

WAIMAKARIRI DISTRICT COUNCIL
MEMO

FILE NO AND TRIM NO: DDS-14-01-06/ 240816137556

DATE: 16 August 2024

MEMO TO: Waimakariri District Council PDP and IHP Hearings Panel

FROM: Kelly LaValley, General Manager Planning and Regulation

SUBJECT: Minute 35 response – Request by the Ōhoka Residents Association to file late technical evidence

1. The Council (in its section 42A reporting capacity) appreciates the opportunity provided by the Panel in Minute 35 to set out its position under sections 37 and 37A of the RMA as to whether the engineering evidence provided by the Ōhoka Residents Association should be accepted by the Panel to consider and for submitters to respond to in a reconvened hearing for Hearing Stream 12D.

Council position

2. Having regard to sections 37 and 37A of the RMA, the Council has no objection to the request by the Ōhoka Residents Association to file late technical evidence.
3. In terms of section 37A(1)(a), the Council does not anticipate it will be prejudiced on the understanding that if the Panel were minded to grant the request, there will be an opportunity for the Council to respond to the late evidence and participate in a reconvened hearing.
4. In terms of section 37A(1)(b), the Council anticipates the interests of the community in achieving adequate assessment of the effects of a proposal or plan would be promoted if the engineering evidence is considered.
5. In terms of section 37A(1)(c), unreasonable delay can be avoided on the basis this matter can be addressed as part of the reconvened hearing for Stream 12D that has previously been signalled by the Panel.

Kelly LaValley