

**In the High Court of New Zealand
Auckland Registry**

**I Te Kōti Matua O Aotearoa
Tāmaki Makaurau Rohe**

CIV-2019-404-2682

under the **Judicial Review Procedure Act 2016**

between

Averil Rosemary Norman and **Warwick Bruce Norman**

Applicants

and

Tūpuna Maunga o Tāmaki Makaurau Authority

First Respondent

and

Auckland Council

Second Respondent

MEMORANDUM OF COUNSEL FOR THE APPLICANTS

9 December 2020

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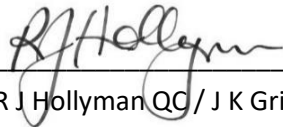
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MEMORANDUM OF COUNSEL FOR THE APPLICANTS

May it please the Court—

1. We respond to the memorandum filed by the first respondent on 8 December 2020.
2. The applicants have never opposed removing trees that pose a substantial health and safety risk to users of the recreation reserve on Ōwairaka. However, such health and safety is not the reason for the respondents' decision to remove the majority of the non-native trees.

Date 9 December 2020



R J Hollyman QC / J K Grimmer
Counsel for the applicants