

**BEFORE THE INDEPENDENT COMMISSIONERS APPOINTED BY THE
WAIMAKAKIRI DISTRICT COUNCIL**

IN THE MATTER of Proposed Waimakariri District Plan: Ohoka Rezonings
(Hearing Stream 12D)

AND

IN THE MATTER of the further submission by the Ohoka Residents
Association (further submitter 84) to the Rolleston
Industrial Developments Limited (submitter 160) and
Carter Group Property Ltd (submitter 237) submission to
Rezone land at Ohoka

MEMORANDUM OF COUNSEL FOR OHOKA RESIDENTS ASSOCIATION

1 July 2024

PO Box 4341 CHRISTCHURCH 8140
DX WX11179
Tel +64 3 379 7622
Fax +64 3 379 2467

WYNN WILLIAMS

Solicitor: P A C Maw
(philip.maw@wynnwilliams.co.nz)

MAY IT PLEASE THE PANEL

- 1 Counsel currently has COVID and regrettably is unable to appear before this Panel today.
- 2 Counsel has instead prepared short written legal submissions. Whilst these submissions were not filed 5 working days¹ prior to the hearing, Counsel notes:
 - (a) The submissions respond to legal submissions filed by Counsel for Rolleston Industrial Developments Limited (submitter 160) and Carter Group Property Ltd (submitter 237); and
 - (b) The submissions do not exceed 3 pages in length.
- 3 If a waiver of time is required to file these submissions, notwithstanding that they do not exceed 3 pages in length, such a waiver is sought.
- 4 It is submitted that granting a waiver is consistent with the principles of natural justice as the submissions respond to issues raised in other legal submissions, and no party is otherwise prejudiced by the granting of a waiver.
- 5 If a waiver is not granted, then the Ohoka Residents Association would be prejudiced because the substance of these written submissions would have been made orally had Counsel been able to appear in person.
- 6 Should the Panel have any questions of Counsel about the two issues addressed in the written submissions, then Counsel could appear before the Panel when he has recovered from COVID. Alternatively, Counsel is available to answer any questions in writing.

Dated this 1st day of July 2024



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P A C Maw
Counsel for the Ohoka Residents Association

¹ Minute 1 required legal submissions, written representations longer than 3 A4 pages, and power point presentations to be filed 5 working days before the hearing.