

BEFORE THE ENVIRONMENT COURT
CHRISTCHURCH

NOTICE OF APPLICATION FOR AMENDED ENFORCEMENT ORDER

Under sections 317 of Part 12, Resource Management Act 1991

To: **The CHRISTCHURCH CITY COUNCIL:** C/- Buddle Findlay, Barristers &
Solicitors, PO Box 322, Christchurch 8140. Attn: Mr W Palmer.

And

<p>TREVOR SIDNEY GRAHAM And DIANNA BARBARA GRAHAM And EVAN MITTA RAHURAHU And BEVERLY JOAN RAHURAHU And ROSEMARY PURSE And LORRAINE ABBOTT And ANN ELIZABETH JAMES And RON MOORE And JOAN MOORE And SANDRA McSHERRY And ADRIAN ANDERSON And HELEN TIMMS And GREGORY JOHN MCCLURG And RICHARD ANDREW LOGAN And</p>	<p>C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353, Christchurch 8140</p>
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JASON CUMMING McDONALD And TIMOTHY ROBERT COOK And LYNN COOK And DARYL TENNYSON NEATE And MARGARET ANNE THOMAS And KAY CAROLE HUNTER And GORDON ROSS RICHDALE And TAYLORS MISTAKE ASSOCIATION INCORPORATED	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353, Christchurch 8140
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And

R A RANKIN: 45 Windrush Avenue, Bellrose, New South Wales 2085,
Australia

I, **Otto Snoep**, give notice that I applied to the Environment Court for the following enforcement order on 24 February 2011:

1.1 Nature of the enforcement order sought:

Pursuant to section 314(1)(b)(i) of the Resource Management Act 1991, as follows:

- a. As against the **Christchurch City Council** (First Respondent) in its capacity as owner of the unformed road on which unscheduled baches numbered 28, 30, 31, 32, 33, 47, 48, 49, 51, 52, 55, 56, 57 and 58 as shown on the plan attached and marked "A" (the "Unscheduled Baches") the Applicant seeks an order on the following terms:

- i The immediate removal of the **Unscheduled Baches**. Such removal to be completed within two months from the date of this order.

- b. As against **Trevor Sidney Graham & Dianna Barbara Graham** (Second Respondents), the Applicant seeks an order on the following terms:
 - i The immediate removal of **Bach 28**, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- c. As against **Evan Mitta Rahurahu & Beverly Joan Rahurahu** (Third Respondents), the Applicant seeks an order on the following terms:
 - i The immediate removal of **Bach 30**, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- d. As against **Rosemary Purse & Lorraine Abbott** (Fourth Respondents), the Applicant seeks an order on the following terms:
 - i The immediate removal of **Bach 32**, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- e. As against **Ann Elizabeth James** (Fifth Respondent), the Applicant seeks an order on the following terms:
 - i The immediate removal of **Bach 33**, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- f. As against **Ron Moore & Joan Moore** (Sixth Respondents), the Applicant seeks an order on the following terms:
 - i The immediate removal of **Bach 47**, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- g. As against **Sandra McSherry & Adrian Anderson & Helen Timms** (Seventh Respondents), the Applicant seeks an order on the following terms:
 - i The immediate removal of **Bach 48**, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- h. As against **Gregory John McClurg & Trevor Sidney Graham & Richard Andrew Logan** (Eighth Respondents), the Applicant seeks an order on the following terms:
 - i. The immediate removal of Bach 49, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- i. As against **Jason Cumming McDonald** (Ninth Respondent), the Applicant seeks an order on the following terms:
 - i. The immediate removal of Bach 51, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- j. As against **Timothy Robert Cook & Lynn Cook** (Tenth Respondents), the Applicant seeks an order on the following terms:
 - i. The immediate removal of Bach 52, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- k. As against **Daryl Tennyson Neate** (Eleventh Respondent), the Applicant seeks an order on the following terms:
 - i. The immediate removal of Bach 55, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.
 - j.

