

**BEFORE THE HEARINGS PANEL
FOR THE QUEENSTOWN LAKES PROPOSED DISTRICT PLAN**

IN THE MATTER of the Resource
Management Act 1991

AND

IN THE MATTER of Hearing Stream 3
(Protected Trees
chapter 32)

**MEMORANDUM OF COUNSEL ON BEHALF OF QUEENSTOWN LAKES
DISTRICT COUNCIL SEEKING LEAVE TO FILE SUPPLEMENTARY EVIDENCE
OF PHILIP RONALD BLAKELY**

15 June 2016

 **Simpson Grierson**
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MAY IT PLEASE THE PANEL:

1. This memorandum is filed on behalf of the Queenstown Lakes District Council (**Council**) in relation to Hearing Stream 3, Protected Trees chapter, and respectfully seeks leave to file supplementary evidence in response to one specific submission point made by Mr Jim Schmidt (Submission #1361).
2. Mr Schmidt's submission requests the following relief: *the removal of Item 4, a Hawthorn Hedge, from 32.7 Schedule of Character Trees in the Arrowtown Residential Historic Management Zone (ARHMZ)*. Consideration of this specific relief was inadvertently omitted from the section 42A report on the Protected Trees chapter, and Mr Philip Blakely's statement of evidence. Mr Blakely is the Council's Landscape Architect witness for the Protected Trees chapter.
3. Since filing evidence on 1 June 2016, it has come to Council officers' attention that the submission point has not been considered in the section 42A report or in evidence.
4. The Council respectfully seeks leave to file late supplementary evidence by Mr Blakely, to assist the Panel and Mr Schmidt by providing the Council's position on whether Item 4 should be removed from 32.7 Schedule of Character Trees in the ARHMZ. For efficiency reasons, Mr Blakely's supplementary evidence is filed at the same time as this application.
5. The Council proposes that the date for filing of any evidence, on the removal of item 4 from 32.7 Schedule of Character Trees in the ARHMZ, on behalf of Mr Schmidt is extended to 12pm, Friday 24 June. This would ensure that any evidence of the submitter was before the Panel, for its consideration, before Mr Blakely is called on behalf of the Council on Monday 27 June 2016.

6. Council also confirms that notice of the hearing was served on Mr Schmindt on Monday 13 June 2016.

DATED this 15th day of June 2016

A handwritten signature in blue ink, appearing to be 'S J Scott' or similar, written over a horizontal line.

S J Scott / K L Hockly
On behalf of Queenstown Lakes District Council