

REPORT

TO: Chair of the Independent Hearing Panel on Variation 1

FROM: Robert Love – Team Leader Strategy and Policy

DATE: 18 October 2022

SUBJECT: **ACCEPTANCE OF LATE SUBMISSIONS ON VARIATION 1**

RECOMMENDATION

‘That:

- a) all late submissions received up to the date of this report, and included as part of this report are accepted and be included in the summary of submissions; and*
- b) no late submissions (excluding further submissions) received after the date of this report will be accepted.*

1. PURPOSE

To accept submissions that Selwyn District Council has received on the notified Variation 1 to the Proposed District Plan, and Variation 1 to various private Plan Changes post close of the submission period (16 September 2022).

2. HISTORY/BACKGROUND

The procedure set out in Selwyn District Council's policy manual (R501) regarding late submissions is to have the Hearing Commissioner(s) consider the late submissions and determine if they should be accepted and included in the summary of submissions.

As part of this consideration the Hearing Commissioner(s) shall take into account the following:

- a) The Council's duties under Section 37A of the Resource Management Act 1991;
- b) The principles of natural justice; and
- c) Any views expressed on the matter by the applicant, the late submitter, any other affected party, and the Council's Reporting Officer(s).

3. DISCUSSION

By accepting these late submissions attached at **Appendix A** it has been determined that:


- the Variation process will not be delayed by their acceptance due to the summary of submission process being carried out until this point; and
- no parties will gain anything or prejudice the process by submitting a late submission up to the point where it can be included in the summary of submissions.

4. OPTIONS

- a) To accept the recommendation to accept the late submissions;

- b) To partially accepted the recommendation by only accepting some of the late submissions; or
- c) To reject the recommendation and not accept the late submissions.

The recommended option is 'A' - to accept the late submissions received as of 18 October 2022 to be included as part of the summary of submissions.



Robert Love
TEAM LEADER STRATEGY AND POLICY



Rob van Voorthuysen
Chair of the Independent Hearing Panel

Appendix A – Late Submissions

Submitter ID	Name	Date Received	Provision	Summary of Submission
V1-0073	Ministry of Education	11/10/2022	SD-UFD-O3	Considers that that consideration should be given to the provision of additional infrastructure (including schools) throughout the district in urban growth and development, to manage the impacts of development on educational facilities, in particular impacts on school capacity.
			TRAN-R8	Considers the thresholds in TRAN-TABLE 2 in relation to educational facilities is too low and should be increased, given the potential development within the district.
			Qualifying Matters	Considers that their designated sites should not qualifying matters applied to them as it may restrict any potential development they may wish to undertake.
V1-0118	Alan Ye	03/10/2022	MRZ -MAP	Supports the zone change from GRUZ to MRZ at 8 McCormick Lane and 62 Finn Avenue but considers that immediate legal effect should apply to those properties.
V1-0119	Stephanie Broomhall	06/10/2022	GENERAL	Considers that this policy change will affect their existing land use rights to run a lifestyle block.
				Considers that their land has been recognised as highly productive and needs to be protected.
				Considers that this change in land use will not match existing and recent developments which have been large lot residential zones.
V1- 0087	Margaret Springer	13/10/2022	Appendix 4 to their Submission	This is not a summary of submission point as such as the late submitted updated 'Appendix 4' is not seeking any additional relief, but rather it corrects errors in some of the reasoning for the relief being sought elsewhere.
PCV1-0023	Stephanie Broomhall	06/10/2022	PC68 & PC72	Considers that medium density will not match existing and recent developments.
				Considers that this policy change will affect their existing land use rights to run a lifestyle block.
				Considers that proposed changes do not meet the existing needs of the community.