

**IN THE ENVIRONMENT COURT  
AT CHRISTCHURCH**

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

**ENV-2024-CHC-021-033 & 034-040**

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**UNDER** the Resource Management Act 1991

**IN THE MATTER** of appeals under clause 14(1) of the First Schedule of the Act in relation to the non-freshwater planning instrument parts of proposed Otago Regional Policy Statement 2021 (pORPS21)

**BETWEEN** **ARA POUTAMA AOTEAROA DEPARTMENT OF CORRECTIONS** and the other appellants on the non-freshwater planning instrument parts of the Proposed Otago Regional Policy Statement 2021 listed overleaf

Appellants

**AND** **OTAGO REGIONAL COUNCIL**, a regional council under Schedule 2 of the Local Government Act 2002, having its principal office at 70 Stafford Street, Dunedin

Respondent

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**MEMORANDUM FOR THE OTAGO REGIONAL COUNCIL AS TO MEDIATION  
DATES**

**Dated:** 9 September 2024

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DUNEDIN

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**AND AURORA ENERGY LIMITED, NETWORK WAITAKI LIMITED  
AND POWERNET LIMITED**

**AND BP OIL NEW ZEALAND LIMITED, MOBIL OIL NEW ZEALAND  
LIMITED, AND Z ENERGY LIMITED**

**AND CAIN WHĀNAU**

**AND DUNEDIN CITY COUNCIL**

**AND ENVIRONMENTAL DEFENCE SOCIETY INCORPORATED**

**AND GLENPANEL LIMITED PARTNERSHIP**

**AND MANAWA ENERGY LIMITED**

**AND MERIDIAN ENERGY LIMITED**

**AND OCEANA GOLD (NEW ZEALAND) LIMITED**

**AND PORT OTAGO LIMITED**

**AND QUEENSTOWN AIRPORT CORPORATION LIMITED**

**AND QUEENSTOWN LAKES DISTRICT COUNCIL**

**AND RAYONIER MATARIKI FORESTS, CITY FORESTS LIMITED,  
ERNSLAW ONE LIMITED and PORT BLAKELY NZ LIMITED**

**AND REAL GROUP LIMITED**

**AND ROYAL FOREST AND BIRD PROTECTION SOCIETY OF NEW  
ZEALAND INCORPORATED**

**AND TE RŪNANGA O MOERAKI, KĀTI HUIRAPA RŪNAKA KI  
PUKETERAKI, TE RŪNANGA O ŌTĀKOU AND HOKONUI  
RŪNANGA, TE AO MARAMA INCORPORATED ON BEHALF  
OF WAIHOPAI RŪNAKA, TE RŪNANGA O ŌRAKA APARIMA,  
AND TE RŪNANGA O AWARUA and TE RŪNANGA O NGĀI  
TAHU**

**AND TRANSPOWER NEW ZEALAND LIMITED**

**AND NEW ZEALAND TRANSPORT AGENCY WAKA KOTAHI**

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**MEMORANDUM FOR THE OTAGO REGIONAL COUNCIL AS TO MEDIATION  
DATES**

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**To**           The Registrar  
                  Environment Court  
                  Christchurch

**And to:**    Each Appellant and s 274 party on the non-freshwater planning instrument  
                  parts of the Proposed Otago Regional Policy Statement 2021

**Introduction**

- 1           This memorandum responds to Commissioner Buchanan directions of 26 August 2024.
- 2           ORC was to confer with the parties and file a final schedule of mediation dates by 9 September 2024.
- 3           **Attached** as Appendix 1 is a final schedule of mediation dates. The only amendment being to Group 10, taking into account the Court's availability the week of 24 March 2025.
- 4           The additional overflow weeks are also included.

**Mediation position papers**

- 5           Regarding the circulation of position papers prior to mediation, the following directions are sought:
  - 5.1        ORC to circulate its position on each topic group to the parties in a table style format on a Monday, 2 weeks prior to the commencement of the relevant mediation.
  - 5.2        Appellants will add their respective positions into the document by 5pm Thursday of that same week (3 working days following receipt of ORC's position).
  - 5.3        Section 274 parties will add their respective positions into the document by 5pm the following Monday (2 working days following receipt of Appellants positions).
  - 5.4        The completed position paper will be circulated to the Mediator and the parties by 5pm the following day (Tuesday), allowing the Mediator and the

parties one week to review all parties' respective positions prior to the commencement of mediation on each topic group.

- 5.5 If the date for any position paper falls on a public holiday<sup>1</sup> that position paper will be circulated on the next working day.



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S J Anderson / T M Sefton  
Counsel for the Otago Regional Council

Date: 9 September 2024

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<sup>1</sup> Labour Day for example

## Appendix 1

### Proposed sequencing and suggested timeframes for Court-assisted mediation

| Proposed Order  | Estimated timeframe required | Proposed dates                                 |
|---|------------------------------|--|
| Group 2 – Significant resource management issues for the region                     | ½ week <sup>2</sup>          | Tuesday 5 November to Friday 8 November 2024   |
| Group 3 – Integrated Management   | One week                     | Tuesday 12 November to Friday 15 November 2024 |
| Week off from Monday 18 November to Friday 22 November                              |                              |  |
| Group 1 – Mana whenua and Māori Land  | ½ week                       | Tuesday 26 November to Friday 29 November 2024 |
| Group 5 – Land, freshwater and soil   | One week                     | Tuesday 3 December to Friday 6 December 2024   |
| 7-week break  |                              |  |
| Group 4 – Energy, infrastructure and transport                                      | One week                     | Tuesday 28 January to Friday 31 January 2025   |
| Group 6 – Air   | ½ week                       | Monday 3 February to Wednesday 5 February 2025 |
| Group 7 – Coast   | One week                     | Tuesday 11 February to Friday 14 February 2025 |
| 3 weeks off from the week beginning Monday 17 February 2025 through to 7 March 2025 |                              |  |
| Group 8 – Ecosystems and indigenous biodiversity                                    | One week                     | Tuesday 11 March to Friday 14 March 2025       |
| Group 9 – Natural Hazards   | One week                     | Tuesday 18 March to Friday 21 March 2025       |

<sup>2</sup> Note: the reference to ‘one week’ or ‘½ week’ being required is very much an estimate. Accordingly, all mediation groups are scheduled for 4 days (with the exception of Group 6: Air due to Waitangi Day).

|  |          |  |
|--|----------|--|
| Group 10 – Historical Heritage and cultural values     | ½ week   | Monday 24 March to Tuesday 25 March 2025 |
| Court has no availability until May 2025               |          |  |
| Group 11 – Natural features and landscapes             | ½ week   | Tuesday 13 May to Friday 16 May 2025     |
| Group 12 – Urban Form and Development                  | One week | Tuesday 20 May to Friday 23 May 2025     |
| Overflow week 1, Tuesday 27 May to Friday 30 May 2025  |          |  |
| Overflow week 2, Monday 9 June to Friday 13 June 2025  |          |  |
| Overflow week 3, Monday 16 June to Friday 20 June 2025 |          |  |