

**In the Environment Court  
I Mua I Te Kōti Taiao O Aotearoa  
Christchurch Registry  
Ōtautahi Rohe**

**ENV-2020-CHC-000068**

Under the Resource Management Act 1991  
And in the matter of an appeal pursuant to Schedule 1, clause 14(1) of the Act

Between

**Transpower New Zealand Limited**

Appellant

and

**Marlborough District Council**

Respondent

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**Memorandum of Counsel on behalf of Transpower New  
Zealand Limited**

**17 August 2020**

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**BELL GULLY**

BARRISTERS AND SOLICITORS

A J L BEATSON / T M CRAWFORD

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**May it please the Court:**

1. Transpower New Zealand Limited (**Transpower**) has reviewed the Case Management Memorandum on behalf of Marlborough District Council (**MDC**) dated 31 July 2020 and the accompanying Table of Topics and Subtopics (**Topic Table**).
2. Transpower has no concerns with the approach to topic allocation set out in the Topic Table. However, it has identified a number of topics in relation to which it has an interest as a s 274 party where it has not been identified as an interested party. These points are identified in Appendix 1.
3. Assuming MDC provides an amended table incorporating the agreed changes, Transpower does not have any other concerns regarding the proposed approach.
4. Transpower therefore respectfully requests leave not to attend the Pre-Hearing Conference on Friday 28 August.



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A J L Beatson / T M Crawford  
Counsel for Transpower New Zealand Limited

Dated 17 August 2020

## Appendix 1

### Transpower Section 274 interests not identified in the Topic Table:

<b>Appellant</b>	<b>Plan Provision</b>	<b>Appropriate Topic</b>
Federated Farmers of New Zealand	The definition of minor upgrading is referred to in Topic 17.4 however Federated Farmers of New Zealand is not listed as an appellant.	Sub-topic 17.4
	Rule 2.3.16.3 does not appear to be referenced in the Topic Table.	
	Rule 3.3.52.2 is referred to in Topic 19.1 however Federated Farmers of New Zealand is not listed as an appellant, and Transpower is not identified as a s 274 party.	Sub-topic 19.1
	Rule 3.3.52.3 is referred to in Topic 19.1 however Federated Farmers of New Zealand is not listed as an appellant, and Transpower is not identified as a s 274 party.	Sub-topic 19.1
	Rule 4.3.49.2 is referred to in Topic 19.1 however Federated Farmers of New Zealand is not listed as an appellant, and Transpower is not identified as a s 274 party.	Sub-topic 19.1
	Rule 4.3.49.3 is referred to in Topic 19.1 however Federated Farmers is not listed as an appellant, and Transpower is not identified as a s 274 party.	Sub-topic 19.1
Trustpower Limited	Rule 2.7.8 does not appear to be referenced in the Topic Table.	
Horticulture New Zealand	The definition of minor upgrading is referred to in Topic 17.4 however Horticulture New Zealand is not listed as an appellant.	Sub-topic 17.4
	Rule 2.3.16.3 does not appear to be referenced in the Topic Table.	