

**BEFORE THE INDEPENDENT HEARINGS PANEL
OF HAMILTON CITY COUNCIL**

UNDER the Resource Management Act 1991 ("**RMA**")

AND

IN THE MATTER of Private Plan Change 17 to the Hamilton City
Operative District Plan ("**PC17**")

**SUMMARY STATEMENT OF EXPERT EVIDENCE OF DAMIAN PAUL ELLERTON
ON BEHALF OF FONTERRA LIMITED**

ACOUSTICS

20 NOVEMBER 2025

**Russell
McLeagh**

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1. SUMMARY OF EVIDENCE

- 1.1 My name is Damian Paul Ellerton. I am a Principal at Marshall Day Acoustics an international acoustic consulting firm. My qualifications and experience are set out in my Statement of Evidence for PC17 dated 7 October 2025.
- 1.2 I have been providing Fonterra Limited ("**Fonterra**") with expert advice on acoustics in relation to PC17. I provided a statement of evidence on behalf of Fonterra for PC17 dated 7 October 2025.
- 1.1 I confirm that I have read the Expert Witness Code of Conduct set out in the Environment Court's Practice Note 2023. I have complied with the Code of Conduct in preparing this evidence and I agree to comply with it while giving oral evidence before the Hearings Commissioners. Except where I state that I am relying on the evidence of another person, this written evidence is within my area of expertise. I have not omitted to consider material facts known to me that might alter or detract from the opinions expressed in this evidence.
- 1.2 I confirm I have read the section 42A report and supporting documentation, and all submitter evidence available, and I am not aware of any disagreement with the section 42A reporting team or other experts in relation to my expert evidence provided for PC17.

Damian Ellerton
20 November 2025