

**Before the Hearings Panel  
At Wellington**

**Under** the Resource Management Act 1991

**In the matter of** an application for resource consent to discharge  
contaminants to land, air and water associated with the  
proposed long term upgrade and operation of the  
Featherston Wastewater Treatment Plan

**Applicant** **South Wairarapa District Council**

---

**Joint Memorandum of Counsel between the Applicant and Wellington  
Regional Council**

**Date:** 30 August 2018

---



50-64 Customhouse Quay, Wellington 6011  
PO Box 2791, Wellington 6140  
DX SP20002, Wellington  
Tel +64 4 472 6289  
Fax +64 4 472 7429

Solicitor on the record  
**Contact solicitor**

Kerry Anderson  
**Kate Rogers**

kerry.anderson@dlapiper.com  
**kate.rogers@dlapiper.com**

Tel +64 4 474 3255  
**Tel +64 4 474 3050**

**MAY IT PLEASE THE PANEL:**

- 1 South Wairarapa District Council (**District Council**) has applied to Greater Wellington Regional Council (**Regional Council**) for resource consent to discharge contaminants to land, air and water associated with the proposed long-term upgrade and operation of the Featherston Wastewater Treatment Plant.
- 2 The Regional Council appointed a Hearing Panel to hear and determine the application. On 13 July 2018 the Panel issued Minute # 1. Minute # 1 directed a timetable for evidence exchange and set down commencement of the hearing for Tuesday 16 October 2018.
- 3 Both the District Council and Regional Council have progressed evidence preparation. In doing so, the Councils have identified that there are matters which require further investigation, particularly effects arising from the discharge to land and to water.
- 4 The Councils' wish to seek an extension of the timetable to allow further work and discussions to occur - particularly between experts. This will enable a clearer understanding of effects for all parties and will help the District Council determine how it wishes to proceed with its application.
- 5 To allow for this to take place the Councils seek the current timetable is vacated and a new timetable imposed. It is suggested that a new timetable could be as follows:
  - 5.1 District Council to advise by 20 October 2018 whether it intends to proceed with the current application.
- 6 If the application is pursued the following timeframes to apply:
  - 6.1 Any further information arising from the work above to be available to submitters by 26 October 2018.
  - 6.2 Regional Council's section 42A report to be provided by Friday 30 November 2018.
  - 6.3 Applicant's evidence to be provided by Friday 14 December 2018.

- 6.4 Submitter evidence to be provided by Friday 22 February 2019.
- 6.5 Any joint expert witness statements (except planning) arising from conferencing to be provided by Friday 1 March 2019.
- 6.6 Any joint planning statement to be provided on Friday 8 March.
- 6.7 Applicants evidence in reply to be provided by Monday 12 March 2019.
- 6.8 Hearing commencing no earlier than the week starting 18 March. (The Applicants' Ecologist is unavailable the previous week.) The applicants reply evidence would typically be provided at the hearing. However, it is suggested that it would assist for any reply evidence from the applicant to be pre-circulated in advance of the hearing.

7 If the Panel accepts an alteration to the timetable, this will necessitate a delay in the hearing. At this stage, an alternative date is not proposed as there are a range of variables, such as Panel availability and scheduling constraints. Given this, we consider that it is more appropriate that the Panel consider and determine an appropriate date and this can be advised to all parties by way of Panel directions.

**Date:** 30 August 2018

.....  
 K Anderson/ K Rogers  
 Solicitor for Greater Wellington Regional  
 Council

.....  
 Philip Milne  
 Counsel for South Wairarapa District Council