

In the Environment Court of New Zealand
Christchurch Registry

I Mua I Te Kōti Taiao o Aotearoa
Ōtautahi Rohe

ENV-2020-CHC-128

Under the Resource Management Act 1991

In the matter of A notice of motion under section 149T(2) to decide proposed
Plan Change 8 to the Regional Plan: Water for Otago

Between **Otago Regional Council**

Applicant

Memorandum of Counsel on behalf of Dunedin City Council

4 August 2021

Submitter's solicitor:


Michael Garbett
Anderson Lloyd
Level 10, Otago House, 477 Moray Place, Dunedin 9016
Private Bag 1959, Dunedin 9054
DX Box YX10107 Dunedin
p + 64 3 477 3973
michael.garbett@al.nz

**anderson
lloyd.**

May it please the Court

- 1 This memorandum is filed on behalf of Dunedin City Council in response to directions in the Record of Pre-Hearing Conference issued 23 July 2021, specifically the direction at paragraph 17(g)(i) of the Record.
- 2 Dunedin City Council made a submission on proposed Plan Change 8 to the Otago Regional Plan: Water (**PC8**). The submission concerned the following provisions:
 - (a) Policy 7.B.2;
 - (b) Policy 7.C.6;
 - (c) Policy 7.6.12;
 - (d) Rule 14.5.1.1; and
 - (e) Policy 10.4.2.
- 3 The above provisions have been grouped under 'Urban Provisions' of PC8 and proposed Plan Change 1 to the Otago Regional Plan: Waste.
- 4 The Environment Court facilitated mediation on Monday 28 June and Friday 2 July 2021 concerned the 'Primary Sector Provisions' of PC8. Dunedin City Council did not make a submission on the Primary Sector Provisions. Therefore the subject matter of Dunedin City Council's submission was not addressed at mediation.
- 5 Dunedin City Council has reviewed the provisions agreed to by the parties to mediation, as provided in the Memorandum of Counsel on behalf of Otago Regional Council dated 30 July. Dunedin City Council confirms it has no issue with the agreed provisions.

Dated this 4th day of August 2021



Michael Garbett
Counsel for the submitter