

**BEFORE INDEPENDANT HEARING COMMISSIONERS
APPOINTED BY THE TIMARU DISTRICT COUNCIL**

UNDER: the Resource Management Act 1991

IN THE MATTER OF: Submissions in relation to the Timaru
Proposed District Plan

**MEMORANDUM OF COUNSEL ON BEHALF OF 22 THE TERRACE TIMARU
LIMITED (SUBMITTER NO. 202)**

**HEARING STREAM F: HAZARDS AND RISKS (NATURAL HAZARDS ONLY) –
OTHER DISTRICT-WIDE MATTERS**

DATED: 11 APRIL 2025

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May it please the Hearing Panel:

1. This memorandum is filed on behalf of 22 The Terrace Timaru Limited (submitter number 202) (the **Submitter**).
2. The Submitter has one submission point (submission point 202.3) relating to the proposed Port Outer Noise Control Boundary Overlay falling within the topics to be heard as part of Hearing Stream F – Hazards and Risks (Natural Hazards only) – Other District-wide matters. A statement of evidence of Mr Tim Gresson was filed in relation to that submission point on 9 April 2025 in accordance with the Panel's timetabling directions for Hearing F.¹ Legal submissions on behalf of the Submitter will also be filed on or before 16 April 2025 in accordance with those directions.
3. Whilst Mr Gresson was generally aware of the Hearing Timetable, it only became apparent because of the content of the Section 42A Report released on 26 March 2025 that he would be required to attend Hearing F. Regrettably, the dates for Hearing F coincide with a judicial hearing in relation to serious misconduct by rugby personnel on the West Coast and Mr Gresson is the chair of the Panel appointed for that hearing. Accordingly, Mr Gresson will not be able to attend Hearing F in person or via video-link.
4. Notwithstanding that, Mr Gresson wishes to be heard in relation to submission point 202.3 and anticipates 5 to 10 minutes being required for that purpose and to answer any questions from the Panel.
5. Accordingly, the Submitter seeks leave from the Panel to be heard in relation to submission point 202.3 during the next hearing, Hearing G, which is currently scheduled for 8 to 10 July 2025.

Dated: 11 April 2025



G Hamilton / L O'Brien

Counsel for 22 The Terrace Timaru Limited

¹ Minute 6 – Revised Pre-Hearing Directions of Hearings Panel, dated 21 March 2024, at [38].