

Before Queenstown Lakes District Council

In the matter of The Resource Management Act 1991

And The Queenstown Lakes District proposed District Plan Topic 12
Upper Clutha Mapping

Memorandum of Counsel re Caucusing Glendhu Bay Zone

Date 23 May 2017

Solicitors:

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**anderson
lloyd.**

- 1 This Memorandum of Counsel is written on behalf of Submitter 0583 Glendhu Bay Trustees Ltd ("**Submitter**") in respect of Upper Clutha Mapping Hearings, Hearing Stream 12.
- 2 The Submitter produced significant evidence in chief in preparation for this Hearing in order to assist the Council and Commission in considering the Submitter's relief as refined from its original submission.
- 3 The Submitter's experts have now reviewed the Council's witnesses' rebuttal evidence and the recordings from the Council's opening hearing days, and consider that further refinements to the Submitter's case could be made in order to respond to the matters raised by Council's experts.
- 4 The most pivotal amendments to be made to the Submitter's relief package will be addressed by the Submitter's planning witness, Mr Ferguson, including in the form of 'marked – up' changes to the proposed zone provisions. There will also be specific matters raised by Council's witnesses in respect of landscape and traffic that will be addressed by the Submitters' witnesses.
- 5 Responses to landscape and traffic matters, and proposed amendments to the zone provisions will be presented at the Submitter's hearing date of 08 June 2017. It would be of most assistance to the Commission if the Submitter's and Council's experts were able to caucus prior to that hearing date to explore and narrow any points of difference.
- 6 For completeness, Counsel refers to the Hearing Panel's First Procedural Minute¹, which confirms that caucusing and conferencing between experts should be arranged between the parties, and where those areas of agreement and disagreement between experts are identified prior to a hearing, this will be greatly appreciated by the commission.
- 7 Furthermore, Counsel notes that in the course of Council's opening for this Hearing, willingness to caucus between planners on this matter was expressed by Council.
- 8 The Submitter respectfully requests that the witnesses be directed to caucus on the planning, traffic and landscape evidence in order to clarify reason for points of difference, and narrow points of difference where possible.

¹ Hearing Panel First Procedural Minute dated 25 January 2016 at page 8

Dated this 23rd day of May 2017

A handwritten signature in black ink, appearing to read "Rosie Hill", is written over a light blue rectangular background.

Maree Baker-Galloway/Rosie Hill
Counsel for the Submitter