

BEFORE THE SOUTHLAND REGIONAL COUNCIL

IN THE MATTER OF:

Resource Consent Application: **APP-20211135**

APPLICANT: **Catchment Operations Division, Environment Southland**

Minute 2 of Hearing Commissioner Allan Cubitt

1. Minute 1 dated 2 September 2024 directed the Applicant to liaise with the other parties in respect of a timetable to provide further information and enable the submitters to consider the amended proposal in more detail. In a memorandum dated 13 September 2024, the Applicant has advised that they have consulted with the Director-General, Te Ao Marama and the Southland Recreational Whitebaiters Association on this process and seek the following directions:
 - a) The Applicant respond to the questions in Minute 1 by 4 October 2024.
 - b) The submitters provide any comments in writing on the Amended Proposal and the information provided in response to the matters in Minute 1 by 18 October 2024.
 - c) Unfacilitated expert ecology and planning conferencing, in accordance with the Expert Witness Code of Conduct in the Environment Court Practice Note 2023, including the production of joint witness statements (**JWS**), completed by 1 November 2024. The parties to arrange the conferencing.
2. While I am conscious of the fact that time is dragging on, I wish to see the response of the submitters to the Amended Proposal and further information prior to directions on conferencing. That is unlikely to significantly extend the proposed timetable but is necessary as I am likely to have specific questions arising from the responses that I wish the various experts to conference on.
3. I note that Fish and Game have not been consulted on this timeframe, but I direct that they are also included in this process. I also confirm here that Ms Blair, for Te Ao Marama, will be included in expert ecology conferencing if this is directed, given her knowledge of tikanga Māori.
4. Accordingly, I direct as follows:
 - a) The Applicant is to respond to the questions in Minute 1 by 3pm, 4 October 2024.
 - b) The submitters shall provide any comments in writing on the Amended Proposal and the information provided in response to the matters in Minute 1 by 3pm, 18 October 2024.
5. All responses shall be directed to the Consents Co-ordinator, Ms Ongko, at catherine.ongko@es.govt.nz.

Dated: 17 September 2024



Allan Cubitt
Hearing Commissioner