

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 45

**WAKA KOTAHI NZ TRANSPORT AGENCY CLARIFICATION OF WITHDRAWAL OF
EVIDENCE**

- [1] This is the forty fifth (45) 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, pursuant to Part 5, subpart 5A and Part 6 of Schedule 1, of the Resource Management Act 1991 (RMA).
- [2] The purpose of this Minute is to request clarification from Waka Kotahi NZ Transport Agency¹ (NZTA) regarding the withdrawal of statements of evidence for NZTA witnesses.

Background

- [3] On 19 March 2024 Counsel for NZTA filed a memorandum² on PC 14 – Airport Noise Qualifying Matter.
- [4] The memorandum advised that NZTA formally withdrew specific points from its submission³ and further submissions to PC 14 in relation to the airport noise qualifying matter topic.
- [5] The memorandum also confirmed that NZTA would not be attending hearings on that topic and withdrew the briefs of evidence from NZTA witnesses: Stephen Chiles, John Falconer, Richard Osborne and Catherine Heppelthwaite dated 20 September 2024.

Evidence withdrawn

- [6] The memo identifies the specific submission points, NZTA has withdrawn relating to the relating to the airport noise qualifying matter, but the IHP seeks clarification regarding the withdrawn briefs of evidence which cover multiple topics.
- [7] In the week 9 hearings commencing on 15 April 2024, reference by parties to the hearings was made to evidence filed by NZTA witness John Falconer on the city spine and mass rapid transport corridors.

¹ Waka Kotahi NZ Transport Agency #805 #2103 #2104

² [Memorandum of counsel - Waka Kotahi NZTA 19 March 2024 \(ihp.govt.nz\)](https://ihp.govt.nz/memorandum-of-counsel-waka-kotahi-nzta-19-march-2024)

³ Submission points #805.23 to 805.31 and further submission points 2103.1 and 2104.1

[8] As these matters relate to other qualifying matters or parts of PC 14 not specifically related to the airport noise qualifying matter, it is unclear if this evidence was relevant and should be given consideration by the IHP and parties.

[9] The IHP therefore seeks clarification from NZTA if it is all the complete evidence filed by each of the four witnesses for NZTA listed in paragraph [5] that has been withdrawn, or just those parts that are related to the airport noise qualifying matter.

DIRECTIONS

[10] The IHP directs that NZTA files a memorandum by 30 April 2024 to clarify if all or part of the evidence of all four NZTA witnesses has been withdrawn. If it is only part of evidence for some or all of the witnesses, the IHP requests that amended statements of evidence for that witness(es) are filed with the memorandum with withdrawn parts redacted.

[11] If relevant the redacted statements of evidence will be published on the IHP website and considered by the IHP during deliberations on PC 14.

Dated 22 April 2024



Cindy Robinson
Chair
for Independent Hearings Panel