

IN THE MATTER of the Resource
Management Act 1991

AND

IN THE MATTER of the Queenstown Lakes
Proposed District Plan

MEMORANDUM CONCERNING REQUEST BY COUNCIL
TO LODGE FURTHER EVIDENCE

Introduction

1. We have today received an application from counsel for the Council to lodge supplementary evidence of Mr Glenn Davis. The memorandum identified that the Council had omitted to consider, in the s.42A material, one specific submission point made by James Wilson Cooper (Submission #400). This submission point sought to delete SNA E18B from the submitter's land.
2. Mr Davis' supplementary evidence, filed along with the application, is a brief statement setting out his evaluation of the ecological values of SNA E18B.
3. In the circumstances we consider it appropriate to receive this supplementary evidence. We also agree with the suggestion of counsel that the submitter, Mr Cooper, have an extension of 5 working days for the lodgement of any evidence relating to the removal of SNA E18B.

Directions

4. The Council is to serve a copy of this Memorandum along with the Memorandum of Counsel and supplementary evidence of Mr Davis on Mr Cooper at his address for service today, 20 April 2016.
5. Mr Cooper has until 5 p.m. on Thursday 28 April 2016 to lodge any evidence relating to the removal of SNA E18B.

For the Hearing Panel



Denis Nugent (Chair)

20 April 2016

Morgan Sandeman

From: Denis Nugent <denis@nugent.co.nz>
Sent: Wednesday, 20 April 2016 3:37 PM
To: DP Hearings
Subject: RE: 02 Rural: Memorandum of Counsel on behalf of Queenstown Lakes District Council seeking leave to file supplementary evidence id=3407

Hi Morgan

Can you advise Mr Todd & Ms Scott:

"I have no problems with Mr Cooper being provided with 10 working days to lodge evidence in respect of SNA E18B. I amend the directions in my Memorandum of today by changing the date in paragraph 5 by which Mr Cooper is to lodge any evidence to 5 p.m. on Thursday 5 May 2016.

Denis Nugent
Hearing Panel Chair"

Kind regards
Denis

From: DP Hearings [mailto:DP.Hearings@qldc.govt.nz]
Sent: 20 April 2016 3:15 p.m.
To: denis@nugent.co.nz
Subject: FW: 02 Rural: Memorandum of Counsel on behalf of Queenstown Lakes District Council seeking leave to file supplementary evidence id=3407

Hi Denis,

Please see the below email from Sarah and Graeme and advise further action. Nothing has been uploaded to the webpage yet so if there are alterations to you Memorandum reply please send through.

Thank you.

Morgan Sandeman | District Plan Admin Assistant | Planning & Development
Queenstown Lakes District Council
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E: morgan.sandeman@qldc.govt.nz



QUEENSTOWN
LAKES DISTRICT
COUNCIL
www.qldc.govt.nz

From: Sarah Scott [mailto:Sarah.Scott@simpsongrierson.com]
Sent: Wednesday, 20 April 2016 3:05 PM
To: DP Hearings
Cc: GTODD LAW; 'Graeme Todd'; Craig Barr
Subject: RE: 02 Rural: Memorandum of Counsel on behalf of Queenstown Lakes District Council seeking leave to file supplementary evidence id=3407

Hi Morgan

Graeme has this afternoon sent a separate e-mail (addressed to me, copying in the DP e-mail account) confirming that that he does not oppose the acceptance of the late evidence, but asks that the submitter is given 10 working days to provide evidence.

I have sought instructions and confirm that the Council does not oppose the extension out to 10 working days. Can you please forward my e-mail on to the Chair, to confirm the Council's position in relation to the 10 working day extension. I have attached Graeme's earlier e-mail making that request, for your convenience.

Regards
Sarah

Sarah Scott | Senior Associate | Simpson Grierson

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From: Graeme Todd [<mailto:graeme@gtoddlaw.com>]
Sent: Wednesday, 20 April 2016 2:58 p.m.
To: Sarah Scott
Cc: DP Hearings; GTODD LAW
Subject: FW: 02 Rural: Memorandum of Counsel on behalf of Queenstown Lakes District Council seeking leave to file supplementary evidence id=3407

Sarah

It seems clear that the chair did not receive my email requesting a longer period. I assumed the Council staff to whom I copied my original email would have sent this on

Could whoever is administering the DP email account please do so immediately requesting Mr Nugent to reconsider his orders

Graeme Todd LLB, Notary Public
Principal **GTODD LAW**
3rd Floor, 36 Shotover Street, P.O.Box 124, Queenstown 9348
Phone (64)3 441 2743; Fax (64)3 441 2976; Mob. (64)27 433 0457
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Facebook: GTodd Law Skype: gtoddlaw

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You must scan this email and any attached files for viruses. GTODD LAW accepts no liability for any loss, damage or consequence, whether caused by our own negligence or not, resulting directly or indirectly from the use of any attached files.

From: Sarah Scott [<mailto:Sarah.Scott@simpsongrierson.com>]
Sent: Wednesday, 20 April 2016 2:46 p.m.
To: 'graeme@gtoddlaw.com' <graeme@gtoddlaw.com>
Subject: RE: 02 Rural: Memorandum of Counsel on behalf of Queenstown Lakes District Council seeking leave to file supplementary evidence

Hi again

Please see **attached** from the Chair, in relation to the Council's application sent to you earlier this afternoon.

Regards
Sarah

Sarah Scott | **Senior Associate** | **Simpson Grierson**

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sarah.scott@simpsongrierson.com | www.simpsongrierson.com

From: Sarah Scott
Sent: Wednesday, 20 April 2016 1:33 p.m.
To: 'graeme@qtoddlaw.com'
Subject: FW: 02 Rural: Memorandum of Counsel on behalf of Queenstown Lakes District Council seeking leave to file supplementary evidence

Hi Graeme

Please see **attached** an application filed on behalf of the Council, seeking leave to file late evidence relating to a particular submission point of James Cooper (#400). The evidence is also **attached**. The application proposes an extension of 5 working days for the filing of your evidence, on the specific submission point seeking removal of SNA E18B.

I understand the application and evidence has been forwarded to the Chair, for his consideration.

Regards
Sarah

Sarah Scott | **Senior Associate** | **Simpson Grierson**

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sarah.scott@simpsongrierson.com | www.simpsongrierson.com

From: Catherine McCallum
Sent: Wednesday, 20 April 2016 12:10 p.m.
To: 'dphearings@qldc.govt.nz'
Cc: Sarah Scott; James Winchester; Craig Barr
Subject: 02 Rural: Memorandum of Counsel on behalf of Queenstown Lakes District Council seeking leave to file supplementary evidence

Dear Julia,

Please find **attached** the following documents both dated 20 April 2016:

- 1) Memorandum of Counsel on behalf of Queenstown Lakes District Council seeking leave to file supplementary evidence of Glenn Davis; and
- 2) Supplementary Statement of Evidence of Glenn Davis.

Regards
Catherine

Catherine McCallum | Solicitor | Simpson Grierson

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