

CHRISTCHURCH CITY COUNCIL

RMA/2019/2020

PROPOSED NEW MIXED USE DEVELOPMENT AT COLLETT'S CORNER

MINUTE 2 OF COMMISSIONER

Introduction

1. Further to my previous minute dated 30 January, the Council has now determined the date of the hearing for this application
2. The general function of this Minute is to update the parties on administrative matters and to issue directions for the circulation of expert evidence in accordance with the Resource Management Act (**RMA**).
3. Specifically, this minute covers the following matters:
 - (a) confirmation of hearing date;
 - (b) requests for submitters' presentations; and
 - (c) evidence exchange timetable.
4. It is likely that I will issue additional minutes with further requests and instructions, before, during and/or after the hearing.

Confirmation of hearing date

5. The Council has now confirmed the hearing date for the application will be **Thursday 5 March – Friday 6 March 2020**, with a reserve day on Monday the 9th if required.
6. Further details, including the hearing venue, will be provided to all parties by the Council when it issues the formal hearing notice.
7. At that time, the Council will also be contacting submitters who wish to be heard to arrange a time slot for presenting.

Requests of submitters presenting at the hearing

8. The proposal received over 150 submissions, and several of those parties have indicated they wish to be heard. In order to accommodate all of those parties over two days I ask that submitters:
 - (a) liaise with other parties who have made similar submission points before the hearing commences if possible, and collaborate to present jointly at the hearing;
 - (b) target a maximum of 10-15 minutes for presentations; and

- (c) be prepared to be somewhat flexible as to detailed timing and order of presentations at the hearing.
9. All parties will be given sufficient time to present, and my intent in requesting the above is not to curtail any party's right to be heard. I simply recognise that there is a need for parties to be fluid and succinct in order for the proceedings to flow smoothly and be completed promptly.
10. I wish to stress to all parties that I will have read all submissions and evidence before the hearing starts. Presentations can be used to read submissions if that is a given party's preference – but I encourage that time to be used to emphasise particular points of detail for my benefit, more than as a recital of material I will already be familiar with.
11. As a reminder for submitters, the link below is a great source of information about resource consent hearings and process:

<http://www.mfe.govt.nz/node/16376>

Expert evidence timetable

12. As I noted in my previous minute, s103B of the RMA requires that any expert evidence be exchanged before the hearing starts. Accordingly, I direct that:
- (a) the Section 42A Report and any expert evidence called by the Council must be made available by **3pm on Thursday 13 February 2020**;
 - (b) the applicant's expert evidence must be made available by **3pm on Thursday 20 February 2020**; and
 - (c) any expert evidence called by submitters must be made available by **3pm on Thursday 27 February 2020**.
13. In all respects, the evidence shall be emailed to Ms Manson by the day and time specified. Ms Manson, in return, will make the information available to all parties either via email or on the Council website.
14. To reiterate the point from my previous minute, submitters do not need to pre-circulate any presentation material they wish to speak to at the hearing. The above circulation requirements only apply to any expert evidence submitters wish to call. For any questions of clarification about professional expertise and the code of conduct for expert witnesses, please contact Ms Manson in the first instance.
15. Any legal submissions by counsel for the parties can be tabled at the hearing and is not subject to pre-circulation.

Next Steps

16. Parties are again encouraged to meet to narrow any issues in contention or to collaborate for the purposes of presenting at the hearing.
17. Any correspondence relevant to the above should be directed to Ms Manson, who can be reached at karen.manson@ccc.govt.nz.

DATED this 4th day of February 2020



DJ McMahon
Independent RMA Hearings Commissioner