and cultural well-being and for their health and safety, to be constructed, operated and maintained in Waitomo District.

We agree to participate in mediation or other alternative dispute resolution of the proceedings.



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Signature of person wishing to be a party
(or person authorised to sign
on behalf of person wishing to be a party)

6 August 2025

Address for service of person wishing to be a party:

c/o Incite (Auckland) Limited
PO Box 3082
Auckland 1140

Telephone: 09 369 1465 or 0274 794 980

Email: chris@incite.co.nz

Contact person: Chris Horne, Director

Copies to: andrew.kantor@chorus.co.nz; fiona.matthews@connexa.co.nz;
colin.clune@fortysouth.co.nz and Graeme.McCarrison@spark.co.nz