

**IN THE MATTER OF** the Resource Management Act 1991  
**AND**  
**IN THE MATTER OF** Waikato IPIs – Waikato DC Variation 3

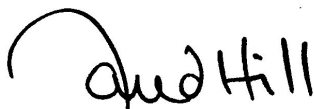
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**RESOURCE MANAGEMENT ACT 1991**  
**DIRECTION #17**  
**INDEPENDENT HEARING PANEL**

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**Purpose:** The purpose of Direction #17 is to address a joint request from Council, Waka Kotahi NZTA and KiwiRail relating to timetabling for the hearing of noise and vibration matters.

1. By Joint memorandum of counsel, dated 9 June 2023, directions are sought relating to the hearing of noise and vibration submissions by Waka Kotahi NZTA and KiwiRail – matters which are also the subject of PDP appeals and which may be resolved later in 2023 but not likely before the Variation 3 hearing scheduled to commence on 26 July 2023. A postponement of hearing on those matters is sought on a similar timeline to that granted for Horotiu Farms Limited through Direction #16.
2. The alternate hearing timetable sought is as follows:
  - (a) Council's section 42A report due 15 September 2023;
  - (b) Council's expert evidence in chief due 22 September 2023;
  - (c) Submitters evidence in chief due 20 October 2023 (taking into account school holidays);
  - (d) Any rebuttal evidence (of Council or submitters) due 27 October 2023;
  - (e) Legal submissions due 3 November 2023; and
  - (f) Hearing commencing on or after 6 November 2023.
3. The Panel agrees that it would be more efficient if those matters can be resolved between those parties either without the need for hearing or reduced hearing time if those matters (and submitters) can be further narrowed. It therefore accepts that request and issues the following direction:
  - (i) The alternate hearing timetable for noise and vibration matters noted in paragraph 2 above is confirmed. A confirmed hearing commencement date is to be advised later.
4. Any queries or correspondence related to this Direction should be sent through to the Hearing Coordinator, Steve Rice at [steve@riceres.co.nz](mailto:steve@riceres.co.nz).



David Hill (Chairperson)  
Independent Hearing Panel

12 June 2023