

**BEFORE THE HEARING COMMISSIONERS APPOINTED BY OTAGO
REGIONAL COUNCIL**

UNDER the Resource Management Act 1991

IN THE MATTER OF the proposed Otago Regional Policy Statement
2021 (excluding provisions renotified as part of
a freshwater planning instrument)

**MEMORANDUM OF COUNSEL FOR CONTACT ENERGY LIMITED IN
RESPONSE TO THE NOTICE OF HEARING DATED 30 NOVEMBER 2022**

9 December 2022

BUDDLEFINDLAY

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MAY IT PLEASE THE PANEL:

1. This memorandum is filed on behalf of Contact Energy Limited (**Contact**), in response to paragraph [4] of the panel's Notice of Hearing dated 30 November 2022.
2. Contact has made submissions, and filed evidence, across multiple topics / chapters of the proposed Otago Regional Policy Statement 2021 (**pORPS**).
3. Contact seeks leave of the panel to:
 - (a) present its submissions and evidence collectively in three slots, in the weeks of:
 - (i) 7 – 10 February 2023 (Part 2 (SRMR); Integrated Management (**IM**); Part 4; Air);
 - (ii) 13 – 17 March 2023 (Energy, Infrastructure and Transport (**EIT**)); and
 - (iii) 3 – 5 April 2023 / 17 – 21 April 2023 (Ecosystems & Indigenous Biodiversity) (**ECO**); and
 - (b) attend via Zoom to present submissions and the majority of its evidence.¹
4. Contact acknowledges the panel's preference to hear submissions and evidence grouped by topics. Contact proposes to present the bulk of its submission and evidence in relation to the EIT chapter alongside other generators. However, Contact will also provide focused evidence and submissions on the IM and ECO chapters.
5. It is proposed that:
 - (a) for the IM chapter hearing week, Contact would present:
 - (i) legal submissions on the IM chapter; and
 - (ii) expert planning evidence on the IM chapter;
 - (b) for the EIT chapter hearing week, Contact would present:

¹ Ms Hunter will be available to attend the hearing in person, and there may be others from Contact that are in attendance, and we can confirm this with the hearings administrator closer to the time.

- (i) legal submissions on the remainder of the pORPS chapters;²
 - (ii) expert and corporate evidence³ (excluding the evidence of Ms Claire Hunter on the IM chapter); and
 - (iii) alongside other generators, including Meridian Energy Limited and Manawa Energy; and
- (c) for the ECO chapter hearing week, Contact would present:
- (i) legal submissions on the ECO chapter; and
 - (ii) any additional ecology (as Dr Keesing may also at that time be presenting his evidence for Manawa Energy) and associated expert planning evidence.

DATED at Wellington this 9th day of December 2022



**David Allen / Frances Wedde
Counsel for Contact Energy Ltd**

² Including on the following chapters of the pORPS: Part 2 – Resource Management Overview; LF – Land and Freshwater; EIT; HAZ – Hazards and Risks; and NFL – Natural Features and Landscapes.

³ By Jacqueline Nelson, David Hunt, Braddyn Coombs, Peter Foster, Vaughan Keesing and Claire Hunter.