

**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 Large Lot Residential rezonings
to the Proposed Waimakariri District Plan**

**MINUTE 36 – RESPONSE TO REQUEST BY THE
ŌHOKA RESIDENTS ASSOCIATION TO FILE LATE
TECHNICAL EVIDENCE AND ATTEND EXPERT
CONFERENCING**

IHP DECISION ON REQUEST BY ŌHOKA RESIDENTS ASSOCIATION TO FILE LATE TECHNICAL EVIDENCE AND TO ATTEND EXPERT CONFERENCING

1. This Minute sets out the IHP's decision in respect to the request by the Ōhoka Residents Association for leave to provide additional material following the hearing of submission and evidence on Hearing Stream 12D, in the form of engineering evidence in respect to flooding. They had also sought leave for the engineering witness to attend expert conferencing; however, the conferencing had already occurred.
2. Minute 35 addresses this request and invited comments from other parties to Hearing Stream 12D to inform us of their position on the request for leave. By 4pm Friday 16th August we had received feedback from the Council and Counsel for Carter Group Property Ltd and Rolleston Industrial Developments Ltd. These responses are available on the [Council website](#).
3. We have reviewed the feedback received and considered the provisions set out in sections 37 and 37A of the RMA. Having done so, pursuant to sections 37 and 37A of the RMA, we hereby decline to grant leave to the Ohoka Residents Association for the late provision of expert engineering evidence. The reasons for declining to grant leave are:
 - a. The evidence does not add significantly to the body of evidence we already have in front of us, which has already been the subject of considerable assessment and expert conferencing, culminating in a joint witness statement.
 - b. Accepting this late evidence would not only prejudice submitters to Hearing Stream 12D, it would also prejudice other submitters on other hearing streams who have met the requirements set out in our Minute 1.
 - c. There are no extenuating circumstances presented by the Ohoka Residents Association as to why the expert evidence could not have been provided in advance of the hearing, in accordance with the requirements set out in our Minute 1.

CORRESPONDENCE

4. 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 on 0800 965 468 or Audrey.benbrook@wmk.govt.nz.



Gina Sweetman

Independent Commissioner – Chair - on behalf of the IHP members
21 August 2024