

**IN THE MATTER OF
AND**

the Resource Management Act 1991

IN THE MATTER OF

Waikato DC Variation 3 – Enabling
Housing Supply

**RESOURCE MANAGEMENT ACT 1991
DIRECTION #13
INDEPENDENT HEARING PANEL**

Purpose: The purpose of Direction #13 is to address Council's request for amendments to the conferencing and exchange timetable set out in Direction #10.

The Request

1. By memorandum, dated 3 May 2023, Council seeks amendments to the Direction #10 timetable as a result of the three waters investigations it has been undertaking as a consequence of withdrawing the Urban Fringe Qualifying Matter in relation to the General Residential Zone as that applies in Tuakau, Pookeno, Huntly and Ngaaruawaahia.
2. In particular, Council seeks amendments to paragraphs 24(c), (f) and (g), and 26(d) and (e) of Direction #10.
3. The memorandum notes that while that investigation work is progressing well, the necessary stormwater flood modelling and analysis for each of the four towns will not be available for circulation ahead of the 13 June 2023 release date for the s.42A report. Council therefore recommends conferencing on that matter after the exchange date for evidence in chief but prior to rebuttal evidence exchange.
4. Other dates in the Direction #10 timetable are unaffected.
5. A replacement timetable is provided in the memorandum.

Direction

6. The Panel agrees that the amended proposed timetable is efficient; will provide appropriate opportunity for submitter and expert consideration; and does not unduly interrupt the established hearing process.
7. The Panel reserves for determination at a later date the question as to whether any of the new information should be notified for affected party submission.
8. Accordingly, paragraphs 24 and 26 of Direction #10 are revoked and the following substituted:
 - (a) Council is to circulate qualifying matters and controls for the Havelock Precinct (excluding infrastructure and stormwater on 24 April 2023 [this has been completed]);
 - (b) Council is to circulate information on wastewater and water infrastructure capacity and any additional controls to give effect to Te Ture Whaimana by 12 May 2023;

- (c) Council is to circulate any other qualifying matters required as a result of removing the Urban Fringe QM (other than those above) by 19 May 2023;
 - (d) Conferencing on Havelock Precinct in the week of 15 May 2023 (confirmed for 17 May);
 - (e) Conferencing on wastewater and water infrastructure capacity in the week of 22 May 2023;
 - (f) Conferencing/mediation regarding Tuurangawaewae Marae and cultural viewshafts in the week of 29 May 2023;
 - (g) Conferencing or mediation on any other topic in the week of 29 May 2023;
 - (h) Council's section 42A report is due 13 June 2023;
 - (i) Council's expert evidence in chief (including any stormwater information and any additional controls Council considers necessary) is due 20 June 2023;
 - (j) Submitters' evidence in chief is due 4 July 2023;
 - (k) Conferencing on stormwater on 10 or 11 July 2023;
 - (l) Any rebuttal evidence (of Council or submitters) is due 19 July 2023;
 - (m) Legal submissions are due 21 July 2023; and
 - (n) Hearing commences 26 July 2023.
9. Any queries or correspondence related to this Direction should be sent through to the Hearing Coordinator, Steve Rice at steve@riceres.co.nz .



David Hill (Chairperson)
Independent Hearing Panel

4 May 2023