

BEFORE THE EXPERT PANEL

IN THE MATTER	of the Fast-track Approvals Act 2024 (FTAA)
AND	
IN THE MATTER	of an application for approvals under the FTAA for the Bendigo-Ophir Gold Project FTAA-2507-1089

**MEMORANDUM OF COUNSEL FOR ENVIRONMENTAL DEFENCE SOCIETY INC
CROSS-EXAMINATION - GEOTECH**

15 June 2026

Environmental Defence Society Inc
PO Box 91736 Victoria Street West Auckland 1142
Shay Schlaepfer, COO
Email: [REDACTED]

Counsel Acting
Rob Enright
Email: rob@publiclaw9.com
Jen Vella
Email: [REDACTED]

Introduction

1. This memorandum is filed by the Environmental Defence Society Inc (**EDS**).
2. Leave is sought to cross-examine on one discrete issue, which arose from answers given by Applicant experts today (during the Water/Groundwater concurrent hearing).
3. The sole topic relates to the efficacy / consideration of liners to prevent contaminant seepage from the ELF, TSF and waste rock and topsoil piles, into the ground and into the shallow groundwater.
4. If leave is granted, Counsel anticipates attending online for part-only of the concurrent hearing.

Dated this 15 June 2026

Rob Enright / Jen Vella
Counsel for EDS