

***IN THE MATTER OF                    the Resource Management Act 1991***

***A N D***

***IN THE MATTER OF                    a request by Urban Holdings Limited,  
Suburban Estates Limited and Cairnbrae  
Developments Limited to change the  
Selwyn District Plan under Clause 21 of the  
First Schedule of the Resource  
Management Act 1991 (Plan Change 68)***

***SECOND MINUTE OF COMMISSIONER APPOINTED BY THE SELWYN  
DISTRICT COUNCIL***

***DATED 2 MARCH 2022***

## 1. **Introduction**

- 1.1 I record that in my minute dated 25 February 2022, I made certain directions as to the provision of evidence of the applicants and submitters in the following terms ....

*2.5 Evidence on behalf of the applicants must be provided to the Council by **Monday 7 March 2022** and the Council will then circulate that evidence to the parties, including submitters.*

*2.6 Any submitters who choose to provide expert evidence on their behalf must provide that evidence to the Council no later than **Monday 14 March 2022**. That evidence will also be circulated to all parties. Submitters do not need to provide their own personal statement or submission ahead of the hearing.*

- 1.2 I have been notified that due to an oversight, the appendices to the officer's report on behalf of the Council were omitted when that report was circulated. The omission having been noted, I have been advised that the appendices were uploaded on 1 March 2022.

## 2. **Request by applicant for extension of time to provide evidence**

- 2.1 Following the omission referred to above, I have been advised that the applicant's lawyer has requested the consideration of an extension of time given what was said to be the delays in having the report under Section 42A of the Resource Management Act 1991 (including appendices) circulated.

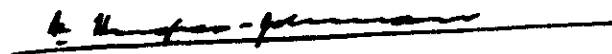
- 2.2 In the circumstances, and subject to what follows, I propose granting a further short extension of time for the provision of the evidence of the applicants which will also be reflected in an extension of time for the provision of expert evidence on behalf of the submitters. I have concluded that the granting of the short extension will not give rise to any prejudice to the submitters, given the consequential extension of time for the submitters to provide any expert evidence.

- 2.3 In case my amended direction gives rise to any issues which I have not foreseen, and given that I have not heard from the parties on this matter, I propose that in order to provide the parties with an opportunity to raise any matters relating to the proposed extension, I will direct that the amended minute is not to take effect unless no submissions have been received in terms of the amended direction in which case the amended direction will come into effect at 5pm on Friday 4 March 2022.

3. ***The amended direction***

- 3.1 Evidence on behalf of the applicants must be provided to the Council by ***Wednesday 9 March 2022*** and the Council will then circulate that evidence to the parties, including submitters.
- 3.2 Any submitters who choose to provide expert evidence on their behalf must provide that evidence to the Council no later than ***Wednesday 16 March 2022***. That evidence will also be circulated to all parties. The submitters do not need to provide their own personal statement or submission ahead of the hearing.
- 3.3 The above amended directions will not come into effect until ***5pm Friday 4 March 2022*** and then only if no submissions have been received from the parties in accordance with the direction which follows.
- 3.4 Any party wishing to raise any issue in relation to the amended directions is to lodge a memorandum with the Council no later than ***5pm Friday 4 March 2022***. Should any memorandum be received, the amended directions will not take effect. I will review the amended directions at that time and will issue a further minute.

**DATED** this 2<sup>nd</sup> day of March 2022



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**A C HUGHES-JOHNSON QC**  
**COMMISSIONER**

SelwynDistrictCouncilMINUTE20203022 (3)