

BEFORE THE ENVIRONMENT COURT

IN THE MATTER an application for an order
 under section 279 of the
 Resource Management Act 1991

(ENV-2016-WLG-000041)

BETWEEN KIWIS AGAINST SEABED MINING
 Applicant

AND ENVIRONMENTAL PROTECTION
 AUTHORITY
 First Respondent

AND TRANS-TASMAN RESOURCES
 LIMITED
 Second Respondent

**MINUTE
(4 November 2016)**

[1] The Court minute of 7 October 2016 made a direction requiring parties to give notice if they wished to cross examine deponents of affidavits in these proceedings. To date advice in that regard has been received from:

- KASM by undated memorandum identifying 4 persons it wished to cross examine, including one non deponent (Mr R Lieffering);
- TTR by memorandum of 21 October advising that it did not wish to cross examine any deponents as of that date.

[2] I am not aware of any other parties having given notice of an intention to cross examine. I appreciate that later joining parties may not have been aware of the direction.





[3] TTR has not advised of any change of stance since 21 October, in light of the later parties.

[4] All parties are directed to confirm their position regarding cross examination urgently. Any deponent not required for cross examination is excused from attendance.

[5] I record that no witness summons has been issued for Mr Lieffering and I would be reluctant to do so at this late stage.

[6] Any party may apply to the Court in writing, at any time, seeking further directions.

The seal of the Environment Court of New Zealand is circular. It features the text "THE SEAL OF THE ENVIRONMENT COURT OF NEW ZEALAND" around the perimeter. In the center is the coat of arms of New Zealand, which includes a shield with a crown on top, supported by two figures, and a banner below with the motto "EUREKA".

B P Dwyer
Environment Judge