

**BEFORE THE INDEPENDENT COMMISSIONER
AT WAIRARAPA**

UNDER of the Resource Management Act 1991 ("**RMA**")

AND

IN THE MATTER of an application by Woolworths New Zealand Ltd ("**Woolworths**") for resource consent in relation to site at 134 Main Street, Greytown known as FreshChoice Greytown

**MEMORANDUM OF COUNSEL ON BEHALF OF WOOLWORTHS NEW ZEALAND
LIMITED IN RELATION TO EVIDENCE EXCHANGE**

25 JULY 2023

**Russell
McAugh**

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MAY IT PLEASE THE HEARING COMMISSIONER:**Introduction**

1. This memorandum has been prepared on behalf of Woolworths in response to the Hearing Commissioner's minute dated 6 July 2023.
2. Woolworths is grateful for the evidence exchange timetable directed by the Commissioner and in particular, the efficient approach taken in relation to the order in which the evidence is to be filed.
3. To ensure the evidence is as targeted as possible, we respectfully request a minor amendment to the dates of evidence exchange to increase the time between the Council and Applicant exchange to two weeks. Woolworths considers that this would be an appropriate amount of time to enable the preparation of evidence after receipt of other parties' evidence.
4. Woolworths supports the Commissioner's intention for sequential evidence exchange and have endeavoured to suggest a fair and reasonable timetable in accordance with the current timetable, as far as practicable.

Directions Sought

5. Woolworths respectfully requests that the Commissioner directs that:
 - (a) A copy of the planning officer's recommendation report and any expert evidence prepared by Council officers or advisers must be provided to the Applicant and Submitters by Friday 25 August 2023;
 - (b) A copy of the Applicant's expert evidence must be provided to the Council by Friday 8 September 2023;
 - (c) A person who has made a submission and who is intending to call expert evidence must provide briefs of this evidence to the Council and the Applicant by Friday 22 September 2023;
 - (d) Any legal submissions shall be precirculated by Wednesday 27 September 2023; and

- (e) Non-expert evidence including submitter lay evidence over 3 pages shall be received by Wednesday 27 September 2023.

DATED: 25 JULY 2023

A handwritten signature in blue ink, appearing to read 'Allison Arthur-Young' or 'Sylvia Barnett', written in a cursive style.

Allison Arthur-Young / Sylvia Barnett
Counsel for Woolworths New Zealand Ltd