



The Directors
Queenstown Airport Corporation Limited
Queenstown
(By email, via QAC CEO)

Thursday 19th September 2019

Dear Directors

Queenstown Airport Corporation Limited (QAC) – Wānaka Airport – Queenstown Lakes District Council (QLDC)

- 1) We refer to our letter sent earlier today.
- 2) As noted there, the recent public statements of QAC and QLDC coupled with QLDC'S failure or refusal to engage with us and to provide relevant assurances and key documents such as the "lease" and demonstrating that QLDC still has control over the future of Wānaka airport, now make judicial review proceedings inevitable.
- 3) Accordingly, we write this letter to put you and the directors of QAC on notice that such proceedings will be filed and served shortly. They will contend that:
 - a) In effectively handing over ownership and/or control of existing Wānaka airport to QAC by a 100 year "lease" (and, it would seem, various side agreements) following the so-called "consultation" QLDC carried out in 2016/2017, QLDC acted in breach of all or any of Sections 97 and/or 76, 77, 78, and 82 of the Local Government Act.
 - b) The result of such breaches is that any contracts entered into with QAC to transfer any ownership or control of Wānaka airport, including the "lease", were unlawful, were illegal contracts and of no effect.
 - c) Additionally, the decisions of QLDC to enter into the "lease" and those side agreements were unreasonable and failed to take into account relevant matters and are judicially reviewable on those additional grounds.
- 4) In addition, the proceedings will contend that various related conduct and decisions by QAC were in breach of Sections 58(1) and 60, and Sections 59(1)(a) and 59(1)(c) of the Local Government Act.



- 5) The proceedings will seek appropriate declarations and other relief from the High Court as are needed to return existing Wānaka airport to the full public ownership and control of QLDC and to ensure that any moves to allow it to be developed, expanded and rebuilt so as to be capable of taking Code C jet aircraft operations are first subject to QLDC undertaking accurate and informed consultation fully compliant with the requirements of the Local Government Act.

Yours sincerely

The Committee, Wānaka Stakeholders Group Incorporated*

Per Michael Ross, Chair

Cc list: *Mayor, Councillors, CEO of QLDC, Wānaka Community Board Members*

* WSG membership as at 09:20 Thursday 19/09/19 stands at 2,948 people.