- l. As against **Margaret Anne Thomas** (Twelfth Respondent), the Applicant seeks an order on the following terms:
 - i. The immediate removal of Bach 56, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- m. As against **Kay Carole Hunter** (Thirteenth Respondent), the Applicant seeks an order on the following terms:
 - i. The immediate removal of Bach 57, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- n. As against **Gordon Ross Richdale** (Fourteenth Respondent), the Applicant seeks an order on the following terms:
 - i. The immediate removal of Bach 58, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

- o. As against **R A Rankin** (Fifteenth Respondent), the Applicant seeks an order on the following terms:
- i. The immediate removal of Bach 31, as depicted on the plan attached and marked "A". Such removal to be completed within two months from the date of this order.

1.2 I apply for the order to be made on the following terms and conditions:

The terms these orders are sought are set out in paragraph 1.1 above.

2. The location for which the enforcement order is sought:

The location for which these enforcement orders are sought is at Taylors Mistake, within the Conservation Zones in the Christchurch District Plan. The location of each of the Unscheduled Baches to which these orders for removal relate are depicted on the plan attached and marked "A".

3. The names and addresses of the persons against whom the order is sought is:

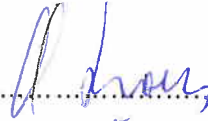
Name	Address	Bach Number
Christchurch City Council	C/- Buddle Findlay, Barristers & Solicitors, PO Box 322, Christchurch 8140 Attn: W Palmer	All Baches
Trevor Sidney Graham and Dianna Barbara Graham	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353	Bach 28

	Christchurch 8140 Attn: T Evatt	
Evan Mitta Rahurahu and Beverly Joan Rahurahu	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt	Bach 30
R A Rankin	45 Windrush Avenue, Bellrose, New South Wales 2085, Australia	Bach 31
Rosemary Purse and Lorraine Abbott	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt	Bach 32
Ann Elizabeth James	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt	Bach 33
Ron Moore and Joan Moore	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt	Bach 47
Sandra McSherry and Adrian Anderson and Helen Timms	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt	Bach 48

<p>Gregory John McClurg and Trevor Sidney Graham and Richard Andrew Logan</p>	<p>C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt</p>	<p>Bach 49</p>
<p>Jason Cumming McDonald</p>	<p>C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt</p>	<p>Bach 51</p>
<p>Timothy Robert Cook and Lynn Cook</p>	<p>C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt</p>	<p>Bach 52</p>
<p>Daryl Tennyson Neate</p>	<p>C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt</p>	<p>Bach 55</p>
<p>Margaret Anne Thomas</p>	<p>C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt</p>	<p>Bach 56</p>
<p>Kay Carole Hunter</p>	<p>C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140</p>	<p>Bach 57</p>

	Attn: T Evatt	
Gordon Ross Richdale	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt	Bach 58
Taylors Mistake Association Incorporated	C/- White Fox & Jones, Barristers & Solicitors, PO Box 1353 Christchurch 8140 Attn: T Evatt	

DATED this 24th day of February 2011


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Signature of Applicant

Address for service of Applicant: 233 Taylors Mistake Road,
Christchurch 8081.

Telephone: 03 3265511

Advice to recipient of notice of application

If you wish to be heard at the hearing to determine this matter, you should notify the Environment Court Registrar as soon as possible after you receive this notice.

If you do not notify the Registrar of your wish to be heard, the case may proceed without further notice to you.

Documents available:

The following documents are available from the applicant on request:

- (a) a copy of the application:
- (b) an affidavit in support of the application.

If you wish to be heard at the hearing to determine this matter, you should notify the Environment court Registrar as soon as possible after you receive this notice.

Enforcement order against you:

You will receive a copy of any order against you. The order will take effect from the date you receive it or any later date stated in the order.

Advice and legal aid:

It is recommended that you consult a lawyer without delay, although it is not essential for you to have a lawyer for the purpose of these proceedings.

If you want a lawyer but think that you cannot afford one and wish to apply for legal aid, contact the Environment court Unit of the Department for courts, a Citizen's Advice Bureau, a community law centre, or a lawyer for assistance.

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