

## **Before the Proposed Te Tai o Poutini Plan Hearings Panel**

**In the Matter of**

the Resource Management Act  
1991 (**Act**)

**And**

**In the Matter of**

Hearings of submissions and further  
submissions on the Proposed Te Tai  
O Poutini Plan

**And**

**In the Matter of**

Minute 57: Mining and Mineral  
Extraction Hearings

# **Memorandum of Counsel Bathurst Resources Limited and BT Mining Limited**

Dated: 14 February 2025

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## MAY IT PLEASE THE PANEL

1. This memorandum of counsel is filed on behalf of Bathurst Resources Limited and BT Mining Limited (together, **Bathurst**).
2. The purpose of this memorandum is to respond to Minute 57 – Mining and Minerals Extraction Hearing which addressed matters raised in the Right of Reply by the Reporting Officer on the Mining and Minerals Extraction Topic. The Hearing Panel sought feedback from submitters on the proposed MINZ / BCZ boundaries.
3. Bathurst has reviewed the Reporting Officer's reply and makes the following comments on the location of the BCZ boundary as it relates to its facilities at Stockton and the Denniston Plateau. An updated map for the Denniston Plateau is attached to this memorandum as **Attachment A** and will be provided to the Hearings Administrator in electronic form. There is also a request to amend the Stockton Plateau BCZ to properly account for the authorisations held for the Cypress Mine area.

### Denniston Plateau

4. Bathurst concurs with the majority of the recommendations outlined in the Reporting Officer's reply concerning the Dennison Plateau and the resulting zone areas. However, there are established access roads to and from the Cascade Mine that possess the necessary authorisations to permit their use for mining activities. These access roads are not depicted on the zone maps attached for the Denniston Plateau in the Right of Reply.
5. The Buller District Council applications for both the Cascade Mine (RC160055) and Coalbrookdale (RC240051) included these access roads. Attachment B in this response includes the AEE for the Cascade Mine, which refers to the access route. It also explains (section 6.4.1) that access to the Cascade Mine was originally via an access road which was established in 1941. The AEE also confirms that BCL has an easement with the Department of Conservation for the use and maintenance of this road for mining purposes.
6. The access road to the existing Escarpment Mine is also not shown on the Right of Reply zone map. The Escarpment Mine consents reference and rely on this access route, and Bathurst holds a Certificate of Compliance (CC12045) to permit the upgrading and maintenance of this road. A copy of this COC is attached as **Attachment C**.
7. An updated zone boundary map for the Denniston Plateau, which includes these additional access routes, is attached.

**Stockton Plateau**

8. Bathurst also agrees with the majority of the recommendations and boundaries outlined in the Reporting Officer's reply concerning the Stockton Plateau. However, there is an issue with the boundary of the Cypress area. The proposed boundary does not align with Bathurst's approved plans for this site, as indicated in **Attachment D** to this response. Bathurst requests that the Cypress boundary be made consistent with that shown in the attached map (Attachment D).

**Dated** this 14<sup>th</sup> day of February 2024

Christina Sheard

Counsel for Bathurst Resources Limited and BT Mining Limited