

Before the Independent Hearings Panel  
at Waimakariri District Council

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*under:* the Resource Management Act 1991

*in the matter of:* Proposed private plan change RCP31 to the Operative  
Waimakariri District Plan

*and:* **Rolleston Industrial Developments Limited**  
*Applicant*

Memorandum of counsel on behalf of Rolleston Industrial  
Developments Limited

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Dated: 28 August 2023

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## **MAY IT PLEASE THE HEARINGS PANEL**

- 1 This memorandum responds to the Panel's Minute 6 and provides clarification as to the supplementary evidence proposed to be filed by the Applicant's witnesses.
- 2 We accept the Panel's directions in that Minute which emphasise that supplementary evidence should strictly be in the nature of a reply to matters raised by the Panel at the hearing, or matters raised by submitters (and not previously raised in their written submissions) and/or to address any consequential changes to the proposal since the hearing, and/or to address the outcome expert witness conferencing and that they are not otherwise matters which could be properly dealt with in closing legal submissions. We assure the Panel that this was the intent in the Applicant's request to file supplementary evidence.
- 3 Mr Willis' supplementary statement notes that the three waters JWS does not elaborate on the potential significance of the groundwater interception risk. The intent of **Mr McLeod's** supplementary evidence was to provide that elaboration, including by providing examples of systems that have failed in the District, and the methods that have been adopted since some of these to ensure future infrastructure of this kind does not give rise to the same issues.
- 4 If the Panel would prefer that this be provided in the form of an addendum to the joint witness statement, then that could be arranged.
- 5 With respect to **Ms Lauenstein**, her supplementary evidence will cover those matters specified in Minute 6 as well as:
  - 5.1 Urban design consequences as a result of potential amendments to the proposed rules and ODP; and
  - 5.2 Respond to new (not previously raised) matters in the evidence of submitters at the hearing, and the evidence of Mr Nicholson and Mr Knott.
- 6 With respect to **Mr Milne**, his supplementary evidence is intended to cover landscape consequences as a result of potential amendments to the proposed rules and ODP.

7 We thank the Panel for its assistance in the matter so far.

Dated: 28 August 2023

A handwritten signature in blue ink, appearing to read 'Jo Appleyard', is positioned above a horizontal line.

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Jo Appleyard / Lucy Forrester  
Counsel for Rolleston Industrial Developments Limited