

IN THE MATTER of the Resource Management Act
1991

AND

IN THE MATTER of applications for resource consent
and notices of requirement by
Item# 204 Transpower New Zealand Limited for
Party Ref: *JANCOOPER (MRP)* the North Island Grid Upgrade Project
Date. *7-7-08*

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SUBMISSIONS ON BEHALF OF MIGHTY RIVER POWER LIMITED

1. Mighty River Power Limited ("Mighty River Power") supports the requirement by Transpower New Zealand Limited ("Transpower") for the North Island Grid Upgrade. It fully supports the need for additional transmission capacity, but does not have a view on the route of the line.
2. Mighty River Power is the operator of the Waikato hydro system, a cascade of hydro dams on the Waikato River. It operates pursuant to resource consents granted by Waikato Regional Council, which commenced on 12 April 2006, and are numbered 105226 to 105240 inclusive.
3. The resource consents authorise the operation of the Waikato hydro system. The result of the resource consents is that Mighty River Power Limited generates electricity, which in turn is transferred to consumers by Transpower through its system of lines. The proposed upgrade of the North Island grid is intended to facilitate this process.
4. The route of the proposed Grid Upgrade involves crossing the Waikato River in three locations where Mighty River Power operates hydro facilities: Karapiro, Arapuni, and Whakamaru.
5. Mighty River Power is concerned to ensure that the Grid Upgrade not adversely impact on its operations.

6. Mighty River Power and Transpower have reached agreement about a form of condition that would meet Mighty River Power's objectives, and would be acceptable to Transpower.
7. The condition that is agreed between Transpower and Mighty River Power is as follows:

"The Requiring Authority shall undertake all works or activities, including the erection of structures, in a manner that does not prevent or hinder the continued operation of the Waikato Hydro System in accordance with resource consents held by Mighty River Power Limited (issued by Waikato Regional Council, commencing on 10 April 2006, and numbered 105226 to 105240 inclusive)."

8. This condition should attach to those requirements relating to the Overhead line in Waipa District, the Overhead line in South Waikato District, the Overhead line in Taupo District and the Whakamaru and Whakamaru North Substation Sites.
9. Mighty River Power accordingly seeks the imposition of such a condition.
10. Mighty River Power does not seek any further relief in relation to these proceedings.
11. Mighty River Power has filed evidence from Dr TJ Densem. Dr Densem is unfortunately out of the country today. The only party seeking to cross – examine him was Transpower. I have accordingly taken the precaution of having his statement of evidence converted to an affidavit, which he swore on Friday.
12. On the basis that Transpower no longer wish to question him, and agrees to the relief sought, I ask for his absence to be excused, and tender his affidavit in support of the condition agreed upon.

DATED at Hamilton this 7th day of July 2008.



BIJ Cowper

Solicitor for Mighty River Power Limited

On behalf of Transpower New Zealand Limited, I consent to the addition of the condition identified above.

A handwritten signature in black ink, appearing to be 'J. M. M.', written above a horizontal line.

Counsel for Transpower New Zealand Limited