

BEFORE THE ENVIRONMENT COURT
CHRISTCHURCH REGISTRY

ENV-2011-CHC-090

UNDER The Resource Management Act
1991

BETWEEN **MERIDIAN ENERGY LIMITED**

Applicant

AND **HURUNUI DISTRICT COUNCIL and
CANTERBURY REGIONAL
COUNCIL**

Consent Authorities

Memorandum for

Glenmark Community Against Wind Turbines Incorporated

Re: Health caucussing

28 May 2012

Malcolm Wallace
Barrister
PO Box 13254 Armagh PH 03 3796 976
Christchurch 8141
malcolmwallace@bridgesidechambers.co.nz

TO: Registrar, Environment Court, Christchurch

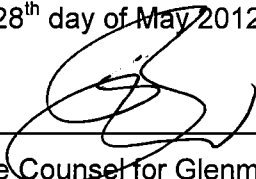
And to: The Applicant

And to: The Respondents

1. Counsel refers to the letter from Tipapa Limited dated 24 May 2012, and memoranda for the Applicant and Council each dated 24 May 2012.
2. Mr. Carr referred in that letter to the views of the Society. Mr. Carr does not represent the Society, and is not authorised to make any submissions to this Court on behalf of the Society.
3. However it is correct that he was expressing the views of the members of the Society.
4. For the Society, counsel submits that this issue about the potential involvement of Dr. Welch has arisen as a result of the Applicant calling Dr. Keith Petrie in rebuttal, without having adduced any evidence in chief from him.
5. Counsel submits that the matters that Dr. Petrie will respond to would have been known to the Applicant from the parties' submissions, so that it appears that Dr. Petrie might have been held back, thereby denying the parties the usual opportunity to present evidence in reply.
6. Counsel understood this to be the reason for a suggestion that Dr. Welch be called by the Court, rather than by a party, since the Applicant has taken the position that the time for Dr. Welch's evidence in chief has long since passed. The same might be said about the evidence in chief of Dr. Petrie.
7. When the timetable for exchange of evidence was set, no hearing date had been set. It is submitted that there remains time for an amendment to evidence timetables without upsetting the hearing date.

8. However counsel is not in a position to advise the Court about Dr. Welch's availability.

Dated this 28th day of May 2012.



M J Wallace Counsel for Glenmark Community Against Wind Turbines Incorporated