
DIRECTIONS OF THE COMMISSIONERS**MINUTE 6****Urban Growth - Hearing 3 – Legal Submissions**

- [1] In accordance with our Directions in paragraph 39(a) of Minute 1, SDC has circulated a Rezoning Framework Section 42A Report. That Report contained Appendix 2 which was a Memorandum from Council's solicitors Adderley Head. That Memorandum and the advice it contains addresses matters that are relevant to the PSDP Urban Growth provisions.
- [2] Consequently, to ensure procedural fairness, submitters on the Urban Growth chapter who have already pre-circulated legal submissions for Hearing 3 (currently scheduled for 29 and 30 November 2021) are advised that they may, if they wish, provide further legal submissions addressing the Adderley Head Memorandum.
- [3] We understand these submitters to be:
- Birches Village Limited
 - Canterbury Regional Council
 - Christchurch City Council
 - Fonterra Limited
 - Foodstuffs South Island Limited & Foodstuffs (South Island) Properties Limited
 - Kāinga Ora - Homes & Communities
 - Michael House
 - RWRL, RIDL, RIHL and IRH (Carter Group)
 - Trices Road Rezoning Group
 - Woolworths New Zealand Limited
- [4] We would appreciate it if any further legal submissions are concise and are limited to points of disagreement with the Adderley Head Memorandum that are relevant to the wording of the provisions in the Urban Growth chapter that have been submitted on.
- [5] Of particular interest to us is the question of whether or not the CRPS gives effect to the NPSUD in the absence of the CRPS containing the criteria addressed by clause 3.8(3) in "Subpart 2 – Responsive Planning" of the NPSUD.
- [6] We note that parties to the rezoning requests hearings set down for mid-2022 will be able to provide legal submissions on matters relating more directly to rezoning proposals, including matters addressed in the Adderley Head Memorandum, in due course.
- [7] If further legal submissions are to be provided by any of the above listed submitters, they should be lodged with the SDC Hearing Administrator on or before Friday 19 November 2021.



Rob van Voorthuysen

Independent Commissioner – Chair - on behalf of the DPR Hearing Panel members

1 October 2021