



10 March 2009

MacTodd
Solicitors
P O Box 653
Queenstown

Attn: Jayne Macdonald

RE: ENV-2009-CHC-000029: IHG Queenstown Limited and Carter Queenstown Limited v QLDC

Please find enclosed by way of service a copy Notice under Section 274 RMA in relation to the above proceedings.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Warwick Goldsmith".

Warwick Goldsmith
Director of Commercial & Legal Affairs
Peninsula Road Limited

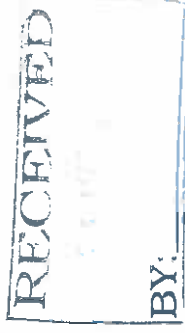
Letter Mactodd Solicitors 10.03.09.doc



10 March 2009

MacTodd
Solicitors
P O Box 653
Queenstown

Attn: Jayne Macdonald



RE: ENV-2009-CHC-000029: IHG Queenstown Limited and Carter Queenstown Limited v QLDC

Please find enclosed by way of service a copy Notice under Section 274 RMA in relation to the above proceedings.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Warwick Goldsmith".

Warwick Goldsmith
Director of Commercial & Legal Affairs
Peninsula Road Limited

Letter MacTodd Solicitors 10.03.09.doc

COPY

Form 33

Notice of person's wish to be party to proceedings
Section 274, Resource Management Act 1991

To The Registrar
Environment Court
Christchurch

I, Peninsula Road Limited, wish to be a party to the following proceedings:

ENV-2009-CHC-000029: IHG Queenstown Limited and Carter Queenstown Limited v Queenstown Lakes District Council.

I am a person who made a submission in the previous proceedings on the same matter.

I am interested in part of the proceedings.

The part of the proceedings I am interested in is:

1. Paragraph 5.1(a) of the Notice of Appeal – definition of “Ground Level”.
2. Paragraph 5.1(b) of the Notice of Appeal – Letter of Certification for Ground Level.

Note: I am not interested in Paragraph 5.2 of the Notice of Appeal which relates to the height limit applicable to the Appellant's Land.

I am interested in the following particular issues:

Definition of “Ground Level”

I support the relief sought by the Appellant detailed in Paragraph 7.1 of the Notice of Appeal.

I do not oppose the relief sought by the Appellant in Paragraph 7.2 of the Notice of Appeal, but I consider that the relief sought in Paragraph 7.1 of the Appellant's Notice of Appeal is preferable.

Letter of Certification

In relation to the relief requested by the Appellant in Paragraph 7.3 of the Notice of Appeal:

1. I query whether there is jurisdiction for Ground Level to be determined in that manner.
2. If the relief requested is possible in terms of jurisdiction, I query the desirability of the Ground Level of one area of land being able to be determined in a manner which may preclude a neighbour affected by that determination from being able to challenge the factual basis of that determination (if that is what is intended by the relief requested).
3. I wish to be involved in resolving this issue as it may have significant implications.

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

PENINSULA ROAD LIMITED

Per: AJP Goldsmith

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

Date: 10 March 2009

Address for service of person wishing to be a party:

Peninsula Road Limited
C/- Melview Developments Limited
P O Box 654
Queenstown

Telephone: 021 220 8824

Fax/email: 03 441 2289
w.goldsmith@melview.co.nz

Contact person: Warwick Goldsmith

Note to person wishing to be a party

You must lodge the original and 1 copy of this notice with the Environment Court within 30 working days after the notice of appeal or inquiry was lodged or the other proceedings commenced. The notice must be signed by you or on your behalf. You must serve a copy of this notice on the other parties to the proceedings within the same 30 working day period. However, you may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing or service requirements (see form 38).

This Notice to be served on:

1. The Appellant, IHG Queenstown Limited and Carter Queenstown Limited, C/- Goodman Steven Tavendale Reid, P O Box 442, Christchurch 8140.
Attn: A C Limmer.
2. The Respondent, Queenstown Lakes District Council, C/- MacTodd, P O Box 653, Queenstown. Attn: Jayne Macdonald.