

BEFORE THE INDEPENDENT HEARING PANEL

IN THE MATTER OF the Resource Management Act 1991

AND of the proposed Timaru District Plan

Memorandum of Counsel
on behalf of the Director-General of Conservation *Tumuaki Ahurei*
Hearing B: B1 Rural Zones
Submitter No. 166 Further Submitter No.166
Dated: 16 July 2024

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MAY IT PLEASE THE HEARING PANEL

Introduction

1. The Director-General of Conservation (the **Director-General**) is scheduled to present its case in relation to part B1 of Hearing B in Session 3 on Tuesday 23 July 2024. The Director-General has filed expert evidence and legal submissions.
2. The two topics that are relevant to the Director-General's submission and further submission for Hearing B are:
 - (a) Proposed gravel extraction overlay; and
 - (b) Blandswood rezoning request.
3. The legal submissions record that the Director-General no longer intends to present evidence in relation to the proposed gravel extraction overlay, on the basis that this issue has been resolved by evidence filed from the relevant submitters.
4. In relation to the Blandswood rezoning request, the Director-General has now read the Council's legal submissions. The Blandswood rezoning request is addressed at paragraphs 31 – 42. The submissions set out a 'proposed way forward' for progressing the Blandswood rezoning request.¹
5. The Director-General:
 - (a) Agrees with the proposed approach proposed by the Council; and
 - (b) Seeks an indication from the Panel as to whether the Panel agrees with the proposed approach.
6. If the Panel agrees with the proposed approach, the Director-General will not need to present on either topic on 23 July (subject to any indication from the Panel that it wishes the Director-General to appear to address any aspect of its case as filed).



Alice McCubbin-Howell / Ceri Warnock
Counsel / Rōia for the Director-General

¹ Legal submissions of Counsel on behalf of Timaru District Council, 12 July 2024, paragraphs 37 – 40.