

IN THE MATTER of the Resource Management Act 1991 (RMA)

AND

IN THE MATTER of **Private Plan Change 48** – Kiwi Property No. 2 - land generally bounded by Great South Road, Waihoehoe Road, Fitzgerald Road and the Hingaia Stream (Drury East) to the Auckland Unitary Plan – Operative in Part.

THIRD DIRECTION OF THE HEARING PANEL

RESOLUTION OF DISPUTES

1. On the 19 April 2021 the Hearing Panel issued the Second Direction related to PC 48 and expert conferencing. The purpose of this Direction is to clarify the Second Direction with respect to the ‘first step’ of the expert conferencing process.
2. The ‘first step’ would be to commence with a facilitated mediation session of the parties. On reflection, this was not clear in the Second Direction. The purpose of this session would be to clarify the issues in contention and the process(es) and timing by which those issues may be able to be resolved or narrowed.
3. This session can be attended by any party to PC48, and the parties can determine which representative(s) will attend. This includes the section 42A report author(s). We encourage parties to be represented at this session.
4. Again we direct this session be undertaken in accordance with the Environment Court Practice Note 2014. We note this encourages, among other things, co-operation between the parties in the early identification of issues and the use of efficient and cost-effective processes.
5. As set out in the Second Direction, Ms Marlene Oliver has been appointed as the independent facilitator. She, in conjunction with the Council (as regulator), will organise the session including its timing and location.
6. The output from the session may be an agreed statement, to be filed with the Hearing Panel, setting out any agreed outcome(s). This may also include whether or not the Second Direction (dated 19 April 2021) should be amended or refined.

Any enquiries regarding this Direction or any related matters should be directed to the Council’s Hearing Manager, Ms Julie McKee by email at Julie.McKee@aucklandcouncil.govt.nz.



Greg Hill - Chairperson
22 April 2021