

IN THE MATTER OF

The Resource Management Act 1991

AND

IN THE MATTER OF

An application made to Manawatu-Wanganui
(Horizons) Regional Council (MWRC)

(Consent Authority)

BY

TARARUA DISTRICT COUNCIL

(the Applicant)

For the hearing of **APP-2005011178.01** for resource consents associated with the operation of the Eketahuna Wastewater Treatment Plant, including a discharge into the Makakahi River, a discharge to air (principally odour), and a discharge to land via pond seepage, Bridge Street, Eketahuna.

MEMORANDUM 1 TO PARTICPANTS

Directions

8 February 2017

PURPOSE OF THIS MEMORANDUM

- 1 The Regional Council has appointed a hearing committee comprising Commissioners Mr Peter Callander, Mr Reginald Proffit, and Dr Brent Cowie (Chair) to hear and decide this application and has delegated to the committee the necessary functions, powers and duties of the Regional Council under section 34A of the Resource Management Act 1991 (the RMA). The purpose of this memorandum is to provide directions to the participants in relation to hearing matters.

2 The applicant is Tararua District Council. The applications were publically notified with submissions closing on 9 May 2016. A total of twelve submissions were received from Eketahuna Golf Club, MidCentral District Health Board, Kahungunu ki Tamaki nui-a-rua Trust, Corny and Charlotte Andrews, Wellington Fish and Game, Christina Paton, John Bent, Water Protection Society Inc, Te Roopu Taiao o Ngati Whakaterere, Water & Environmental Care Ass. Inc, Manawatu Estuary Trust, Rangitane o Tamaki nui a Rua Inc. Of the twelve submitters, eleven stated that they wish to be heard.

HEARING TIMETABLE

3 The hearing of application is scheduled for three days commencing **9.30am** on **Wednesday, 5 April 2017**.

4 The hearing will be held in the Stadium Function Lounge, Bush Park Trust Stadium, 57 Huxley Street, Pahiatua.

5 The formal closing of the hearing will not occur until after the Applicant's right of reply and/or further information or evidence requested by the Commissioners at the hearing is provided by the party from whom it has been requested.

6 The hearing will commence at 9.30am on the first day and at 9am on the following days. It will usually conclude at about 5pm. All participants will receive advance notice of any changes. On all days there will be a lunch break between approximately 12:30pm and 1:30pm and morning and afternoon breaks of 15 minutes. Tea and coffee will be provided during breaks.

7 We will also be prepared to start early and finish later to accommodate the reasonable needs of the participants.

8 The hearing will be adjourned at about 3.00 pm on the first day to allow the Commissioners to conduct a site visit. We will ask to be assisted by a representative of the applicant who is not a witness at the hearing.

9 The remainder of this memorandum gives directions to enable the pre-circulation of all expert evidence prior to the hearing, and outlines the hearing procedure.

TIMETABLE

- 10 The Commissioners have decided the following timetable to ensure all relevant technical evidence is circulated to all parties prior to the hearing.

Due Date	Action	Explanation
9 May 2016	Submissions Closed	
Tuesday 7 March 2017	Council s42A report, and any supporting reports, completed and forwarded	This report will enable the applicant and submitters to assess and comment on the council reports when preparing their submissions for the hearing
Tuesday 14 March 2017	All expert evidence from the applicant is to be filed with Horizons Regional Council	This will enable the applicant's expert evidence to be read and assimilated by all parties to the hearing.
Tuesday 21 March 2017	Any expert evidence to be called on behalf of submitters is to be filed with Horizons Regional Council	This will enable any expert evidence called by submitters to be read and assimilated by all parties to the hearing
Wednesday 5 April 2017	The hearing commences at 9.30 am and will conclude about 3pm to allow for a site inspection,	Other days may start at 9.00am.
Thursday 6 April 2017	The hearing will continue	
Friday 7 April 2017	The hearing will continue and be adjourned at the completion of the presentation of evidence, or at the end of the day.	

DIRECTIONS

- 11 The following directions are to achieve the timetable outlined above.
- 12 All the pre-circulated material is to be supplied to Carina Hickey at Horizons Regional Council by 4pm on the dates specified. She will then arrange for this material to be circulated to all the parties involved in the hearing. Her email address is carina.hickey@horizons.govt.nz or she can be contacted on 06 952 2827.

Regulatory Authority's Evidence

- 13 Pursuant to section 42 A (3) of the Resource Management Act, any report prepared by or on behalf of Horizons Regional Council must be supplied to Carina Hickey, Horizons Regional Council by 4pm on **Tuesday 7 March 2017**.

Applicant's Expert Evidence

- 14 Pursuant to section 41B of the Resource Management Act 1991 (the RMA), any expert evidence to be called by the applicant must be supplied to Carina Hickey, Horizons Regional Council by 4pm on **Tuesday 14 March 2017**.

Submitters' Expert Evidence

- 15 Pursuant to section 41B of the RMA, any submitter who intends to call expert evidence must supply to Horizons Regional Council, by 4pm on **Tuesday 21 October 2017**, a copy of any statement of expert evidence the submitter intends to present to the hearing.
- 16 The above direction to submitters relates only to any expert evidence they intend to call. It does not apply to statements by lay witnesses and submitters themselves. We welcome evidence presented by lay witnesses either orally or (preferably) in writing at the hearing.

SUPPLY OF DOCUMENTS

- 17 The applicant and submitters should supply copies of their evidence in electronic pdf format (or, alternatively, one printed copy) to Carina Hickey by the deadlines stipulated above.
- 18 Horizons Regional Council will circulate copies of all evidence by e-mail and post as soon as practicable after it is received. Copies of all material received will also be uploaded onto the Council website:
- <http://www.horizons.govt.nz/managing-natural-resources/consent-hearings/tararua-district-council-pahiatua-eketahuna-wastew/eketahuna-wastewater-treatment-plant>
- 19 Any questions about this memorandum or the directions given should be directed to Carina Hickey at Horizons Regional Council. She will confer with the Commissioners as necessary.

HEARING PROCEDURE

- 20 The hearing will commence with the applicant's case. We will next hear from submitters to the application, and then from the reporting officer (whose report will be taken as read) before the applicant's right of reply.
- 21 The reporting officer is encouraged to give written updates of the matters that have arisen during the hearing when she gives her presentation.

- 22 Submitters who wish to be heard are asked to liaise with Ms Hickey as to when may be an appropriate time for them to present their submissions and/or evidence.
- 23 Pre-circulated expert evidence will be taken as read. We would however ask experts to prepare a short presentation summarising their evidence (such as via Power Point). This presentation should not take more than 20 minutes.
- 24 All legal submissions and planning reports by the applicant and submitters, and lay evidence, can be read in full at the hearing.

Brent Cowie

Signed by Brent Cowie (Chair)
on behalf of the Hearing Panel