

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

AND

IN THE MATTER of **PC109 @ 98-100 & 102 Totara Road, Whenuapai** to
the Auckland Unitary Plan

DIRECTION #4 FROM THE HEARING PANEL

1. Pursuant to section 34A of the RMA, Auckland Council (the Council) has appointed a Hearing Panel consisting of three independent hearing commissioners – Mark Farnsworth (Chairperson), Alan Pattle and Dr Lee Beattie to hear the application and submissions and make decisions on the PC109.
2. On 23 July 2025 a memorandum was received from Counsel for the Applicant seeking direction regarding witness attending the hearing; namely:
 - Ms Lauren White – urban design;
 - Mr Rodney Clough – archaeology; and
 - Mr Robert Pryor – landscape.
3. The hearing panel has considered the applicant's memorandum and accordingly directs the following:
 - (a) We agree with Counsel's request that Mr Pryor, Ms White, and Mr Clough be excused from attending the hearing on the basis that their evidence is taken as read and there are no matters in dispute. If the need arises, we will call on these witnesses to answer any questions which may arise.

Conversely the following Council witnesses, Ms Rebecca Skidmore (urban design & landscape), Ms Rebecca Ramsey (archaeology) and Cara Francesco (heritage) are excused from attending the hearing on the basis that there are no matters in dispute. If the need arises, we will call on these witnesses to answer any questions which may arise

- (b) We also confirm that in respect of site contamination and geotechnical matters, these matters continue to be uncontested. If the need arises, we will call on these witnesses (Mr Chris Ritchie – geotechnical and Mr David Wilkinson – site contamination) to answer any questions which arise.

Conversely the following Council witness Ms Nicole Li (geotechnical) is excused from attending the hearing on the basis that there no matters in dispute. If the need arises, we will call on this witness to answer any questions which may arise.

4. Any enquiries regarding these Directions or related matters should be directed to the Council's Hearings Advisor Mr Bevan Donovan, by email at bevan,donovan@aucklandcouncil.govt.nz .

A handwritten signature in black ink, appearing to read 'Mark Farnsworth', with a stylized flourish at the end.

Mark Farnsworth MNZM
Chairperson for the Panel
24 July 2025