

Before the Independent Hearings Panel  
Waipā District Council

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*under:* the Resource Management Act 1991 (*RMA*)

*in the matter of:* Submissions and further submissions in relation to Plan  
Change 26 to the Waipā District Plan

*and:* **Retirement Villages Association of New Zealand  
Incorporated**  
*Submitter 73*

Memorandum of counsel on behalf of the **Retirement Villages  
Association of New Zealand Incorporated**

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Dated: 1 May 2023

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**MEMORANDUM OF COUNSEL ON BEHALF OF THE RETIREMENT VILLAGES ASSOCIATION OF NEW ZEALAND INCORPORATED**

- 1 This memorandum of counsel is provided on behalf of the Retirement Villages Association of New Zealand (RVA)<sup>1</sup> in relation to Plan Change 26 (PC26) to the Operative Waipā District Plan.
- 2 On 6 April 2023 submitter evidence from Ms Maggie Owens was lodged with the Panel on behalf of the RVA. Ms Owens intended to present this evidence at Ryman and the RVA's hearing session on PC26.
- 3 Ms Owens is now unable to attend the RVA's hearing session. Given the compressed timeframes and decision-making process applying to PC26, Ryman Healthcare Limited (*Ryman*) and the RVA do not wish to disrupt the hearing schedule. Accordingly, Mr John Collyns (RVA, Executive Director), is available to take Ms Owens' place in providing retirement sector evidence on behalf of the RVA.
- 4 Mr Collyns has prepared a short statement of evidence (also filed herewith) to confirm his experience, compliance with the Environment Court Code of Conduct and his views on Ms Owens' evidence.
- 5 Ryman and the RVA's respectful view is that, unless the Panel has any concerns, in the circumstances it would be more convenient and efficient for Mr Collyns to give evidence on behalf of the RVA at the hearing, instead of delaying the hearing session. Mr Collyns fully supports the evidence of Ms Owens filed on 6 April 2023. Accordingly, there are submitted to be no process concerns or prejudice against any other parties. Mr Collyns will be available to answer any questions concerning the retirement sector and the RVA.

**Luke Hinchey / Alice Hall**

Counsel for the RVA

1 May 2023

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<sup>1</sup> Submitter 73.