

Waitomo District Council

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an application by Taumatotara Wind Farm Limited to vary conditions of a land use consent for the Taumatotara Wind Farm (TWF) that was originally granted consent in 2008 from a site (Section 12 and Section 22 Block V Kawhia South Survey District; Section 1 Survey Office Plan 58558; and Section 2 Block V Kawhia South Survey District) located at Taumatotara West Road, Te Anga.

Minute 2 in relation to the application by Taumatotara Wind Farm Limited

Request for legal submissions regarding processing of the application under s88 or s127 of the RMA

Introduction

Since the release of my Minute 1 on 12 September 2023, I have been made aware that the Department of Conservation have now made an application under LGOIMA for a copy of the legal opinion dated 25 November 2020 from Stuart Ryan on behalf of the applicant that was provided to the Council. The Council has advised me that they intend to release this document, as it has been supplied as part of information provided to it by the applicant.

Request for Submissions

So all parties have an opportunity to provide their views on the matters outlined in Minute 1, and to ensure the applicant has the legal position of the Council and any submitters on this topic which they can respond to, I make the following further directions in terms of timing of legal submissions:

1. The Department of Conservation, the Waitomo District Council and any other submitter who wishes to make a submission on this issue shall provide their written submission electronically to Hearing Administrator Kayla Hemara no later than 4.00 pm on Friday 22nd September 2023.
2. The applicant shall provide their written submission electronically to Hearing Administrator Kayla Hemara no later than 4.00 pm on Wednesday 27th September 2023.

I will then make a procedural decision on this matter, with the aim of having this completed by Friday 29th September 2023.

Contact

Kayla Hemara is the Hearings Administrator for this hearing. All hearing and administrative matters shall be directed to Kayla at Kayla.Hemara@waitomo.govt.nz or (07)8780800.

Waitomo District Council



Stephen Daysh
INDEPENDENT HEARING COMMISSIONER
14 September 2023