

IN THE HIGH COURT OF NEW ZEALAND
DUNEDIN REGISTRY

CIV-2024-412-000041

I TE KŌTI MATUA O AOTEAROA
ŌTEPOTI ROHE

UNDER

s 299 and cl 56 of Schedule 1 to
the Resource Management Act
1991 (“RMA”)

IN THE MATTER OF

an appeal against decisions on the
freshwater planning instrument-
related parts of the Proposed
Otago Regional Policy Statement
2021

BETWEEN

**OCEANA GOLD (NEW
ZEALAND) LIMITED**

Appellant

AND

OTAGO REGIONAL COUNCIL

Respondent

MEMORANDUM OF COUNSEL ON BEHALF OF KĀI TAHU

Dated 7 February 2025

Solicitor instructing:

Chris Ford



Te Rūnanga o NGĀI TAHU

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Counsel acting:

Aidan Cameron

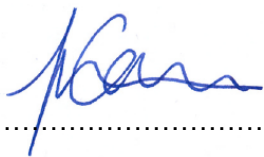
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MEMORANDUM OF COUNSEL ON BEHALF OF KĀI TAHU**May it please the Court:**

1. Counsel refer to the Minute of Her Honour Justice Harland dated 19 December 2024 granting leave to Kāi Tahu to extend the time period in which to file a s 301 notice on the above appeal.
2. Filed with a copy of this memorandum is a copy of the s 301 notice on behalf of Kāi Tahu.
3. Due to an oversight on the part of counsel, coupled with an incredibly busy start to 2025, Kāi Tahu did not file and serve the required notice by the directed date, which was 5.00pm on 17 January 2025.
4. Kāi Tahu have confirmed in the notice that has been filed that they will adopt a neutral position on the remaining appeal point, and may file brief submissions on the genesis of the relevant objective (in light of requirements under the National Policy Statement for Freshwater Management 2020 (“**NPSFM**”)).
5. Counsel respectfully seek leave to amend the direction at paragraph 8 of Her Honour’s Minute of 19 December 2024 to extend the period to 5.00pm on Friday 7 February 2025, thereby bringing the notice filed within time.
6. Counsel has liaised with counsel for the appellant and respondent, and understands that there is no objection to the extension sought.
7. Counsel apologise to both the Court and parties for any inconvenience caused as a result of the oversight.

Dated 7 February 2025



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A M Cameron

Counsel for Kāi Tahu