

**IN THE ENVIRONMENT COURT OF NEW ZEALAND  
CHRISTCHURCH REGISTRY**

**I TE KŌTI TAIAO O AOTEAROA  
ŌTAUTAHI ROHE**

**ENV-2020-CHC-127**

**UNDER** the Resource Management Act 1991 (RMA)

**IN THE MATTER** of the Water Permits Plan Change - Plan Change 7, being part of a proposal of national significance directed by the Minister for the Environment to be referred to the Environment Court under section 142(2)(b) of the RMA

**AND**

**IN THE MATTER** of an application under section 149T of the RMA

**BETWEEN** **OTAGO REGIONAL COUNCIL**

**Applicant**

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**NOTICE OF CROSS EXAMINATION  
19 February 2021**

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Judicial Officer: Judge Borthwick

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Applicant's Solicitor  
PO Box 4341 CHRISTCHURCH 8140  
DX WX11179  
Tel +64 3 379 7622  
Fax +64 379 2467

**WYNNWILLIAMS**

Solicitor: P A C Maw / M A Mehlhopt  
(philip.maw@wynnwilliams.co.nz /  
michelle.mehlhopt@wynnwilliams.co.nz)

**NOTICE OF CROSS EXAMINATION****May it please the Court**

- 1 Counsel for the Otago Regional Council wish to cross examine the witnesses of the following parties:
- (a) Beef and Lamb New Zealand:
    - (i) Jane Marie Chrystal;
    - (ii) Andrew Neil Burt; and
    - (iii) Helen Marie Marr.
  - (b) Director-General of Conservation/*Tumuaki Ahurei*:
    - (i) Nicholas Rex Dunn; and
    - (ii) Murray John Brass.
  - (c) Federated Farmers of New Zealand:
    - (i) Kim Louise Reilly;
    - (ii) Lionel John Hume; and
    - (iii) Fiona Doolan-Noble.
  - (d) Horticulture New Zealand Limited:
    - (i) Stuart John Ford;
    - (ii) Michelle Kathleen Sands; and
    - (iii) Vance Andrew Hodgson.
  - (e) Landpro Limited:
    - (i) Christina Elyse Bright; and
    - (ii) Claire Rose Perkins.
  - (f) McArthur Ridge Vineyard Ltd, Mount Dunstan Estates Ltd, Strath Clyde Water Ltd (**McArthur Ridge**):
    - (i) Anthony Davoren; and
    - (ii) David Talbot Jordan.
  - (g) Minister for the Environment:

- (i) Timothy Alastair Deans Ensor; and
  - (ii) Keita Sarah Kohere.
- (h) Waihōpai Rūnaka, Te Rūnanga Ōraka o Aparima And Te Rūnanga o Awarua (collectively **Ngāi Tahu Ki Murihiku**):
- (i) Maria Bartlett.
- (i) Kāi Tahu Ki Otago, Ngāi Tahu Ki Murihiku and Te Rūnanga o Ngāi Tahu:
- (i) Sandra McIntyre.
- (j) Otago Fish and Game Council and Central South Island Fish and Game Council:
- (i) John William Hayes;
  - (ii) Morgan John Trotter;
  - (iii) Nigel John Paragreen; and
  - (iv) Ben Farrell.
- (k) Otago Water Resource User Group:
- (i) Susan Helen McKeague;
  - (ii) Dean Antony Olsen;
  - (iii) Brendan James Sheehan;
  - (iv) Hayden Templeton Crow;
  - (v) Matthew Aaron Hickey;
  - (vi) David Neill Graham;
  - (vii) Sally Dicey; and
  - (viii) Kate Louise Scott.
- (l) Otago Water Resource User Group and Grape Vision Limited:
- (i) James Dicey.
- (m) Otago Water Resource User Group and Horticulture New Zealand Limited:
- (i) Ian McIndoe.

- (n) Otago Water Resource User Group and Falls Dam Company Limited:
    - (i) Matthew Peter Curran.
  - (o) Central Otago District Council:
    - (i) Benjamin Robert Patterson.
  - (p) Clutha District Council, Waitaki District Council, Queenstown Lakes District Council, Dunedin City Council and Central Otago District Council:
    - (i) Thomas Brendan Heller;
    - (ii) Jennifer Sonja McGirr;
    - (iii) Matthew William Twose; and
    - (iv) Peter R Greenwood.
  - (q) Trustpower Limited:
    - (i) Nicola Irene Foran;
    - (ii) Paul Michael Mitchell; and
    - (iii) Stephanie Styles.
  - (r) Wise Response Society Incorporated:
    - (i) Michael James Salinger; and
    - (ii) Dugald Iain MacTavish.
- 2 Counsel respectfully seek leave to exceed the limit of 30 minutes for some witnesses. The names of witnesses and the total time sought are set out below:
- (a) Kim Louise Reilly – 45 minutes
  - (b) Vance Andrew Hodgson – 45 minutes
  - (c) Christina Elyse Bright – 1 hour
  - (d) Claire Rose Perkins – 45 minutes
  - (e) Ben Farrell – 45 minutes
  - (f) Dean Antony Olsen – 45 minutes

- (g) Matthew Aaron Hickey – 1 hour
  - (h) Sally Dicey – 45 minutes
  - (i) Kate Louise Scott – 45 minutes
  - (j) Ian McIndoe – 45 minutes
  - (k) Matthew Peter Curran – 45 minutes
  - (l) Matthew William Twose – 45 minutes
  - (m) Paul Michael Mitchell – 45 minutes
  - (n) Stephanie Styles – 45 minutes
  - (o) Dougald Iain MacTavish – 45 minutes
- 3 Counsel seek additional time for cross examination of these witnesses due to the degree of differences between the experts and the importance to the issues that remain in contention.
- 4 Where possible, counsel will give notice to the Court and parties if counsel no longer seek to cross examine a witness or the additional time sought (if granted) is not required.
- 5 Counsel also respectfully seek leave to ask questions of any witnesses not listed in paragraph 1 above in relation to any issues arising from questions from the Court.

Dated this 19<sup>th</sup> day of February 2021



**P A C Maw / M A Mehlhopt**

Counsel for Otago Regional Council