

**IN THE ENVIRONMENT COURT OF NEW ZEALAND
CHRISTCHURCH REGISTRY**

**I MUA I TE KŌTI TAIAO O AOTEAROA
ŌTAUTAHU ROHE**

ENV-2021-CHC-65

Under the	RESOURCE MANAGEMENT ACT 1991
In the matter of	an appeal under clause 14 of the First Schedule of the Act
Between	D MARSHALL, B HAMMETT, L AND A MARTIN AND M AND T SAUNDERS
	Appellant
And	SELWYN DISTRICT COUNCIL
	Respondent

**MEMORANDUM OF COUNSEL ON BEHALF OF SELWYN DISTRICT COUNCIL
AS TO CASE MANAGEMENT**

Dated: 7 July 2021

BUDDLE FINDLAY

Barristers and Solicitors
Christchurch

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MAY IT PLEASE THE COURT:

1. This memorandum of counsel is filed on behalf of Selwyn District Council (**Council**) in respect of the Minute of the Environment Court dated 24 June 2021 (**Minute**).
2. The Minute directed the Council to file and serve a case management memorandum, having conferred with the parties, by **Friday 2 July 2021**. The timetable for filing the case management memorandum was extended to **Wednesday 7 July 2021** by the Minute of the Court dated 2 July 2021.
3. Counsel has now conferred with counsel for the Appellants and the s274 party, John Howson, Sandra Howson and Michael Lay as Trustees of the Howson Family Trust.
4. The parties' responses to the directions at paragraph 4 of the Minute are set out below.

Court-facilitated mediation

5. The parties respectfully request that this matter is referred to court-facilitated mediation. The parties anticipate a full day will be required for mediation.

Statement of facts and topics and issues for mediation

6. In preparation for mediation, the parties have engaged to identify a statement of facts and topics and issues for mediation. Annexed to this memorandum as **Appendix A** and **Appendix B** (respectively) are:
 - (a) A statement of facts which sets out those facts which are agreed and matters which are contested and/or will be the subject of mediation;
and
 - (b) A list of topics and issues for mediation.

Telephone conference

7. Counsel has conferred with the Registry and understands the next available dates for a telephone conference are likely to be 12 and 16 July or the week beginning 19 July 2021.

8. Counsel for the parties are available to attend a telephone conference on 20 to 23 July 2021 if such a conference would assist the Court.

DATED 7 July 2020

A handwritten signature in black ink, appearing to read 'J Silcock', is written over a horizontal line.

J Silcock
Counsel for the Respondent