

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

IN THE MATTER of the Resource Management Act 1991
AND of appeals under clause 14 of the First
 Schedule of the Act
BETWEEN TRANSPOWER NEW ZEALAND LIMITED
 (ENV-2018-CHC-26)
 ... (continued on last page)
 Appellants
AND SOUTHLAND REGIONAL COUNCIL
 Respondent

**MINUTE OF THE ENVIRONMENT COURT
(5 March 2019)**

- [1] This Minute is released for the purpose of case management.
- [2] We have considered the memorandum filed by the Regional Council in response to the hearing dates for Topic A.¹
- [3] We are grateful for the leadership shown by the Regional Council which has taken the initiative to confer with all parties and prepare a draft schedule with the proposed order of parties and witnesses. The schedule is to accommodate any witness unavailability. We note that the Regional Council expects to file the schedule in court on 22 March 2019.
- [4] We are troubled by the Regional Council's advice that not all parties have responded to the Regional Council, confirming their availability for a hearing in the weeks commencing Tuesday 4 June and Monday 10 June 2019 (Appendix B). Unless we are provided with compelling reasons why the hearing cannot be set down by **Wednesday 6 March 2019**, the hearing dates will be confirmed and a notice of hearing sent out.




¹ Dated 1 March 2019.

[5] It is the court's general expectation that counsel will attend for the duration of the hearing. Leave may be sought for counsel to be excused during the hearing. If leave is given it will be conditional upon counsel providing an appropriate assurance that their client has no interest in the relevant part of the hearing.

[6] Counsel will appreciate that there are a large number of parties, and potentially witnesses, so the court will not keep track of the comings and goings of counsel. Given that, leave to be excused must be obtained prior to the commencement of the hearing. Leave will only be considered in exceptional circumstances after the hearing has commenced.

[7] Any application for leave to be excused is to be filed no later than **Friday 31 May 2019**.


J E Borthwick
Environment Judge



Issued: 5 March 2019

List of appellants

ENV-2018-CHC-27	Fonterra Co-Operative Group Ltd
ENV-2018-CHC-28	Horticulture New Zealand
ENV-2018-CHC-29	Aratiatia Livestock Limited
ENV-2018-CHC-30	Wilkins Farming Co
ENV-2018-CHC-31	Gore District Council, Southland District Council and Invercargill City Council
ENV-2018-CHC-32	DairyNZ Limited
ENV-2018-CHC-33	H W Richardson Group Limited
ENV-2018-CHC-34 & 35	Beef + Lamb New Zealand
ENV-2018-CHC-36	Director-General of Conservation
ENV-2018-CHC-37	Southland Fish & Game Council
ENV-2018-CHC-38	Meridian Energy Limited
ENV-2018-CHC-39	Alliance Group Limited
ENV-2018-CHC-40	Federated Farmers of New Zealand
ENV-2018-CHC-41	Heritage New Zealand Pouhere Taonga
ENV-2018-CHC-42	Stoney Creek Station Limited
ENV-2018-CHC-43	The Terraces Limited
ENV-2018-CHC-44	Campbell's Block Limited
ENV-2018-CHC-45	Robert Grant
ENV-2018-CHC-46	Southwood Export Limited, Southland Plantation Forest Company of NZ, Southwood Export Limited
ENV-2018-CHC-47	Te Rūnanga o Ngāi Tahu, Hokonui Rūnaka, Waihopai Rūnaka, Te Rūnanga o Awarua & Te Rūnanga o Oraka Aparima
ENV-2018-CHC-48	Peter Chartres
ENV-2018-CHC-49	Rayonier New Zealand Limited
ENV-2018-CHC-50	Royal Forest and Bird Protection Society of NZ Inc



Appendix B – No Response Received

No response as to availability was received from the following parties.

- 1 Ngā Rūnanga (comprising Waihopai Rūnaka, Hokonui Rūnaka, Te Rūnanga o Awarua, Te Rūnanga o Oraka Aparima, and Te Rūnanga o Ngāi Tahu)
- 2 Heritage New Zealand Pouhere Taonga
- 3 Grant & Rachel Cockburn
- 4 Owen Buckingham
- 5 Waiau Rivercare Group
- 6 Hamish English
- 7 Wilkins Farming Co
- 8 Peter Chartres

