

**BEFORE THE CHRISTCHURCH REPLACEMENT DISTRICT PLAN
HEARINGS PANEL**

IN THE MATTER of the Resource Management Act 1991 and the
Canterbury Earthquake (Christchurch Replacement
District Plan) Order 2014

AND

IN THE MATTER of the Christchurch Replacement District Plan

SUBMITTER **CHURCH PROPERTY TRUSTEES** (3610 and FS-5040)

**MEMORANDUM OF COUNSEL FOR THE CHURCH PROPERTY TRUSTEES
(CATHEDRAL SUBMISSION) SEEKING LEAVE FOR EXPERTS NOT TO
ATTEND EXPERT CONFERENCING
CHAPTER 9 - NATURAL AND CULTURAL HERITAGE**

4 November 2015

**WYNN WILLIAMS
LAWYERS
CHRISTCHURCH**

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MAY IT PLEASE THE HEARINGS PANEL:

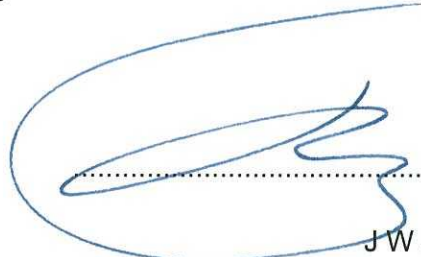
- 1 The Church Property Trustees ("CPT") have made two separate but related submissions on Stage 3 Chapter 9 – Natural and Cultural Heritage:
 - (a) A joint submission on general issues arising from Chapter 9 – Natural and Cultural Heritage;¹ and
 - (b) A specific submission regarding the matters within the Plan as they affect the ChristChurch Cathedral.²
- 2 Counsel refers to the Notice of Expert Conferencing for Stage 3 Chapter 9 – Natural and Cultural Heritage directing conferencing on Chapter 9 to occur on 9, 10 and 16 November 2015.
- 3 The purpose of this memorandum is to seek leave for two of CPT's witnesses on the specific Cathedral submission from attending conferencing on matters relating to '9.3 Historic Heritage'.
- 4 In particular, CPT intends to call a quantity surveyor, Mr David Doherr to give evidence regarding the estimates of costs associated with demolition/deconstruction/reconstruction/rebuild of the Cathedral. This evidence is relevant to the provisions being sought by CPT in relation to the Cathedral.
- 5 The Notice of Expert Conferencing indicates that quantity surveyors should attend Session 5 "Economic effects of heritage provisions in a period of post-earthquake recovery" on Tuesday 10 November 2015 from 9.30am to 10.15am.
- 6 Mr Mike Copeland, also being called by CPT to give economic evidence, will attend this expert conferencing session. However, leave is sought to excuse Mr David Doherr from also attending this session.
- 7 CPT also intends to call Mr John Hare to give structural engineering evidence regarding the Cathedral, which relates to the provisions being sought by CPT in relation to the Cathedral.

¹ Joint Submission – Church Property Trustees, the Roman Catholic Bishop of the Dioceses of Christchurch, and Alpine Presbytery (#3670, and FS-5023)

² Cathedral Submission – Church Property Trustees (#3610 and FS-5040)

- 8 The Notice of Expert Conferencing indicates that structural engineers should attend Session 8 "Site specific heritage listings – in relation to whether certain places can be physically repaired to justify significance/listing" on Tuesday 10 November 2015 from 11.45am to 12.45pm.
- 9 Mr Hare is unavailable at this time and leave is sought to excuse his attendance from the expert conferencing. Given the specific nature of the evidence that will be given by Mr Hare it is not anticipated that his absence will hinder the conferencing. Counsel for CPT has also been in contact with Counsel for the City Council to see whether an alternative meeting between CPT and the Council can be arranged to discuss this site specific issue (and if necessary with their respective experts in attendance).
- 10 On the basis of the above, CPT seeks leave for Mr David Doherr and Mr John Hare to attend expert conferencing on Chapter 9 – Natural and Cultural Heritage.

Dated this 4th day of November 2015



J W A Johnson
Solicitor for the Church Property Trustees