

**BEFORE THE HEARINGS PANEL
FOR THE QUEENSTOWN LAKES PROPOSED DISTRICT PLAN**

IN THE MATTER of the Resource
Management Act 1991

AND

IN THE MATTER of Hearing Stream 12 –
Upper Clutha Mapping

**MEMORANDUM OF COUNSEL ON BEHALF OF THE QUEENSTOWN LAKES
DISTRICT COUNCIL REGARDING TIMETABLING FOR HEARING STREAM 12**

23 March 2017

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MAY IT PLEASE THE PANEL

1. This memorandum is filed on behalf of Queenstown Lakes District Council (**Council**) to respectfully request that the Hearing Panel (**Panel**) direct amendments to the timetabling for evidence exchange for Hearing Stream 12.

Background

2. The current timetabling for Hearing Streams 11, 12 and 13 contain periods of time in April and May where a small group of Council staff, consultants, GIS resource, available experts and legal counsel will be involved in preparing for and attending hearings (Ski Area Sub Zone), preparing rebuttal evidence (Upper Clutha), preparing section 42A reports and experts' evidence (Queenstown and Wakatipu), for multiple topics and at the same time.
3. Conversations between submitter representatives and Council indicate that large volumes of new information is expected to be submitted in support of rezoning proposals that was not provided in detail in primary submissions. The volume of this evidence is expected to be significant, and require significant time and investment, to respond to in a comprehensive manner, and in a way that will best assist the Panel in ensuring an efficient hearings process and in its recommendations.
4. Council has endeavoured to secure adequate resources to limit the extent of overlapping work required, but has not been able to outsource or obtain more in-house resources to match the expected upcoming need. During this period there are also a number of public holidays, in Easter and Anzac Day.

Direction sought

5. As a consequence of the real concerns held by the Council, it respectfully requests that the Panel amend the timetabling for the Council's rebuttal evidence for the Upper Clutha hearing stream, so that it is due on 5 May 2017 (instead of 28 April 2017).
6. The amended rebuttal date will not cause any undue prejudice to submitters, as there will be five working days between the filing of rebuttal evidence on

Friday 5 May 2017 and the commencement of the hearing on Monday 15 May 2017. The Panel will have a full week to consider the rebuttal evidence.

7. The Council also recognises that the Panel may wish to make alterations to the timetable in response to the Memorandum dated 21 March 2017 from submitter 588 (Bernie Sugrue).
8. A Minute is respectfully requested, so that submitters clearly understand the amended deadline for the Council's rebuttal evidence.

Other deadlines

9. The Council confirms that it is not requesting any amendments to the deadlines already put forward in relation to Hearing Stream 12:
 - 9.1 Submitter's evidence (due **4 April 2017**);
 - 9.2 Council's evidence about the Development Capacity Model (due **28 April 2017**);¹
 - 9.3 Council's evidence about how it will meet its obligations under the National Policy Statement on Urban Development Capacity 2016, as per the deadlines set out in the Council's Memorandum dated 3 March 2017;² and
 - 9.4 the dates for Council's Right of Reply that have already been agreed with the Panel.
10. The Council also confirms that it will provide a submissions summary table with the rebuttal evidence, where relevant, detailing any amendments to the Council's recommendations on submissions, in light of Submitter evidence, Council's rebuttal evidence, and Council's evidence on the Development Capacity Model.

1 Paragraphs 17-20 of the Council's Memorandum regarding the National Policy Statement on Urban Development Capacity dated 3 March 2017, and paragraph 5 of the Panel's Minute dated 6 March 2017

2 Paragraph 22 and Appendix 1 of the Council's Memorandum regarding the National Policy Statement on Urban Development Capacity dated 3 March 2017

11. Council will be filing a separate memorandum in relation to a request to amend the timetabling for the Queenstown Hearing Stream 13.

DATED this 23rd day of March 2017



S J Scott
Counsel for Queenstown Lakes District
Council