

Before an Independent Hearings Panel
appointed by Christchurch City Council

under: the Resource Management Act 1991

in the matter of: the hearing of submissions on Plan Change 14 (Housing
and Business Choice) to the Christchurch District Plan

and: **LMM Investments 2012 Limited and others**

Memorandum of counsel on behalf of LMM Investments 2012
Limited (and various other clients) seeking time to address
the IHP on scope

Dated: 8 April 2024

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MAY IT PLEASE THE INDEPENDENT HEARINGS PANEL

- 1 This memorandum is filed on behalf of LMM Investments 2012 Limited and various other Chapman Tripp clients in relation to the matter of scope and/or jurisdiction of the Independent Hearings Panel (*IHP*) to grant relief sought in submissions which goes beyond the four corners of what the Council notified in Plan Change 14 to the Christchurch District Plan (*PC14*).
- 2 As the IHP will be aware, on 21 December 2023 we filed a memorandum setting out our legal position on scope/jurisdiction.
- 3 As per Minute 29 (see page 12 of Appendix A), the IHP had also requested that we:
 - 3.1 apply this position to our various clients' submissions; and
 - 3.2 clarify the relief sought by LMM Investments 2012 Limited.
- 4 The purpose of this memorandum is two-fold. Firstly, given the time that has elapsed since filing our previous scope/jurisdiction memorandum, and given the importance of this issue to both our clients and the IHP's decision-making, we wish to request a brief (20-30 minute) speaking slot at the reconvened hearing to address the Panel on scope/jurisdiction. Having reviewed the hearing timetable (as at 2 April 2024), it appears that there may be a time available on Wednesday 17 April 2024 in the late morning session after Council witness Toby Chapman appears.
- 5 Secondly, we confirm that the matters set out at paragraphs 3.1 and 3.2 above will be addressed in a further memorandum to be filed by 30 April 2024 (or at such later date as directed by the IHP), as per Minute 33. Any other remaining "homework" matters on behalf of our clients will also be addressed at this stage.

Dated: 8 April 2023



J Appleyard / L Forrester
Counsel for LMM Investments 2012 Limited and
others