

**BEFORE THE INDEPENDENT HEARING COMMISSIONER APPOINTED BY
THE WEST COAST REGIONAL COUNCIL**

UNDER the Resource Management Act 1991 (RMA)
IN THE MATTER of an application for resource consent under section 88 of
the RMA by the West Coast Regional Council for
stopbanks in the Waiho River

**MEMORANDUM OF COUNSEL ON BEHALF OF THE WEST COAST
REGIONAL COUNCIL (AS APPLICANT)**
21 April 2023

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WYNN WILLIAMS

MAY IT PLEASE THE INDEPENDENT HEARING COMMISSIONER

- 1 This memorandum is filed on behalf of the West Coast Regional Council as the applicant in this resource consent application proceeding (Application Number RC-2022-0032). The purpose of this memorandum is to request that the resource consent application is placed on hold, in accordance with section 91A of the RMA.
- 2 The application is for land use consent to improve existing and construct new stopbanks on the Waiho River. It was set down for a hearing on 16 May 2023, by Direction 1 of the Independent Hearing Commissioner issued on 14 April 2023.
- 3 Direction 1 also provided a timetable for the provision of a section 42A report and any evidence from the parties.
- 4 The Applicant requires more time to prepare for the hearing due to the availability of its witnesses and is not able to meet the deadline of 1 May 2023 for its evidence. It anticipates that it will be in a position to update the Commissioner on its progress by 28 May 2023 with a view to setting a new timetable and hearing date after 28 May 2023.
- 5 If there is any issue regarding the time that the application has been on hold, the Applicant consents to any extension of time required under section 37 to extend the 130 working day time period in section 91A of the RMA.

Directions sought

- 6 For these reasons, the Applicant respectfully requests:
 - (a) The processing of resource consent application RC-2022-0032 be suspended; and
 - (b) The existing hearing date of 16 May 2023 be vacated, with a new evidence exchange timetable and hearing date to be put in place after 28 May 2023.

Dated this 21st day of April 2023



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A H Balme
Solicitor for the Applicant