

**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)

WILKINS FARMING CO

(Continued next page)

**MEMORANDUM OF COUNSEL FOR SOUTHLAND REGIONAL COUNCIL
REGARDING THE AGENDA FOR EXPERT CONFERENCING ON 14-16
OCTOBER
7 October 2019**

Judicial Officer: Judge Borthwick

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

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

WYNNWILLIAMS

(ENV-2018-CHC-30)

**GORE DISTRICT COUNCIL, SOUTHLAND DISTRICT
COUNCIL & INVERCARGILL DISTRICT 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 (**Council**) in respect of the appeals against the Council's decision on the proposed Southland Water and Land Plan.
- 2 In its Minute dated 13 September 2019, the Court directed that the final agenda for each expert conference must be filed within five working days of each conference commencing.¹
- 3 Further, in the Notice of Expert Witness Conference dated 25 September 2019, the Court directed that counsel are to liaise with conferencing experts to prepare a conference agenda addressing key issues identified and pre-circulate it in electronic form to all conference participants, including the facilitators, five working days prior to the conference.
- 4 The Council's conferencing experts prepared a draft agenda for the 14 to 16 October 2019 expert conference. Counsel for the Council circulated this draft agenda to the parties who have experts participating in the conferencing, in order to gain input from their experts.
- 5 The feedback received from the parties' experts was incorporated into the final agenda, which is attached as **Appendix A**.

DATED this 7th day of October 2019



.....
P A C Maw / A M Langford
Counsel for the Southland Regional Council

¹ Minute of the Environment Court dated 13 September 2019 at [17(b)].

Appendix A

Agenda

Expert Conference – Water Quality and Ecology (Rivers, Lakes and Estuaries)
Christchurch, 14 - 16 October 2019

Topic: Proposed Southland Water and Land Plan		Date of conference: 14 - 16 October 2019
Venue	Monday 14 Oct 2019, 9:30AM; Waimakariri Room 2, Novotel, 52 Cathedral Sq. CHCH	Tuesday 15 Oct – Wednesday 16 Oct 2019, 9:30AM; Clarendon Room, Rydges Latimer, 30 Latimer Sq. CHCH

Purpose

To enhance the efficiency of the court hearing process by providing for the experts to confer and identify the issues on which they agree and on which they disagree, and their reasons for their opinions.

Agenda

Date	Time	Topic	Item	Comment
Monday 14 Oct 2019; Novotel	9:30 – 10:00	Overview	Goals for conference	Reiterate task at hand, terminology and approach
	10:00 – 12:30	Rivers	<ul style="list-style-type: none"> • Confirm typology • Confirm attribute shortlist and thresholds for degraded • Agree/disagree methods and metrics • Threshold “confidence” • Linkages to cultural indicators and Ki Uta Ki Tai/Te Mana o te Wai 	
	12:30 – 13:30		Lunch	
	13:30 – 17:00	Rivers continued	See above	

Date	Time	Topic	Item	Comment
Tuesday 15 Oct 2019; Rydges	9:30 – 12:30	Lakes	<ul style="list-style-type: none"> • Confirm typology • Confirm attribute shortlist and thresholds for degraded • Agree/disagree methods and metrics • Threshold “confidence” • Linkages to cultural indicators and Ki Uta Ki Tai/Te Mana o te Wai 	
	12:30 – 13:30		Lunch	
	13:30 – 14:30	Lakes continued	See above	
	14:30 – 16:30	Estuaries	<ul style="list-style-type: none"> • Confirm typology • Confirm attribute shortlist and thresholds for degraded • Agree/disagree methods and metrics • Threshold “confidence” • Linkages to cultural indicators and Ki Uta Ki Tai/Te Mana o te Wai 	
Wednesday 16 Oct 2019; Rydges	9:30 – 12:30	Estuaries continued	See above	
	12:30 – 13:30		Lunch	
	13:30 – 14:30	All	<ul style="list-style-type: none"> • Linkages between river, estuary, and lake attributes 	
	14:30 – 16:00	All	<ul style="list-style-type: none"> • Wrap up 	