

IN THE HIGH COURT OF NEW ZEALAND
AUCKLAND REGISTRY

BETWEEN ALL PARTIES IN UNITARY PLAN APPEAL AND
JUDICIAL REVIEW PROCEEDINGS

Appellant

AND AUCKLAND COUNCIL

Respondent

Date: 17 October 2016

MINUTE (No 3) OF WHATATA J

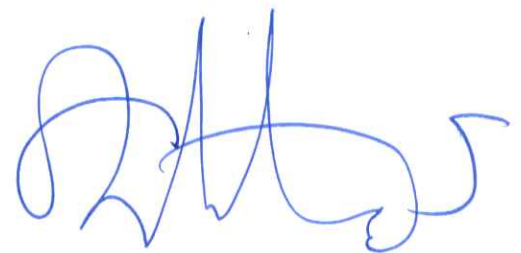
[1] Further to my minute of 17 October 2016, and having conferred with Mr Wakefield as to the appropriate form of the notice to be published in *The New Zealand Herald*, I have resolved that the notice should provide any person eligible and wishing to appear on an appeal or on an application for judicial review must file a notice of intention to be heard within **ten** working days from the date of the publication of the notice. This more properly aligns with the requirements of s 301 of the Resource Management Act 1991.

[2] This extension of time should not affect the management of the Category 3 proceedings or the Category 1 proceedings. In terms of the Category 2 proceedings, I grant leave to any interested party that joins following the publication of the notice to seek any assistance from the Court, if necessary, in terms of meeting the timetabling orders set out in my minute of 17 October.

[3] As per my previous minute, I will need to be persuaded, however, that there needs to be a substantive change to my timetabling orders before any such change is made.

[4] A copy of the proposed notice is attached.

[5] A copy of this minute must be published on the Auckland Council's website.

A handwritten signature in blue ink, appearing to be 'R. Wakefield', is located in the lower right quadrant of the page.

Proposed Auckland Unitary Plan – appeals and judicial review proceedings filed with the Auckland High Court

Auckland Council gives notice that appeals and judicial review proceedings have been filed with the High Court against the Council's decisions on the recommendations made by the Auckland Unitary Plan Independent Hearings Panel on the Proposed Auckland Unitary Plan (the Council's decisions).

Any person interested in any appeal(s) and/or judicial review proceeding(s) should refer to the Council's website at www.aucklandcouncil.govt.nz/unitaryplan. Full copies of the relevant notice(s) of appeal and/or statement(s) of claim (for judicial review proceedings) are available for download on the "Appeals against Auckland Council's decisions on the proposed plan" webpage.

In accordance with directions issued by the High Court, any person(s) eligible and wishing to appear on an appeal or on an application for judicial review in relation to the Council's decisions must file a notice of intention to be heard in relation to that particular proceeding, by hand, with the High Court in Auckland, within **ten working days** from the date of this notice. Any such notice must be also served at the same time on the Council and, where applicable, on the appellant or on the applicant for judicial review.

[insert] October 2016