

Before an Independent Hearings Panel  
appointed by Christchurch City Council

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*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:* **Christchurch International Airport Limited**  
Submitter 852

Memorandum of counsel on behalf of Christchurch  
International Airport Limited

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Dated: 14 March 2024

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**MEMORANDUM OF COUNSEL ON BEHALF OF CHRISTCHURCH  
INTERNATIONAL AIRPORT LIMITED**

- 1 This memorandum of counsel is filed on behalf of Christchurch International Airport Limited (*CIAL*) (submitter 852).
- 2 *CIAL* is scheduled to appear at the resumed PC14 hearings, the airport noise qualifying matter hearing (*Airport QM hearing*), on 23 and/or 24 April 2024.
- 3 This memorandum addresses *CIAL* witness availability and the proposed way forward. *CIAL* acknowledges that it is in the best interests of CCC, submitters and the Hearings Panel for the PC14 hearings to progress and to not be delayed any further.
- 4 **Mr Darryl Millar** (planning) and **Ms Laurel Smith** (acoustics) are not available to attend the Airport QM hearing. Both are overseas for an extended period in April and do not have access to any technology at the relevant time to enable them to appear remotely. However, counsel does not consider this to mean that the Airport QM hearing cannot progress as scheduled. The following approach is proposed:
  - 4.1 **Mr John Kyle** will appear as *CIAL*'s planning witness. Mr Kyle has recently prepared evidence and appeared at the proposed Waimakariri District Plan hearing for airport-related matters. This included aspects relating to Waimakariri District Council's equivalent of PC14 (being Variation 1 to the proposed Waimakariri District Plan). Mr Kyle is familiar with *CIAL*'s position on intensification plan changes such as this one, including the qualifying matter sought in its submission.
  - 4.2 **Mr Christopher Day** will appear as *CIAL*'s sole acoustics expert and will adopt and address Ms Smith's evidence. Mr Day will be available to answer questions in so far as they relate to acoustics matters addressed in Ms Smith's evidence and are within Mr Day's expertise.
  - 4.3 Should there be any questions relating to the air noise contour remodelling exercise, **Mr Sebastian Hawken** will be available to answer those.
- 5 Mr Kyle is currently reviewing all of the PC14 material, including the relevant section 42A reports and Mr Millar's evidence and rebuttal evidence. Counsel seeks leave to file a brief statement from Mr Kyle either confirming his agreement with Mr Millar in full or noting any differences in opinion and the reasons why.

- 6 Counsel suggest that Mr Kyle's statement should be filed by 5pm Monday 15 April, being 5 working days before the Airport QM hearing commences.
- 7 We hope that the approach proposed in this memorandum assists the Hearings Panel and keeps the hearings on track as currently anticipated.

Dated: 14 March 2024



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Jo Appleyard  
Counsel for the Christchurch International Airport  
Limited