

In the Environment Court of New Zealand
Christchurch Registry

I Mua I Te Kōti Taiao o Aotearoa
Ōtautahi Rohe

ENV-2018-CHC-255

Under	the Resource Management Act 1991 (RMA)
In the matter of	an appeal under clause 14(1) of the First Schedule of the RMA in relation to the proposed Second Generation Dunedin City District Plan (2GP)
Between	Woolworths New Zealand Limited Appellant
And	Dunedin City Council Respondent

Joint Memorandum of Counsel

11 June 2020

Respondent's solicitors:

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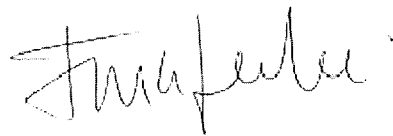
May it please the Court

- 1 This report proposes a way forward for the parties to seek consent orders as a result of the Woolworths Consent Memorandum being signed resolving the Woolworths appeal.
- 2 This appeal has a potential relationship to part of the appeal by the University of Otago, in so far as the University has appealed Objective 2.3.2 that sits above the policies that are proposed to be amended through the Woolworths Consent Memorandum, albeit on a different issue (providing for commercial activities in the Campus Zone).
- 3 Given this potential interrelationship between the appeals the Council proposes that it work through with the University as a matter of priority and determine whether the University appeal maybe resolved or narrowed, and potentially submitted to the Court at the same time as the Woolworths Consent Memorandum.
- 4 Therefore it is proposed that Dunedin City Council have one month to discuss this with the University and report on progress.

Directions Sought

- 5 The Court notes that the Woolworths appeal is resolved with a signed Consent Memorandum held by the parties.
- 6 Dunedin City Council is to report to the Court by **17 July 2020** on the extent to which the University appeal is related to the Woolworths appeal, and whether, and how the University appeal may be resolved.

Dated this 11th day of June 2020



Counsel for Woolworths New Zealand Limited
Appellant



Michael Garbett
Counsel for the Respondent



Counsel for Foodstuff South Island Properties Limited
Section 274 Party

BP Oil New Zealand Limited and Others
Section 274 Party

Michael Garbett
Counsel for the Respondent

Counsel for Foodstuff South Island Properties Limited
Section 274 Party



A handwritten signature in black ink, appearing to be 'D. M. J.', written over a horizontal line.

BP Oil New Zealand Limited and Others
Section 274 Party