

UNDER the Resource Management Act 1991 ("RMA")

IN THE MATTER of appeals under Clause 14 of the First Schedule to the RMA in relation to the decision on the proposed Southland Water and Land Plan

BETWEEN **WILKINS FARMING
COMPANY LIMITED**

Appellant

AND **SOUTHLAND REGIONAL
COUNCIL**

Respondent

MEMORANDUM OF COUNSEL

13 OCTOBER 2021

B S CARRUTHERS

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**TO: The Registrar
Environment Court**

AND TO: the Parties

MAY IT PLEASE THE COURT

1. This memorandum is filed on behalf of Wilkins Farming Company Limited, the appellant in proceedings ENV-2020-CHC-000030 and section 274 party in other proceedings relating to the proposed Southland Water and Land Plan.
2. As directed on 4 October 2021:
 - 2.1 In relation to the evidence exchange timetable:
 - (a) Wilkins agrees with the request from Meridian Energy that all "Will Say" statements be circulated on 12 November 2021; and
 - (b) Wilkins will be able to meet the January evidence date, but requests that if the hearing is to commence later than 14 March 2022 that these dates be moved to later in the new year to allow all witnesses and counsel to take an extended Christmas break.
 - 2.2 Wilkins agrees with Appendices A and B of the Council's memorandum, with the exception that Topic B1, Issue 14 should be recorded in Appendix A and removed from Appendix B.
 - 2.3 Wilkins will call three witnesses:
 - (a) Mr Sean Wilkins;
 - (b) Dr Michael G Sklash, groundwater scientist; and
 - (c) Ms Sharon Dines, planner.
 - 2.4 Wilkins' independent expert witnesses are available between 22 November and 10 December with limited exceptions:
 - (a) Ms Dines is unavailable on 25 and 26 November;
 - (b) Dr Sklash is based in Ontario, Canada and on AEST. His preference would be to conclude conferencing by 3pm NZT (his 9pm).

2.5 Counsel will attend the pre-hearing conference via AVL.

DATED 13 October 2021

A handwritten signature in blue ink, appearing to read 'B S Carruthers', is written over a light blue horizontal line.

B S Carruthers
Counsel for Wilkins Farming Company Limited