

BEFORE THE NORTHLAND REGIONAL COUNCIL

under: the Resource Management Act 1991

in the matter of: Resource consent applications by the Te Aupōuri Commercial Development Ltd, Far North Avocados Ltd, P McLaughlin, NE Evans Trust & WJ Evans & J Evans, P & G. Enterprises (PJ & GW Marchant), MP Doody & DM Wedding, A Matthews, SE & LA Blucher, NA Bryan Estate, SG Bryan, CL Bryan, KY Bryan Valadares & D Bryan (Property No 1), MV Evans (Property No 2), MV Evans (Property No 1), Tuscany Valley Avocados Ltd (M Bellette), NA Bryan Estate, SG Bryan, CL Bryan, KY Bryan Valadares & D Bryan (Property No 2), Tiri Avocados Ltd, Valic NZ Ltd, Wataview Orchards (Green Charteris Family Trust), Mate Yelavich & Co Ltd, Robert Paul Campbell Trust, Elbury Holdings Ltd (C/-K J & F G King) for new groundwater takes from the Aupōuri aquifer subzones: Houhora, Motutangi and Waiharara and applications by Waikopu Avocados Ltd, Henderson Bay Avocados Ltd, Avokaha Ltd (c/- K Paterson & A Nicholson), KSL Ltd (c/- S Shine), Te Rarawa Farming Ltd and Te Make Farms Ltd for increased existing consented takes from the Aupōuri aquifer subzones: Houhora, Motutangi, Sweetwater and Ahipara.

**Memorandum of Counsel for the
Director-General of Conservation
(Timetabling)
31 May 2021**

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1. The Commissioners' Direction of 14 May (#7) directed any reply submissions from submitters and any further evidence strictly in reply, be made by 4 June 2021.
2. Counsel is in receipt of the Supplementary s42A report filed Friday 28 May 2021.
3. The purpose of this Memorandum is to seek a 5-working day extension so that DOC's hydrogeologist Mr Tim Baker may give evidence in reply. Mr Baker finished with his consultancy firm Jacobs last week and is commencing a new job next week, taking some time off in between. Unfortunately Mr Baker's leave plans were not known at the time the timetable was originally agreed, and it is not possible for Mr Baker to complete his evidence this week. DOC intends that Mr Baker present evidence on new matters since the adjournment of the hearing on 3 September 2020 (strictly in reply).
4. Counsel has conferred with NRC and with Counsel for the Applicants, who both indicated their consent to this proposed timetabling change on the basis that:
 - any other reply evidence from DoC and reply legal submissions be filed by this Friday 4 June; and
 - the date for the Applicant's closing is also extended by 5 working days, to 18 June 2021.
5. Accordingly, Counsel respectfully seeks leave for the following timetable amendments (underlined):
 - a. Reply submissions from submitters (and any further evidence strictly in reply) by **4 June 2021**.
 - b. Any further evidence strictly in reply from Mr Baker (DOC witness) by 11 June 2021.
 - c. Applicants' reply submissions (and any further evidence strictly in reply) by **18 June 2021**.

Dated this 31st day of May 2021



S Ongley
Counsel for the Director-General of Conservation