

**IN THE ENVIRONMENT COURT
AT WELLINGTON**

**I TE KŌTI TAIAO O AOTEAROA
KI TE WHANGANUI-A-TARA**

IN THE MATTER of a direct referral of applications for resource consents and notices of requirement under sections 87G and 198E of the Resource Management Act 1991 for the Ōtaki to North of Levin Project

BY NEW ZEALAND TRANSPORT
AGENCY-WAKA KOTAHI

(ENV-2023-WLG-000005)

Applicant

MINUTE OF THE ENVIRONMENT COURT

(29 AUGUST 2023)

[1] The Court acknowledges receipt of the memorandum of counsel for the Applicant dated 25 August 2023.

[2] The Court makes the following **directions** accordingly:

- a) The remaining conferencing and mediation timetable as set out in Appendix A (attached) is confirmed.
- b) Waka Kotahi is to file the latest (post-mediation) version of conditions by **4pm on 1 September 2023**.
- c) Section 274 parties are to file their evidence by **4pm on Tuesday 12 September 2023** by providing electronic copies to the Court and Waka

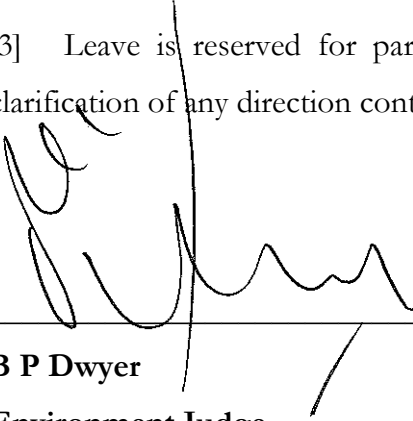


Kotahi.

- d) Any party who wishes to propose a location (which the Court must be able to safely access) for the Court to view must inform counsel for Waka Kotahi by **4pm on 13 September 2023**, along with a clear explanation of what they want the Court to look at/consider at the location.
- e) Waka Kotahi and the Councils are to file a joint memorandum by **4pm on 15 September 2023** setting out:
 - i) The issues in dispute to be resolved at the hearing (including those raised in any section 274 party evidence);
 - ii) The likely time required for the hearing (and a proposed hearing schedule); and
 - iii) Any other matters to enable the efficient delivery of the hearing.
- f) Any section 274 party that considers that an issue has been missed, mis-identified, or that additional time is required for the hearing, must inform the Court and all parties of the issue (or time required) and provide clear particulars as to their rationale by **4pm on 20 September 2023**.
- g) Waka Kotahi is to, by **4pm on 22 September 2022**;
 - i) collate a map and table of the site visit for the Court addressing all matters as advised by parties in accordance with paragraph 2(d), along with any locations they or their Iwi Partners wish the Court to visit;
 - ii) provide the Court with a proposed itinerary for the site visit;
 - iii) liaise with the Registrar to confirm arrangements to provide safety clothing as required, a driver (who will be a person with no involvement with the hearing) and a vehicle for the site visit; and

- iv) confirm that all health and safety requirements will be met and all landowner permissions to enter private property have been obtained.
- h) The Council's are to file their evidence by **4pm on Tuesday 26 September** by providing electronic copies to the Court and Waka Kotahi.
- i) Waka Kotahi is to file reply evidence with the Court by **4pm on Tuesday 10 October 2023**.
- j) Waka Kotahi and the Council's are to confer and prepare a bundle of common documents or exhibits as set out in section 8.2 of the Practice Note.
- k) Waka Kotahi is to prepare evidence bundles and file these along with the common bundle to the Wellington Environment Court Registry by **4pm on 13 October 2023** as follows;
- i) Four single-sided hard copies which are tabulated, paginated, and indexed consistently and compiled into folders or otherwise spiral bound with a table of contents; and
- ii) an electronic copy of the bundles (preferably as a pdf) in corresponding file format.
- l) Waka Kotahi is to file their opening legal submissions by **3pm on Tuesday 17 October 2023**.

[3] Leave is reserved for parties to seek additional or amended directions or clarification of any direction contained in this minute.


B P Dwyer
Environment Judge

