

IN THE MATTER OF Resource Management Act 1991

AND

IN THE MATTER OF Proposed Plan Change 14 Housing and
Business Choice pursuant to Part 5, subpart
5A and Part 6 of Schedule 1 of the Resource
Management Act 1991

MINUTE 27: LATE FURTHER SUBMISSION MR DAVID LAWRY

- [1] This is the twenty seventh procedural Minute to be issued by the Independent Hearings Panel (IHP) established by the Christchurch City Council (the Council) to conduct the hearing of submissions on proposed Plan Change 14 Housing and Business Choice (PC 14) notified by the Council and to make recommendations to the Council, after the hearing of submissions is concluded.
- [2] The purpose of this Minute is to respond to a Memorandum of Counsel for Christchurch City Council in relation of a late further submission lodged by Mr David Lawry.

Council's Memorandum

- [3] On 21 November 2023 Counsel for Christchurch City Council filed a memorandum in relation to a late further submission lodged by submitter Mr David Lawry submitter #837.
- [4] It is the IHP's understanding from the Council's memorandum that Mr Lawry sent a document to the Friend of Submitter on 5 September 2023 which although not on the Council's 'Further Submission' form reads as if it was intended to be a further submission in response to the original submission #852 made by Christchurch International Airport Limited (CIAL). The Friend of Submitter forwarded the document to the Council. Mr Lawry advised that he had served the document on CIAL.
- [5] We understand from the correspondence attached to the Council's memorandum that Mr Stevenson then made inquiries of Mr Lawry as to whether the document was intended to be a further submission (which was now late) or if it was supplementary material. The correspondence from Mr Lawry appears to suggest he was satisfied that it could be the latter if that was easier.
- [6] Since then, Mr Lawry contacted the Secretariat to clarify whether his submission included the document Council received in September. The Secretariat referred him to the Council regarding the requirements for lodging further submissions.
- [7] Mr Lawry has now lodged a further submission on a Council form and wishes the IHP to grant leave for the further submission to be received.

Directions

- [8] Before the IHP decides whether to receive this as a late further submission the IHP directs:

- (a) Mr Lawry to provide in writing to the IHP Secretariat¹ by noon on Wednesday 29 November 2023 the reason why his further submission (whether that is the document of 5 September, or the form filed on 19 November) was not filed with the Council by the close of the further submission period on 17 July 2023. Mr Lawry is to serve his response on the Council and CIAL.
- (b) Council and CIAL to advise the IHP if there are any matters of prejudice arising from the receipt of this late further submission by 12 noon on Monday 4 December 2023.

[9] Following the receipt of those responses the IHP will consider whether to receive Mr Lawry's late further submission in accordance with clause 98(3), Part 6 of Schedule 1 of the Resource Management Act 1991.

Dated 22 November 2023



Cindy Robinson

Chair

for Independent Hearings Panel

¹ IHP Secretariat: info@chch2023.ihp.govt.nz