

BOARD OF INQUIRY

**Turitea Wind
Farm Proposal**

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of a Board of Inquiry appointed under s146 of the Resource Management Act 1991 to consider an application by Mighty River Power Limited for resource consents to construct, operate, and maintain a wind farm at Turitea

**Caroline van Halderen
Project Co-ordinator
Turitea Wind Farm Call-In Process**

MEMORANDUM

TURITEA PROCEEDINGS

Cross-Examination

[1] Cross-examination is a legal procedure provided for under s147(5) RMA and not normally allowed in council hearings:

- to establish the truth of a testimony.
- to throw new light on a testimony.
- to discredit the other party's testimony.

Please note cross-examination is discretionary as set out in s147(5)(a)(i). The Board 'may' permit cross-examination.

Cross-examination is usually carried by the legal representatives of the parties or someone knowledgeable on the issue under scrutiny, and knowledgeable about the legal procedures around cross-examination and re-examination.

Questioning

[2] Questioning lacks the formality of cross-examination. Leave has been granted to the submitters to question any of the witnesses with leave to be granted through the Chair of the Board. This procedure provides submitters with access to the proceedings while eliminating unnecessary duplication of the questions to be asked.

DATED at Wellington this 14th day of July 2009

S E Kenderdine

S E Kenderdine
Environment Judge

Chair
Turitea Board of Inquiry