

IN THE MATTER OF
AND

The Resource
Management Act 1991

IN THE MATTER OF

Applications by
Transpower New Zealand
Limited for resource
consents and notices of
requirement for the Upper
North Island Grid Upgrade
between Whakamaru and
South Auckland

APPLICATION BY HUNUA AND PAPANUI VALLEY RESIDENTS'
ASSOCIATION INCORPORATED FOR LEAVE TO UPDATE AND AMEND
STATEMENT OF EVIDENCE OF DOUGLAS ARTHUR PARKER

Dated this 27th day of August 2008

ELLIS GOULD
SOLICITORS
AUCKLAND

REF: DA ALLAN

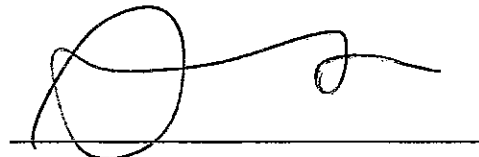
Level 31 The ANZ Centre
23-29 Albert Street, Auckland
Tel: 09 307 2172 Fax: 09 358 5215
PO Box 1509
DX: CP22003
AUCKLAND

TO: The Board of Inquiry regarding the Upper North Island Grid Upgrade
Proposal
C/- The Ministry of the Environment
PO Box 10362
Thorndon
WELLINGTON 6143

May it please the Board of Inquiry:

1. Hunua and Paparimu Valley Residents' Association Incorporated ("the Society"), C/- Ellis Gould, Solicitors, service set out below hereby applies for leave from the Board of Inquiry to replace the statement of evidence by Douglas Arthur Parker filed on its behalf in March 2008 ("the March Statement") with an annotated updated and revised version of that evidence which was filed with the Board of Inquiry and served on Transpower New Zealand Limited on 15 August 2008 ("the August Statement").
2. The grounds for the application are set out in the attached Memorandum of Counsel ("the Memorandum").
3. For the reasons set out in the Memorandum, the Society would be happy to have the matter resolved on the papers.

DATED this 25th day of August 2008



DA Allan

**Counsel for Hunua and Paparimu
Valley Residents' Association
Incorporated**

Copy to: Transpower New Zealand Limited
C/- Simpson Grierson
Solicitors
PO Box 2402
WELLINGTON
(For: Duncan Laing/James Winchester)

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The Resource
Management Act 1991

Applications by
Transpower New Zealand
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**MEMORANDUM OF COUNSEL ON BEHALF OF HUNUA AND PAPANUI
VALLEY RESIDENTS' ASSOCIATION INCORPORATED IN RELATION TO
APPLICATION FOR LEAVE TO UPDATE AND AMEND STATEMENT OF
EVIDENCE OF DOUGLAS ARTHUR PARKER**

Dated this 25th day of August 2008

**ELLIS GOULD
SOLICITORS
AUCKLAND**

REF: DA ALLAN

Level 31 The ANZ Centre
23-29 Albert Street, Auckland
Tel: 09 307 2172 Fax: 09 358 5215
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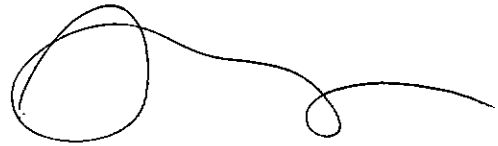
1. This memorandum is lodged on behalf of the Hunua and Papanui Valley Residents' Association Incorporated ("the Society"). It supports an application for leave from the Board of Inquiry to replace the statement of evidence by Douglas Arthur Parker filed on the Society's behalf in March 2008 ("the March Statement") with an annotated updated and revised version of that evidence which was filed with the Board of Inquiry and served on Transpower New Zealand Limited on 15 August 2008 ("the August Statement").
2. The Society is scheduled to present its case to the Board of Inquiry on or about 10 September 2008.
3. The Society has had an opportunity to observe the presentation of parts of Transpower New Zealand Limited's ("Transpower") case to the Board of Inquiry. In light of the evidence and submissions presented, Mr Parker concluded that his statement of evidence ought to be amended with respect to a number of matters of detail. In addition, the Society has undertaken a survey of residents in Hunua and Papanui Valley areas in an effort to identify their preferences with respect to the form of line that might pass through that area. That survey was a response to the evidence of Transpower's witnesses regarding uncertainty as to public preferences.
4. The differences between the March Statement and the August Statement are shown on the August Statement by way of strikethrough for deletions and underlined and grey shaded text for additions. Mr Parker has forwarded hard copies of the August Statement to the Board of Inquiry.
5. The March Statement comprised a primary statement of evidence by Mr Parker together with appendices prepared by him; and a number of brief supplementary statements (attached to Mr Parker's statement) by members of the Society. The August Statement seeks changes to the text of Mr Parker's statement and appendices only and does not change any of the supplementary statements.

6. The proposed differences between the March Statement and the August Statement are as follows:
- (a) Addition of a new paragraph 5A which discusses the amendments.
 - (b) Minor amendments to paragraphs 6, 11, 12, 15, 22, 25, 53 and 54 that variously improve the readability of the text or add context.
 - (c) Addition of a new sentence to paragraph 12 regarding the release of a 2008 Statement of Opportunities by the Electricity Commission.
 - (d) Addition of two sentences to paragraph 25 regarding noise issues.
 - (e) Addition of a passage at the end of the last bullet point of paragraph 27 regarding a matter raised in Mr Lake's rebuttal and cross examination.
 - (f) Addition of a new paragraph 31A regarding the survey undertaken by the Society.
 - (g) Amendments to paragraph 39 that respond to developments during the course of the hearing with regard to the relationship between the line and vegetation alongside it.
 - (h) Addition of a sentence to paragraph 43 cross referencing to the survey undertaken by the Society.
 - (i) Amendments to paragraphs 3 and 10 of Appendix 2 regarding Mr Khot's evidence.
 - (j) An amendment to paragraph 4 of Appendix 6 regarding Mr Colley's evidence.
 - (k) An amendment to the commentary on Figure 3 of Appendix 8 regarding images.

- (l) Addition of a new Appendix 10 regarding the survey undertaken by the Society.
7. Since Transpower was served with a copy of the August Statement it has advised the Society that it opposes the substitution of the March Statement with the August Statement.
8. In the circumstances, the Society applies to the Board of Inquiry for leave to replace the March Statement with the August Statement. It notes the following with regard to that application:
- (a) The Society considers that the textual changes proposed are minor and do not change the tenor of Mr Parker's evidence.
 - (b) The Society considers that the changes proposed deal with matters that arose or were developed in the course of Transpower's presentation to the Board of Inquiry.
 - (c) The survey attempts to address a matter of significant concern to the Society which has not, as the Society understands the position, been the subject of any other survey evidence before the Board of Inquiry.
 - (d) The Society considers that it would assist the Board of Inquiry if the August Statement could be presented to it. The Society considers that the August Statement will improve the level of information available to the Board of Inquiry and hence may assist the decision making process.
 - (e) The August Statement was provided to Transpower almost four weeks prior to the date on which the Society expects to present its case. The Society understands that Transpower will have sufficient time to consider the material.
 - (f) The August Statement is not significantly longer than the March Statement and the Society considers the grant of leave will not cause any significant increase in the duration of the hearing or prejudice any party.

9. The Society is based in Auckland and is not in a position to incur significant additional costs as a result of a hearing of this application. In the circumstances, the Society asks that the Board of Inquiry make its decision on this matter on the papers.

DATED this 25th day of August 2008



DA Allan

**Counsel for Hunua and Papanui
Valley Residents' Association
Incorporated**