

## **Commissioner Minute Number 4**

**26 July 2023**

### **Applications RC225715 / RC225716 – Kevler Development Limited**

#### **Post Hearing Directions**

The Hearing to consider the above matters took place on 25 July 2023. At the conclusion of hearing evidence from the applicant and Council staff, I adjourned the hearing to allow for provision of a written reply from the applicant, and for the applicant and Council staff to on a without prejudice basis, liaise to provide a set of agreed draft conditions. This does not imply that a decision has been made at this stage whether to grant consent or otherwise.

Due to overseas travel commitments, the applicants counsel, Mr Cleary is unavailable after 28 July, and the latest date when he would be able to file his reply is Friday 28 July. This does not provide sufficient time for the applicant and Council staff to liaise over draft conditions before Mr Cleary's submissions are filed. Although it would be preferable that the draft conditions were available prior to this in order that Mr Cleary may refer to them if necessary, the circumstances mean this is not possible.

Accordingly, I direct that:

- 1. The applicant is to file its written right of reply by 5pm on Friday 28<sup>th</sup> July 2023; and**
- 2. The applicant and Council planners liaise over draft conditions, and provide an agreed set of draft conditions, including where necessary identifying any areas of disagreement, by 5pm on Wednesday 2 August 2023.**

The hearing will remain adjourned until the above information is received, and I have confirmed that no further inputs from parties are required.



Graham Taylor  
Commissioner

26 July 2023