

**IN THE MATTER of
the Resource Management Act 1991**

AND

**IN THE MATTER of
hearing of submissions and further
submissions on the Proposed
Waimakariri District Plan**

AND

**of hearing of submissions and further
submissions on Variations 1 and 2 to the
Proposed Waimakariri District Plan**

**MINUTE 18 – TIMING OF HS7 AND HS12,
PROVISION OF EVIDENCE FOR HS12 AND
INDICATION FOR EXPERT
CONFERENCING**

PURPOSE

1. The purpose of this Minute is to:
 - a. Respond to the following Memos which can be found on the [Council website](#):
 - i. The Memorandum from the Council (the Council memo) seeking that Hearing Stream 7 be relocated to August 2024
 - ii. the Memorandum of counsel on behalf of the Waimakariri District Council and the Oxford-Ohoka Community Board (the OOCB Memo), who seek clarification whether further submitter evidence is due at the same time as submitter evidence for Hearing Stream 12
 - iii. The Memorandum of counsel on behalf of Dexin Investments Ltd (the Dexin Memo), who seek further details of the scheduling of Hearing Stream 12.
 - b. Set out the timing of the provision of s42A reports and submitter and further submitter evidence for Hearing Stream 12
 - c. Set out the IHP Panel's intention to direct expert conferencing following the hearing of evidence on Hearing Stream 10A.

RELOCATION OF HEARING STREAM 7 AND SCHEDULING OF HEARING STREAM 12

2. The IHP has considered the Council's request to relocate Hearing Stream 7 from March to August and the reasons provided. We have also considered the Dexin Memo seeking details of the timing of Hearing Stream 12.
3. We note that Council's suggestion that we canvas submitters on their views of the relocation. Hearing Stream 7 is set down to commence on 18th March 2024 and the reporting officers' s42A reports are due this Friday 16th February 2024, three days from now. Given this short period before s42A reports are due to be released, we find ourselves in a position where we can only agree to the relocation of the Hearing from the 18 March. We agree with the Council's position that the timing of Hearing Stream 7 could sit well after Hearing Stream 12.
4. In terms of Hearing Stream 12, it is the Hearing Panel's intent to hear the rezoning submissions in different streams (sub-streams), grouping them in a similar manner. The following table sets out indicative dates for the HS12 sub-streams and a relocated Hearing Stream 7:

Hearing Stream	Content	Indicative Date
12A	Commercial/Ind, Oxford and surrounds, Pegasus Resort	4 – 7 June
12B	Rural	11 – 14 June

12C	Rural Lifestyle	24 – 27 June
12D	Ohoka – RIDL	1 – 4 July
12E	Rangiora, Kaiapoi, Woodend, Var 1	22 July – 2 August
7	RESZ, LLRZ, Var 1, Var 2	19 August – 2 September

5. The composition of the Panels for Hearing Stream 12 will be confirmed in due course.
6. The Panel has allocated a separate stream to the RIDL submission in recognition of the duration of the recent hearing of District Plan Change 31 (DPC31) to the Operative District Plan. The Panel is aware that DPC31 is under appeal and notes that it has received a copy of the Council decision through evidence.
7. Submitters and the Council are invited to provide comment on the above indicative timetable by no later than **4pm Friday 23 February 2024**. At this time, the Council will have received any expert evidence submitted in support of submissions seeking rezonings through Hearing Stream 12 (see below) and the Hearings Panel will be better positioned to finalise and release the timetable.

PROVISION OF S42A REPORTS AND EVIDENCE FOR HEARING STREAM 12

8. As the above indicative timetable indicates, the rezoning hearings in Hearing Stream 12 will be heard as grouped sub-streams. The Hearings Panel consider it would be unfair on all parties for the s42A reports and subsequently evidence for all the sub-streams to be provided at one time. Instead, the s42A reports and evidence provision will be staged, so that the s42A report is due 20 working days before the relevant sub-stream commences, any expert evidence 10 working days before the sub-stream commences and any legal submissions and written representations five working days before the sub-stream commences.
9. However, in order to not prejudice any parties that have already provided expert evidence for submissions seeking substantial rezonings through Hearing Stream 12, we have not altered the timing for when this expert evidence is due. With the first hearing commencing on 4 June 2024, evidence is due by **Tuesday 5 March 2024**.
10. In response to the OOCB Memo, we clarify that it is only expert evidence for any substantial submission that is seeking a substantial rezoning that is due by Tuesday 5 March 2024. Submitters and further submitters will still have the opportunity to provide evidence, legal submissions and written representations in response to the s42A reports either 10 or five working days before the relevant sub-stream hearing commences.

INTENTION TO DIRECT EXPERT CONFERENCING FOR HEARING STREAM 10A

11. It is clear to the IHP that we would benefit from expert conferencing occurring following the hearing of evidence on Hearing Stream 10A next week. At this point, we indicate that this is likely to cover:
- a. Planners conferencing on the certification process, RPS policy 6.3.5, bird strike and airport noise contour provisions
 - b. Acoustic and ventilation experts conferencing on the airport noise contour
 - c. Ecological experts conferencing on bird strike matters.
12. We invite hearing participants to signal any other expert conferencing that they think would be beneficial to us, as well as questions to put to the experts. We will provide directions as to expert conferencing following the hearing.

CORRESPONDENCE

13. Submitters and other hearing participants must not attempt to correspond with or contact the Hearings Panel members directly. All correspondence relating to the hearing must be addressed to the Hearings Administrator, Audrey Benbrook, on 0800 965 468 or audrey.benbrook@wmk.govt.nz.



Gina Sweetman

Independent Commissioner – Chair - on behalf of the Hearings Panel members

14 February 2024