

**IN THE WAITANGI TRIBUNAL**

**WAI 2358**

**IN THE MATTER** of the Treaty of Waitangi Act 1975

**A N D**

**IN THE MATTER** of the National Fresh Water and  
Geothermal Resources Inquiry

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**MEMORANDUM OF COUNSEL FOR TRUSTPOWER LIMITED IN RESPONSE TO  
MEMORANDUM-DIRECTIONS OF THE PRESIDING OFFICER**

**DATED 5 APRIL 2013**

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<b>RECEIVED</b>
Waitangi Tribunal
<b>5 Apr 2013</b>
Ministry of Justice WELLINGTON

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**MAY IT PLEASE THE TRIBUNAL:**

1. TrustPower Limited (**TrustPower**) is an interested party to these proceedings having been granted leave to be added to Stage Two.
2. TrustPower's reasons for joining the proceeding are set out in its memorandum dated 29 November 2012 (Wai 2358, #3.1.174) in which it also indicated that its involvement in Stage Two would be in a watching brief capacity only and that it did not intend to file evidence.
3. Counsel refers to the Memorandum-Directions of the Presiding Officer dated 13 March 2013 which sought the parties' view on a number of matters.
4. In response to the direction that parties submit a summary of evidence they propose to file, TrustPower confirms that it will now provide evidence (in the nature of factual material) of its hydroelectric power generation operations in New Zealand, including those previously state-owned assets with land that is memorialised under section 27B of the State Owned Enterprise Act 1986. TrustPower will also, upon the request of the Tribunal, provide any other evidence that may assist with the Inquiry.
5. As previously indicated, TrustPower will only look to present submissions for the purpose of assisting the Tribunal with its consideration of the Stage Two issues.
6. In terms of the other directions on which the Tribunal has sought a response, TrustPower expresses no view.



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**Lara Burkhardt**

Counsel for TrustPower Limited