

Kate McKinlay

From: Brownlee, Maddy <Maddy.Brownlee@justice.govt.nz>
Sent: Tuesday, 23 August 2022 9:12 AM
To: Bronwyn Carruthers; Michael Morris; Philip Maw; ben.williams@chapmantripp.com; Kristy Rusher; Peter Wilson; Sally Gepp ; michael.garbett@al.nz; Imogen Edwards
Subject: pSWLP - Tranche 2

Good morning

Further to tomorrow's hearing on the preliminary legal issue to be determined in relation to Wilkins appeal, Judge Borthwick has released the following direction:

The court has questions regarding the meaning of some technical terms used in the proposed plan and/or referred to in Ms Carruthers's submissions (that is, primary and secondary allocation, volume, rate, cut-off, and 'SDE allocation', including the latter's relationship if any with the 'calculated effect on an adjacent water body' as used in Table L.2) and conditions attaching to the Wilkins' consents (which while cited are not yet in evidence). In order to better understand the relief being pursued by the appellant, the court would also benefit from evidence regarding the methods in the proposed plan to calculate stream depletion effects and the assignment of this effect to either the allocation volume for surface and groundwater bodies.

*To that end, by **Tuesday 23 August 2022** Ms Carruthers is to advise whether Ms Dines is available to give evidence on Wednesday. Written evidence is not required. Assuming there is no objection from the Regional Council, Ms Carruthers's may lead her witness through the above topics or the court ask its own questions of the witness.*

Please note: the court will release a Minute today regarding other matters which it seeks the parties further assistance.

J E Borthwick
Environment Judge
23 August 2022

Kind regards
Maddy



Maddy Brownlee

Case/Hearing Manager
Christchurch Environment Court | Land Valuation Tribunal
20 Lichfield Street, Christchurch | WX 11113
Maddy.Brownlee@justice.govt.nz
<https://environmentcourt.govt.nz/>