

BEFORE THE INDEPENDENT HEARING PANELS

UNDER
1991

the Resource Management Act

IN THE MATTER

of submissions and
further

submissions on Greater
Wellington Regional Council
Proposed Change 1 to the
Regional Policy Statement.

Submitter

WINSTONE AGGREGATES
(Submitter 162)

MEMORANDUM OF COUNSEL ON BEHALF OF
WINSTONE AGGREGATES

Dated: 30 November 2023

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MAY IT PLEASE THE PANEL:

1. This memorandum is filed on behalf of Winstone Aggregates. During the presentation on Hearing Stream 5, I undertook to make inquiries as to whether two decisions that I cited in my legal submissions had been appealed. In respect of the *Southern Cross Healthcare Ltd v Eden Epsom Residential Protection Society Inc* [203] NZHC 948 I have spoken with Ms Bianca Tree, who was counsel for the applicant, who has confirmed that the decision has not been appealed.
2. I have also spoken to Mr Phil Page who acted for a number of the appellants in the *Balmoral Developments (Outram) Limited v Dunedin City Council* [2023] NZEnvC 59, who has confirmed to me that that decision has also not been appealed.



P D TANCOCK/D BALLINGER
Council for Winstone Aggregates

Dated the 30th day of November 2023