

IN THE MATTER OF the Resource Management Act 1991

AND

IN THE MATTER OF Proposed Plan Change 6 to the Selwyn District Plan Volume 2:
Rural - Lower Port Hills and Summit Road Protection Area

LOCAL AUTHORITY **SELWYN DISTRICT COUNCIL**

**MEMORANDUM OF COMMISSIONER DEAN MICHAEL CHRYSTAL RELATING TO PRELIMINARY AND
PROCEDURAL MATTERS**

- 1 The Selwyn District Council has appointed me as Commissioner to hear and make a recommendation to the Council on Proposed Plan Change 6 to the Selwyn District Plan which deals with the Lower Port Hills and Summit Road Protection Area.
- 2 The purpose of this memorandum is to address some preliminary and procedural matters to enable the orderly and efficient running of the hearing of submissions.

Date of hearing

- 3 The hearing will commence on **Wednesday July 22** at **9.30am** and is schedule to conclude the following day (Thursday July 23).

Venue of hearing

- 4 The hearing will be held at the Selwyn District Council Offices on Norman Kirk Drive, Rolleston in Meeting Room 1.

Pre-provision of evidence

- 5 Given the nature of the Plan Change and the potential complexity of the issues involved, it is considered that the pre-provision of evidence will produce the following benefits:
 - 5.1 Reduce the length and potential cost of the hearing itself by reducing the need to have all evidence read and helping to focus attention on matters in contention and conflicting opinions;
 - 5.2 Help me to better prepare for the hearing and assume a more inquisitorial role;
 - 5.3 Enable the reporting officers to consider the evidence of submitters before the hearing and to seek further opinion from other staff if necessary.
- 6 For the above reasons, pursuant to section 41B of the Resource Management Act 1991, **I direct that evidence be pre-provided** in accordance with the following timetable:
 - (a) The Council will circulate the section 42A Officers' Reports to all the parties by no later than **Friday 3 July 2009**, being 13 working days before the hearing;

- (b) **Any person who has made a submission** and is intending to call expert evidence must provide briefs of evidence (hard copy of all evidence and electronic copy of written evidence) by no later than **Monday 13 July 2009**, being 7 working days before the hearing.

Timetable for appearance of submitters

- 7 I request that any person who has made a submission and wishes to be heard contact Emma Bishop on or before **13 July 2009** at Emma.Bishop@selwyn.govt.nz or phone: (03) 3472800 and indicate:
- (a) Your preference as to the day and time (morning or afternoon) you would like to be heard; and
 - (b) The length of time you need to present your submission.
- 8 Once this information has been received, a timetable for the hearing will be circulated to all submitters.
- 9 All parties are to use their best endeavours to comply with this timetable to ensure the orderly and efficient running of the hearing.
- 10 Although you will be allocated a certain time to present your submission, I wish to make it clear that the hearing process is open to the public and members of the public and submitters are welcome to attend at any time.

Concerns with procedure

- 11 If there are any issues with the procedure outlined in this memorandum, I ask that you please set out your concerns in writing to Emma Bishop at Emma.Bishop@selwyn.govt.nz or C/- Selwyn District Council, P.O. Box 90 Rolleston 7643 by no later than **8 June 2009**. Any concerns will be passed on to me for consideration and further determination if required.



Dean Chrystal
Hearings Commissioner

25 May 2009