

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH
I TE KŌTI TAIAO O AOTEAROA
KI ŌTAUTAHI**

IN THE MATTER of the Resource Management Act 1991

AND an appeal under s 120 of the Act

BETWEEN FRIENDS OF CONICAL HILL
INCORPORATED

(ENV-2022-CHC-007)

Appellant

AND HURUNUI DISTRICT COUNCIL

Respondent

AND HANMER SPRINGS THERMAL
POOLS

Applicant

Before: Environment Judge J E Borthwick

Held: in Christchurch on 14 July 2022 at 10.00 am

Appearances: G Cleary for Friends of Conical Hill Incorporated
C Carranceja and E Everingham for Hurunui District Council
J Appleyard and K Jacomb for Hanmer Springs Thermal Pools

RECORD OF PRE-HEARING CONFERENCE

Introduction

[1] This proceeding was set down for a pre-hearing conference where the following directions were made by consent.

FRIENDS OF CONICAL HILL INCORPORATED – RECORD OF PHC – 14 JULY 2022



Directions

[2] I direct:

Evidence timetable and expert conferencing

[3] By **Friday 22 July 2022** counsel, having conferred, will file a joint memorandum proposing a timetable for evidence exchange and the facilitated conferencing of expert witnesses.

Scope of appellant's evidence

[4] By **Friday 22 July 2022** the appellant will file and serve a memorandum:

- (a) confirming the scope of Professor Ogilvie's evidence, including whether he is to give expert evidence on the topics of ecosystem mitigation and environmental compensation as these pertain to lizards and gekos; and
- (b) confirming witnesses to attend at an expert conference on the topic of noise. It is anticipated the conference will address the effect of noise on amenity values and secondly, disturbance of New Zealand Falcons.

Orders for confidentiality

[5] Subject to an undertaking to maintain confidentiality, the applicant does not oppose the disclosure of the Lizard Management Plan and secondly, documents pertaining to a Wildlife Permit to counsel or to Professor S Ogilvie. The applicant opposes the disclosure of these documents to Professor A Brower.

[6] If the appellant seeks disclosure of these documents to Professor Brower an application for orders for confidentiality will need to be made. While the applicant will oppose the application, counsel are to confer on the draft orders and

endeavour to reach agreement on the same.

[7] Any application seeking orders for confidentiality is to be filed by **Friday 22 July 2022**.

[8] Leave is reserved for the parties to seek further (or other) directions.

Jane S.



J E Borthwick
Environment Judge

Issued: 14 July 2022