

**BEFORE INDEPENDENT HEARING COMMISSIONERS
IN CHRISTCHURCH**

TE MAHERE Ā-ROHE I TŪTOHUA MŌ TE TĀONE O ŌTAUTAHI

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of the hearing of submissions on Plan Change 14 (Housing and Business Choice) to the Christchurch District Plan

**MEMORANDUM OF COUNSEL FOR CHRISTCHURCH CITY COUNCIL –
ADMINISTRATIVE MATTERS FOR HEARING WEEK 9**

9 April 2024

BUDDLE FINDLAY

Barristers and Solicitors
Wellington

Solicitors Acting: **Dave Randal / Cedric Carranceja**
Email: david.randal@buddlefindlay.com / cedric.carranceja@buddlefindlay.com
Tel 64 4 462 0450 / 64 3 371 3532
Fax 64 4 499 4141 PO Box 2694 DX SP20201 Wellington 6011

MAY IT PLEASE THE INDEPENDENT HEARINGS PANEL:

Introduction

1. In Minute 34 dated 8 March 2024, the Panel suggested a timetable for receipt of the reply for Christchurch City Council (**Council**) and invited counsel for the Council to discuss the practicality of the suggested timeframe with the Secretariat. Counsel are grateful to the Panel for affording that opportunity.
2. Having discussed matters with the Secretariat, the purpose of this memorandum is formally to request an extension to the suggested timeframe for filing the Council's reply, to 3pm on **Friday, 24 May 2024**.
3. The memorandum also notes two administrative matters in relation to week 9 of the hearing, for the Panel's information, which counsel will take up with the Secretariat.

Council's right of reply

4. Counsel again acknowledge paragraphs 15 and 16 of the Panel's Minute 34, proposing a process to discuss the following suggested timetable:
 - (a) the Council's reply to be filed by 3pm on Friday, 10 May 2024; and
 - (b) the Panel's recommendations report to be published by Friday, 19 July 2024.
5. Council staff and legal counsel have reflected on the nature and scale of the task of preparing the Council's reply (and associated materials), and respectfully ask that a further two weeks be allowed for that to take place, giving a deadline of 3pm on Friday, 24 May 2024. This date is eight weeks before the Panel is due to issue its report on Friday, 19 July 2024.
6. This timeframe would allow the Council to prepare a reply that best assists the Panel, and reflects the significant work that the Council team anticipates will be required to achieve that end. In particular, the Council intends to provide the Panel with various materials (reflecting officers' final recommendations) that will take time to complete after the conclusion of the physical hearing, namely:
 - (a) the draft provisions of Plan Change 14;

- (b) updated mapping (in the same format as provided with the section 42A reports, comparing the notified maps with the current officers' recommendations);¹ and
 - (c) accept/reject tables.
7. The proposed timeframe will also allow for the Council to reply in a fulsome way to the presentations, submissions, and evidence provided by submitters throughout all ten weeks of the hearing, including the various additional materials that the Panel has directed (at paragraph 8 of Minute 33) be filed by the conclusion of the hearing.
 8. Counsel also anticipate there may be requests of the Panel during weeks 9 and 10 that may require the preparation of information to assist the Panel.
 9. Counsel would be grateful for the Panel to finalise its directions accordingly.

Hearing week 9

10. Counsel have filed legal submissions for hearing weeks 9 and 10, which are currently scheduled to be presented on the morning of Monday, 15 April 2024. This is due to be followed by the appearance of Council witnesses, commencing with Damian Debski (on coastal inundation risk).
11. On reflection, counsel will discuss with the Secretariat whether it is possible to amend the schedule so that the legal submissions for the Council are delivered in two separate blocks, namely:
 - (a) regarding city-wide qualifying matters for 40 minutes commencing at 9am on Monday, 15 April 2024; and
 - (b) regarding financial contributions for tree canopy cover, for 30 minutes at the commencement of the hearing of that topic, at 9am on Wednesday, 17 April 2024 (prior to the section 42A reporting officer, Ms Anita Hansbury, appearing); and

¹ See for example: [PlanChange14Reccomendation \(arcgis.com\)](#).

12. In addition, counsel will ask the schedule to be amended to reflect that Derek Todd will appear before Mr Debski on 15 April, which is a more logical order.

Date: 9 April 2024



D G Randal / C O Carranceja
Counsel for Christchurch City Council