

In the Environment Court of New  
Zealand Christchurch Registry

I Mua I Te Kōti Taiao o Aotearoa  
Ōtautahi Rohe

**ENV-2018-CHC-29**  
**ENV-2018-CHC-38**  
**ENV-2018-CHC-47**  
**ENV-2018-CHC-50**

Under the Resource Management Act 1991 (**RMA**)

In the matter of an appeal under clause 14 of Schedule 1 of the RMA in  
relation to decisions on the Proposed Southland Water and  
Land Plan

Between **Aratiatia Livestock Limited, Meridian Energy Limited,  
Waihopai Rūnaka, Hokonui Rūnaka, Te Rūnanga o  
Awarua, Te Rūnanga o Oraka Aparima, and Te  
Rūnanga o Ngāi Tahu, Royal Forest and Bird  
Protection Society of New Zealand Incorporated**

Appellant

And **Southland Fish and Game Council**

Appellant

And **Southland Regional Council**

Respondent

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**Memorandum of Counsel for Southland Fish and Game Council regarding  
hearing days 5 and 6**

Topic B6

1 November 2022

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**MAY IT PLEASE THE COURT**

- 1 I seek leave not to appear on days 5 and 6 of the hearing (21 and 22 November 2022), for reasons explained below.
- 2 The Notice of Hearing for this matter was issued on 30 August 2022 and set the hearing down for 5 days. On that basis, I indicated my availability to appear at a separate hearing on 21 to 25 November 2022, and that hearing has been set down. It involves a large number of witnesses and submitters, and cannot be rescheduled without significant disruption.
- 3 By Minute dated 27 October, the Court has indicated that the hearing will take place over 7 days including 21 and 22 November 2022. In order not to inconvenience the Court and other parties, I do not seek that the hearing dates are re-scheduled, and instead request leave not to appear on 21 and 22 November.
- 4 I have conferred with counsel for the Council on the hearing schedule, and it appears I will be able to present the case for Southland Fish and Game Council and call Fish & Game's witnesses on day 4 or 5 of the hearing, and that I will be able to present my closing submissions on the afternoon of Friday 18 November. Based on responses received to date, counsel for the Council anticipates that Monday 21 and Tuesday 22 November will be used for other parties' closing submissions.



**Sally Gepp**  
**Counsel for Southland Fish and Game Council**

Dated 1 November 2022

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