



THE ENVIRONMENT COURT OF NEW ZEALAND NOTICE OF HEARING

TAKE NOTICE that there is to be a sitting of the Environment Court as detailed below to hear the proceedings listed in the attached schedule.
The hearing will be held:

9, 10, 11, 12 March 2009

VENUE: Court Room, District Court
88 Thomas Street
Oamaru
Ph: (03) 4430210; Fax: (03) 4330211

Weeks of 30 March, 6 April and 13 April 2009

VENUE: Empire Room
Oamaru Opera House
90 Thames Street
Oamaru 9400

1. PROCEDURES

At the beginning of the sitting, the Court will consider any requests to:

- (a) Withdraw proceedings
- (b) Adjourn (postpone) hearings to a later date
- (c) Approve settlements agreed to all by the parties

The Court will then decide the order in which the proceedings will be heard during the sitting.

Parties must however advise the Court **immediately** if they wish to:

- (a) settle and/or withdraw proceedings in whole or in part, or
- (b) request an adjournment, that is postponing the hearing of proceedings, until a later sitting of the Court.

Timely notice to the Court of the settlement and/or withdrawal of proceedings will enable the Court to reallocate its hearing time if necessary.

However, the Court will only grant a request for adjournment if there is good reason for doing so, even if all parties have agreed to it.

If any party fails to:

- a) be ready to proceed with a hearing at the time arranged for it by the Court
or
b) give adequate notice of withdrawal or settlement of proceedings

the Court may order the party or parties to pay any costs and expenses incurred by the Crown or another party. This may particularly be the case if the hearing time allocated by the Court is not used.

2. EVIDENCE

The parties must (subject to any existing timetable order or direction of the Court):

Exchange no later than 10 working days from the date of hearing – all statements and evidence that will be produced to the Court at the hearing.

3. MĀORI LANGUAGE AND SPECIAL REQUIREMENTS

If any party or witness:

1. wishes to speak Māori at the hearing under the Māori Language Act 1987, or
2. has special needs (for example in relation to disability and access, deafness, difficulties with the English language), or
3. has any special arrangements for the hearing are required, e.g. transport for site visits, storage space for bulky exhibits, video playback

they are to advise the Court in writing of this not later than 10 working days from the date of hearing so that appropriate arrangements can be considered.

4. CORRESPONDENCE AND ENQUIRIES

All correspondence or enquiries about this notice or the hearing procedures are to be directed to the undersigned.

DATED at Auckland on Tuesday, 16 December 2008

Silua Fifita
Case Manager
Auckland Environment Court Registry
Box 7147
Wellesley Street
AUCKLAND
Telephone Number: 09 916 9091
Facsimile Number: 09 916 9090
Direct Dial: 09 9169167
Email Address: Silua.Fifita@justice.govt.nz

SCHEDULE OF PROCEEDINGS

DATE COMMENCING: Monday, 09 March 2009
TIME: 10:00 a.m.

DATE COMMENCING: Monday, 30 March 2009
TIME: 10:00 a.m.

DATE COMMENCING: Monday, 6 April 2009 – Thursday, 9 April 2009
TIME: 10:00 a.m.

DATE COMMENCING: Tuesday, 14 April 2009
TIME: 10:00 a.m.

1. Topic: Resource consent for Holcim Cement Plant at Weston-Ngapara Road, Weston
Topic Number: ENV-2008-327-000003

Matters To Be Heard:

Substantive Application: Topic Substantive

- (1) Waiareka Valley Preservation Society Inc v Waitaki District Council & Otago Regional Council
Applicant: Holcim New Zealand Limited
Appeal Against Decision Of Consent Authority pursuant to Section 120 of the Resource Management Act 1991
Court Reference: ENV-2008-CHC-000046
- (2) Kakanui Riverwatch Society Inc v Otago Regional Council & Waitaki District Council
Applicant: Holcim New Zealand Limited
Appeal Against Decision Of Consent Authority pursuant to Section 120 of the Resource Management Act 1991
Court Reference: ENV-2008-CHC-000049
- (3) Holcim New Zealand Limited v Otago Regional Council & Waitaki District Council
Appeal Against Decision Of Consent Authority pursuant to Section 120 of the Resource Management Act 1991
Court Reference: ENV-2008-CHC-000050

2. Topic: Appeal against proposed plan change 4 of the Proposed Waitaki District Plan
Topic Number: ENV-2008-327-000004
Matters To Be Heard:

Substantive Application: Topic Substantive

- (1) Renalson v Waitaki District Council
 Appeal By Submitter On Proposed Policy Statement Or Plan
 pursuant to Clause 14 of the First Schedule of the Resource
 Management Act 1991
 Court Reference: ENV-2008-CHC-000085