

**BEFORE THE ENVIRONMENT COURT  
I MUA I TE KOOTI TAIAO O AOTEAROA**

**UNDER** the Resource Management Act 1991

**IN THE MATTER** of appeals under Clause 14 of the First Schedule of the Act

**BETWEEN**

**TRANSPOWER NEW ZEALAND LIMITED**  
(ENV-2018-CHC-26)

**FONTERRA CO-OPERATIVE GROUP**  
(ENV-2018-CHC-27)

**HORTICULTURE NEW ZEALAND**  
(ENV-2018-CHC-28)

**ARATIATIA LIVESTOCK LIMITED**  
(ENV-2018-CHC-29)

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**MEMORANDUM OF COUNSEL FOR SOUTHLAND REGIONAL COUNCIL  
REGARDING EXTENSION SOUGHT TO FILE EVIDENCE IN TOPIC B  
TRANCHE 3 HEARING**

**19 August 2022**

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Judicial Officer: Judge Borthwick

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Respondent's Solicitor  
PO Box 4341 CHRISTCHURCH 8140  
DX WX11179  
Tel +64 3 379 7622  
Fax +64 3 379 2467

**WYNN WILLIAMS**

Solicitor: P A C Maw  
(philip.maw@wynnwilliams.co.nz)

**WILKINS FARMING CO**  
(ENV-2018-CHC-30)

**GORE DISTRICT COUNCIL, SOUTHLAND DISTRICT  
COUNCIL & INVERCARGILL CITY COUNCIL**  
(ENV-2018-CHC-31)

**DAIRYNZ LIMITED**  
(ENV-2018-CHC-32)

**H W RICHARDSON GROUP**  
(ENV-2018-CHC-33)

**BEEF + LAMB NEW ZEALAND**  
(ENV-2018-CHC-34 & 35)

**DIRECTOR-GENERAL OF CONSERVATION**  
(ENV-2018-CHC-36)

**SOUTHLAND FISH AND GAME COUNCIL**  
(ENV-2018-CHC-37)

**MERIDIAN ENERGY LIMITED**  
(ENV-2018-CHC-38)

**ALLIANCE GROUP LIMITED**  
(ENV-2018-CHC-39)

**FEDERATED FARMERS OF NEW ZEALAND**  
(ENV-2018-CHC-40)

**HERITAGE NEW ZEALAND POUHERE TAONGA**  
(ENV-2018-CHC-41)

**STONEY CREEK STATION LIMITED**  
(ENV-2018-CHC-42)

**THE TERRACES LIMITED**  
(ENV-2018-CHC-43)

**CAMPBELL'S BLOCK LIMITED**  
(ENV-2018-CHC-44)

**ROBERT GRANT**  
(ENV-2018-CHC-45)

**SOUTHWOOD EXPORT LIMITED, KODANSHA  
TREEFARM NEW ZEALAND LIMITED, SOUTHLAND  
PLANTATION FOREST COMPANY OF NEW ZEALAND**  
(ENV-2018-CHC-46)

**TE RUNANGA O NGAI TAHU, HOKONUI RUNAKA,  
WAIHOPAI RUNAKA, TE RUNANGA O AWARUA & TE  
RUNANGA O ORAKA APARIMA**  
(ENV-2018-CHC-47)

**PETER CHARTRES**  
(ENV-2018-CHC-48)

**RAYONIER NEW ZEALAND LIMITED**  
(ENV-2018-CHC-49)

**ROYAL FOREST AND BIRD PROTECTION SOCIETY  
OF NEW ZEALAND**  
(ENV-2018-CHC-50)

**Appellants**

**AND**

**SOUTHLAND REGIONAL COUNCIL**

**Respondent**

**MAY IT PLEASE THE COURT**

- 1 This Memorandum of Counsel is filed on behalf of the Southland Regional Council in respect of the appeals against the Council's decision on the proposed Southland Water and Land Plan.
- 2 This Memorandum responds to the Memorandum for the Director-General of Conservation dated 19 August 2022 seeking an extension to the filing of evidence in Topic B Tranche 3 hearing.

**Timetabling**

- 3 Evidence of section 274 parties is due to be filed and served by today, 19 August 2022, with evidence for the Regional Council to be filed and served by 2 September 2022.<sup>1</sup>
- 4 For the reasons set out in the Memorandum for the Director-General of Conservation (**Director-General**), the Director-General sought an extension to file and serve its evidence by 26 August 2022, and a corresponding extension for the Regional Council to file and serve its evidence by 9 September 2022.
- 5 The Regional Council does not oppose the extension sought to the Director-General's evidence deadline.
- 6 However, counsel is also cognisant of existing timetabling directions which require parties to file a joint memorandum reporting on topics referred to expert conferencing along with a draft agenda by 9 September 2022.<sup>2</sup>
- 7 If the Court is minded to grant the extension to the filing and service of evidence as requested by the Director-General, the Regional Council is in a position to file and serve its evidence on **7 September 2022**, rather than the 9 September 2022 date as suggested in the Director-General's Memorandum, in order to meet the existing timetable directions in relation to conferencing.

**DATED** this 19<sup>th</sup> day of August 2022

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<sup>1</sup> Minute of the Environment Court Amended Timetable Directions dated 9 May 2022

<sup>2</sup> Minute of the Environment Court Amended Timetable Directions dated 9 May 2022.



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**P A C Maw / I F Edwards**  
Counsel for the Southland Regional Council