

Whangarei District Council (WDC) & Northland Regional Council (NRC)

Resource Management Act 1991 (the Act)

Applications for Consent - Onoke Heights Subdivision, Dip Road, Kamo

MINUTE 3 of the Independent Commissioner dated 9 November 2023

- 1) The purpose of this MINUTE is to issue further procedural directions regarding the Hearing set down for Tuesday 14 November 2023.
- 2) A Memorandum has been received from Counsel for the Applicant seeking clarification of the procedure for the Hearing.
- 3) The commencement time and date remain as 9am 14 November 2023, with a second day of Wednesday 15 November as required.
- 4) The attached draft Agenda will comprise a guide for the Hearing but may be varied should the Commissioner so require at his discretion.
- 5) After welcome, opening and opportunity for Mr Hartstone to confirm or amend his recommendations (as s42A Reporting Officer – the RO); the Applicant will have next opportunity to address the Hearing and call evidence.
- 6) Any attempts to delay or adjourn the Hearing will only be considered after hearing from Counsel for the Applicant and the RO; and will not readily be acceded to.
- 7) The Commissioner has emphasized the desirability of parties consulting and negotiating prior to the Hearing; and reminds parties of that request.
- 8) Submitters in opposition are encouraged to hear the Applicant's submissions and evidence in person so their subsequent submissions and evidence are fully informed.

- 9) The Commissioner is aware of evidence for the Applicant and one submitter; assumes that copies are available to all parties; and directs that further relevant documents should be made available to all parties as and when received by Council.
- 10) Direct consultation and 'caucusing' of parties and their witnesses as and when appropriate is encouraged.
- 11) The Commissioner is aware some matters in contention have long histories and are highly contentious.
- 12) He considers the process to be important as well as the outcomes and encourages the positions of the parties to be as clear as possible at commencement of the Hearing.

All queries should be directed to or through the Hearing Administrator: consentsadmin@wdc.govt.nz

Signed:

A handwritten signature in black ink, appearing to read 'Alan Withy', written in a cursive style.

Independent Commissioner Alan Withy

