

**IN THE MATTER** of the Resource Management Act 1991

**AND**

**IN THE MATTER** of a Notice of Motion under Section 87G requesting the granting of resource consents to Wellington International Airport Limited for the Wellington International Airport Extension of Runway: Construction, Operation and Maintenance (the **Application**)

**BY** **WELLINGTON INTERNATIONAL AIRPORT LIMITED**  
Applicant

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**MEMORANDUM OF COUNSEL FOR AIR NEW ZEALAND LIMITED**

**8 FEBRUARY 2017**

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## **MAY IT PLEASE THE COURT:**

### **Introduction**

1. This memorandum is filed by counsel for Air New Zealand Limited (**ANZL**) in advance of the pre hearing conference on 9 February 2017.
2. Counsel have reviewed the following memoranda in drafting this memorandum:
  - (a) Memorandum of Counsel for Wellington International Airport Limited (**WIAL**) dated 19 December 2016;
  - (b) Memorandum of Counsel for Wellington City Council (**WCC**) and Greater Wellington Regional Council (**GWRC**) (collectively, the **Councils**) dated 13 January 2017; and
  - (c) Memorandum of Counsel for Guardians of the Bays Incorporated (**GOTB**), Hue tē Taka Incorporated and the Surfbreak Protection Society Incorporated dated 7 February 2017 (the **GOTB Memorandum**).

### **ANZL position in relation to timetabling**

3. ANZL supports the timetable suggested at paragraph 2 of the GOTB Memorandum. In particular ANZL considers:
  - (a) The proposal that WIAL exchanges its evidence on 3 March 2017 is appropriate:
    - (i) if the timetable is to provide for the hearing to commence in June 2017 (rather than commencing in early July to avoid the Lions Tour in Wellington), and if more time is to be provided for the Councils and section 274 parties to exchange their evidence (as requested by both GOTB and the Councils), it is necessary that WIAL exchanges its evidence on or around 3 March 2017; and

- (ii) WIAL should be in a position to exchange its evidence by 3 March 2017 considering the length of time that has lapsed since WIAL lodged the Application with the Councils on 28 April 2016.
  
- (b) It is appropriate that the timetable allows four weeks between the Councils exchanging their evidence and Section 274 parties exchanging their evidence. WIAL and the Councils propose to call a number of witnesses; four weeks will allow the Section 274 parties and their experts time to appropriately consider and respond to the evidence of WIAL and the Councils (particularly if WIAL introduces new material). Easter also falls within the four week period.
  
- (c) It is appropriate that the timetable allow for three weeks between the exchange of rebuttal evidence and the commencement of the hearing to give parties an adequate opportunity to seek expert advice on rebuttal evidence and also allow the Court an appropriate amount of time to read and comprehend the evidence.

#### **ANZL position in relation to order of witnesses at the hearing**

- 4. ANZL supports the suggestion at paragraph 7 of the GOTB Memorandum.
  
- 5. ANZL would prefer that certain topics, particularly passenger forecasting and economic evidence, are dealt with on a topic basis, rather than on a party basis. They are complex subjects and there will be benefits from hearing all the evidence together.
  
- 6. ANZL will also be calling a forecasting witness who is based overseas. That witness will need to be present when other forecasting experts are presenting their evidence as well as being present in person to present his own evidence. Enabling some witnesses to be heard on a topic basis will ensure a single visit to New Zealand for the hearing and efficiency in the proceeding.

**List of Witnesses**

7. A list of witnesses ANZL intends to call at the hearing is **annexed** as “**Schedule 1**”.

**DATED** at Wellington this 8<sup>th</sup> day of February 2017

**AIR NEW ZEALAND LIMITED** by its solicitors:



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**Derek Nolan QC / Horiana Irwin-Easthope /  
Te Rangimārie Williams**  
Counsel for Air New Zealand Limited

**SCHEDULE ONE: AIR NEW ZEALAND LIMITED WITNESSES**

<b>Witness</b>	<b>Evidence Subject Matter</b>
Stephen Jones	Corporate
Richard Thompson	
Bob Fletcher	
John Small	Economics
David Bental	Forecasting
Steven Kerr	Planning
Peter McComb	Coastal Processes