

**BEFORE COMMISSIONERS APPOINTED  
BY THE WAIKATO REGIONAL COUNCIL**

**IN THE MATTER** of the Resource Management Act 1991

**AND**

**IN THE MATTER** of the First Schedule to the Act

**AND**

**IN THE MATTER** of Waikato Regional Plan Change 1- Waikato  
and Waipā River Catchments and Variation 1  
to Plan Change 1

**AND**

**IN THE MATTER** of submissions under clause 6 First Schedule

**BY** **BEEF + LAMB NEW ZEALAND LIMITED**  
**Submitter**

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**MEMORANDUM OF COUNSEL FOR BEEF+LAMB NEW ZEALAND  
SEEKING EXTENSION TO FILE EVIDENCE FOR HEARING STREAM  
TWO  
16 April 2019**

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**MAY IT PLEASE THE COMMISSIONERS:**

1. By minute dated 18 March 2019 the Hearing Panel made directions for the filing of evidence (amongst other things) for the hearing stream two hearings.
2. Materially for this memorandum, the Panel directed expert evidence in chief be filed by 3 May 2019.
3. Beef+Lamb New Zealand (“B+LNZ”) is intending on filing further evidence addressing the hearing stream two topics. Amongst other things, it will be calling evidence on the use of natural capital and land use capability when allocating nutrients, modelling of alternative allocation scenarios, management of externalities of concern for the sheep and beef and dairy sectors and farm optimisation modelling.
4. B+LNZ anticipate some difficulty meeting the 3 May filing date on account of technical issues with the modelling.
5. As indicated above, B+LNZ is calling evidence from expert modellers to address, amongst other things, scenario modelling for different management frameworks (Dr Cox) and farm optimisation modelling demonstrating the relationship between marginal cost and marginal benefit when farming to the grass curve (Dr Chrystal). Counsel is advised that there have been delays completing the modelling due to third party issues, which are compounded by the Easter holiday, and by the process undertaken where the inputs to the model are entered and then run to produce results. These issues mean the modelling is not likely to be completed by 3 May.
6. Given the importance of the modelling to B+LNZ’s position on the regulatory response in PC1, this, in turn, will lead to delays finalising the planning evidence.
7. B+LNZ therefore seek a small extension for filing some of its evidence to 9 May 2019.
8. In seeking this extension, B+LNZ is mindful of the need for other parties to review its evidence before filing rebuttal. It respectfully suggests that no prejudice would arise if any party filed rebuttal evidence addressing B+LNZ’s evidence in chief marginally after 10 May if required and it

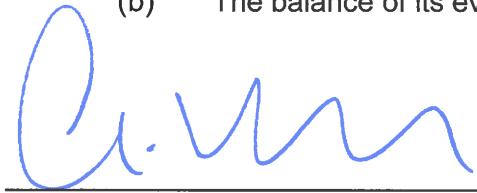
would have no objection to the same. It is also noted that this timing will not prejudice those parties that are being heard early in the hearing stream 2 timetable because there remains time for rebuttal evidence to be briefed before the hearings begin on (as counsel understands it) 20 May.

9. Finally, it is noted that B+LNZ are not scheduled to appear until near the end of the hearing stream 2 block of hearings.

10. B+LNZ therefore seeks directions that:

(a) The evidence of Dr Cox, Dr Chrystal and Ms Jordan be filed 9 May 2019;

(b) The balance of its evidence be filed 3 May 2019.

A handwritten signature in blue ink, appearing to be 'C. Thomsen', is written over a horizontal line.

C Thomsen

Counsel for Beef + Lamb New Zealand Ltd

17 April 2019