



## Memorandum

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To: Proposed Waikato District Plan Hearings Panel  
c/- Sandra Kelly  
Hearing Coordinator / District Plan Administrator – Resource Management Policy Team

From: Lucy Smith  
On behalf of Terra Firma Resources Ltd (Submitter 732)

Subject: Request for Leave to Submit Late Evidence – Hearing 3

Date: 4 November 2019

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Sandra,

Terra Firma Resources Ltd (TFR, Submitter 732) respectfully requests leave from the Hearings Panel to submit late evidence in relation to Hearing 3.

I am aware that this request is made unreasonably close to the hearing date and will be an unwelcome consideration for the Panel given the short timeframe for review and the clear procedures and deadlines for evidence. I am deeply apologetic for this tardiness and the resulting inconvenience to the Panel.

TFR's evidence is in relation to a single submission point (732.9) on Policy 4.1.13 – Huntly. Initial assessment of the s42A report was that the recommended changes adequately addressed TFR's submission and consequently there was no need for a hearing appearance. However, I have revised this opinion recently, in discussion with my colleagues. While at this late stage we would certainly prefer to let the matter drop, we are of the view that the policy wording can and should be improved to avoid confusion in its interpretation. Greater clarity in Policy 4.1.13 will assist the community as a whole.

There are two further submitters in support (Shand Properties Ltd, FS1141.4 and Bryan Morris, FS1309.4) and one in opposition (Mercury Energy Ltd FS1387.815). The latter seeks, in essence, that the district plan policy framework is developed once flood hazard assessments are analysed, to ensure an appropriate level of risk.

TFR's evidence includes a brief outline of risk management principles and is relatively short at six pages plus an attachment.

I appreciate the opportunity to make this request for leave. My expectation is that it will be too late, but I remain hopeful. Once again, I am very sorry for my failure to meet the evidence deadline.

Many thanks

A handwritten signature in blue ink that reads 'LCSmith'.

Lucy Smith  
DIRECTOR