

**BEFORE INDEPENDENT HEARING COMMISSIONERS
APPOINTED BY THE HAMILTON CITY COUNCIL**

IN THE MATTER of the Resource Management Act 1991 (**Act**)
AND

IN THE MATTER of an application for subdivision and land use
consent for the Amberfield development
pursuant to the Act.

APPLICANT Weston Lea Limited

CONSENT AUTHORITY Hamilton City Council

MEMORANDUM OF COUNSEL FOR WESTON LEA LIMITED

Dated: 20 May 2019

Solicitors on Record

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MAY IT PLEASE THE COMMISSIONER HEARING PANEL:

1. This memorandum is filed by counsel for Weston Lea Limited (**Weston Lea**).
2. Counsel refers to the memorandum and email filed today by counsel respectively for the Director-General of Conservation (**Director-General**) and the Riverlea Environment Society Inc. (**RESI**).
3. Counsel do not object to counsel for the Director-General or counsel for RESI filing memoranda responding to Weston Lea's memorandum once they have had an opportunity to consider the Joint Witness Statement dated 14 May 2019 and take instructions from their clients. Counsel reserves our right of reply to any memorandum filed by the Director-General or RESI.
4. Counsel respectfully requests, in the meantime, that the Hearing Panel does not wait to consider the Director-General's or RESI's memoranda before making further directions scheduling ecological caucusing.
5. Counsel is conscious that the directions requested, in their Memorandum dated 17 May 2019, require Weston Lea's experts to provide an information package to the submitters' ecologists by 24 May 2019.
6. These directions were requested to ensure there is adequate time following the production of any further joint witness statement for the s.42A reporting officers (and the applicant's planners) to determine whether any modifications should be made to the proposed conditions of consent as a result of caucusing.
7. Accordingly, counsel respectfully seeks that the directions set out at paragraph [18] in their Memorandum dated 17 May 2019, or similar directions as are considered appropriate, are made by Hearing Panel as soon as is convenient.

Dated this 20th day of May 2019



Robert Makgill / Kate Woods
Counsel for Weston Lea Limited