

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH**

ENV-2020-CHC-128

**I TE KŌTI TAIAO
KI ŌTAUTAHI**

UNDER

the Resource Management Act 1991

IN THE MATTER

of an application under s 149T of the Act

BY

OTAGO REGIONAL COUNCIL

Applicant

**MEMORANDUM OF COUNSEL ON BEHALF OF WILLOWRIDGE
DEVELOPMENTS LIMITED**

Dated: 16 December 2020

TODD & WALKER law
LAWYERS | NOTARY PUBLIC

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MAY IT PLEASE THE COURT:

- [1] This memorandum of counsel is in response to the minute of the Court issued on 11 December 2020 where it directed the Otago Regional Council (**Council**) and Willowridge Developments Limited (**Willowridge**) to set out their position as to service of Willowridge's section 274 notice and application for waiver under s 281 of the Resource Management Act 1991 (**Act**).
- [2] Willowridge's considers on the basis of s 274(2B) of the Act, it is appropriate for all parties to the Council's Proposed Plan Change 8 to be served with its s 274 notice, and accordingly its application for waiver in respect of such notice.
- [3] Willowridge understands on the basis of the Court's minute issued on 23 October 2020 that the usual requirements for service under the Act are waived and all documents required to be served are done so when they are uploaded to the Environment Court's website.¹
- [4] The exception to this is where parties have provided an alternative address for service. In such cases parties are required to serve those parties by way of that alternative address.²
- [5] Accordingly, Willowridge served by email all parties who had provided an alternative address for service. A copy of this email is **attached** to this memorandum.

Dated: 16 December 2020



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G M Todd / B B Gresson
Counsel for Willowridge Developments Limited

¹ Minute of the Environment Court, 23 October 2020 at [9].
² At [12].