

CANTERBURY REGIONAL COUNCIL AND SELWYN DISTRICT COUNCIL

RESOURCE MANAGEMENT ACT

JOINT HEARING OF RESOURCE CONSENT APPLICATIONS

BY BATHURST COAL LIMITED

MINUTE #2 OF THE HEARING COMMISSIONERS

1. This Minute relates to Bathurst Coal Limited's ('the Applicant') applications for resource consents for mining activities at the Canterbury Coal Mine, Malvern Hills and the joint hearing of these applications. The Canterbury Regional Council (**CRC**) applications are referenced as resource consent numbers CRC184166, CRC200500, CRC201366, CRC201367, CRC201368 and CRC203016. The Selwyn District Council (**SDC**) application is referenced as RC185622.
2. On 12 July 2021, we received a Joint Memorandum on behalf of Bathurst Coal Limited, Environment Canterbury and Selwyn District Council (dated 8 July 2021) updating us on the consent applications and proposing a hearing timetable.
3. The Memorandum advised that the Applicant has decided to close the Canterbury Coal Mine and continue with the processing of the application with the necessary refinements for the rehabilitation and closure process. It noted that additional detail on the closure process is outlined in the Addendum AEE for Closure and Rehabilitation provided to the Councils on 6 April 2021. It stated that the CRC and SDC have advised that the changes are within scope of the applications, as notified.
4. The Memorandum also referenced the application for two further resource consents CRC214320 and CRC214321 lodged with the CRC on 10 May 2021 (relating to activities outside the geographical coverage of the existing consents), which have been accepted for processing on a non-notified basis as a new discharge permit application (CRC214320) and a section 127 change to the conditions (CRC214321 to change the conditions of Discharge Permit CRC170541).
5. We have considered the proposed hearing timetable and the request to make any necessary directions, prior to hearing commencing, for the provision and pre-circulation of evidence and to enable sufficient time for expert witness conferring. We agree in principle to directing such procedural steps and sufficient timeframes for the hearing to commence on **Tuesday 26 October 2021**, with provision made to extend the hearing into the following week commencing 1 November 2021 for as many days as necessary to complete the hearing.

6. The indicative timetable for pre-circulation of evidence and the completion of expert conferencing for a hearing commencement on Tuesday 26 October 2021 would be as follows:

Time and Date	Action
12pm, 24 September 2021	Reporting officer to provide section 42A RMA report for circulation to the parties
12pm, 1 October 2021	Applicant to provide briefs of <u>expert and non-expert</u> evidence
12pm, 8 October 2021	All submitters to provide briefs of <u>expert</u> evidence (if calling any witnesses)
20 October 2021	Expert witnesses conferencing to be concluded
9 am, 26 October 2021	Hearing commencement

7. We direct the CRC to promptly circulate this Minute and the Joint Memorandum received to the parties and in due course give notice of the hearing commencement date and hearing procedures.
8. If any party wishes to seek further clarification in relation to this Minute or the hearing process please contact Ms Alison Cooper, CRC Consents Hearings Officer, email: hearings@ecan.govt.nz or phone 0800 765588.

DATED 15 July 2021



Sharon McGarry (Chair)
On behalf of the Hearing Commissioners