

Friday, 2 June 2023

Direct Dial: 09 890 8056

To the Submitters

Tēnā koe

NOTICE OF REQUIREMENTS ON THE AIRPORT TO BOTANY BUS RAPID TRANSIT PROJECT – NOTICE OF HEARING

Notice of Requirement(s)	Five Notices of Requirement (NoR) for the Airport to Botany Bus Rapid Transit Project
Addresses	See attached appendix
Requiring Authority	The Supporting Growth Alliance (SGA - Auckland Transport and Waka Kotahi NZ Transport Agency)
Proposed activity	See attached appendix

The above applications will be heard by Hearing Commissioners **David Wren, Alan Pattle** and **Basil Morrison** at a hearing to be held as follows:

Date(s): **Monday 21 August to Thursday 24 August 2023**
 Monday 28 August to Thursday 31 August 2023
 Monday 4 September to Thursday 7 September 2023
 Monday 11 September to Thursday, 14 September 2023

(Note: not all days may be required)

Time: **9.30am**

Venue: **To be confirmed**

NOTE: some venues have restricted access at the main entrance such as stairs. If you require assistance with alternate access, please inform the Hearings Advisor prior to the hearing day.

The chair has directed that evidence is to be pre-circulated for this hearing. See the attached Direction. In accordance with the Direction, evidence is due to be received by the Hearings Advisor as follows:

Key Dates for this hearing (for more information, see below)	
Council S42a report available	Friday, 2 June 2023, 5pm
Requiring Authority's evidence due	Thursday, 22 June 2023 by 12 noon
Submitters expert evidence due	Thursday, 13 July 2023 by 12 noon
Requiring Authority's rebuttal evidence	Tuesday, 1 August 2023 by 12 noon
Submitter non-expert evidence	Tuesday, 1 August 2023 by 12 noon
Expert Conferencing (if required)	Monday, 7 August to Friday, 11 August 2023
Requiring Authority's legal submissions requested	Wednesday, 16 August 2023 by 12 noon
Council's updated conditions	Wednesday, 16 August 2023 by 12 noon
Appearance forms returned	Wednesday, 9 August 2023 by 12 noon

You are invited to attend the hearing where the Hearing Commissioners will consider submissions in support of/or opposing the application. Attendance via MSTeams is available on request, by contacting the hearings advisor by 12 noon Wednesday, 16 August 2023.

Please note the commissioners may carry out a site visit, individually or together, either before, during or after the hearing which may involve them going on to the application site and, if necessary, submitters' sites. During the site visit, the commissioners will not speak to any of the parties directly about the application's merits.

The officer's report and accompanying information will be made available within 24 hours of receipt or as soon as is practicable and this can be found:

<https://www.aucklandcouncil.govt.nz/have-your-say/hearings/find-hearing/Pages/find-auckland-unitary-plan-hearing.aspx>

The following apply:

- (a) **The council** report will be available on the council website no later than 5pm on **Friday, 2 June 2023**.
- (b) **The Requiring Authority** is required to provide all its briefs of evidence by **Thursday, 22 June 2023**. You will be advised once the evidence is available.
- (c) **Any submitter** proposing to call expert witnesses is required to provide briefs of evidence from those experts at least five working days before the hearing. An expert is a professional such as a planner, traffic engineer or similar.

To evidence is required by midday, **Thursday, 13 July 2023**.

The expert witness is required to provide:

- 1 hard copy of the evidence at the hearing
- 1 soft copy - briefs of evidence to be provided via email or on a data stick.

Any submitter who is providing a personal statement to read at the hearing is requested to provide these electronically to the Hearings Advisor by midday, **Tuesday, 1 August 2023**.

- (d) A short-written summary for briefs of evidence in excess of 10 pages is helpful. It is likely the commissioners will request that this at least is read at the hearing.
- (e) If expert conferencing takes place, you will be asked to inform the Hearings Advisor if you have any experts that you wish to be part of the conferencing. More information around expert conferencing will be available closer to the time.
- (f) The Requiring Authority is required to provide their opening legal submissions and the Council is required to provide updated conditions on Wednesday 16 August 2023. You will be advised when this information is available.
- (g) The council will make available all reports and evidence on its website within 24 hours of receipt or as soon as is practicable. The link to the website is:

<https://www.aucklandcouncil.govt.nz/have-your-say/hearings/find-hearing/Pages/find-auckland-unitary-plan-hearing.aspx>
- (h) Email will be the address for service for the applicant and submitters, unless advised otherwise.
- (i) If the hearing is held virtually, or you plan to attend virtually, please ensure your evidence is provided to the Hearings Advisor electronically before the hearing commences. The panel members will have already read your original submission and they will have that in front of them at the hearing.

Electronic copies of evidence can be sent to the Hearings Advisor at DS-Hearings@aucklandcouncil.govt.nz Attn: Bevan Donovan

Please fill in the attached appearance form and return it to me by midday **Wednesday, 9 August 2023** if you would like to appear at the hearing, so that we can schedule your appearance and inform you of your approximate speaking time. Please indicate on the appearance form if there are any dates you are not available to appear.

A free 'Friend of Submitter' service is available to assist with explaining the hearing process ahead - including pre-hearing / caucusing / liaison with Auckland Council's Hearings team if intending to speak to submissions at hearings, hearing processes and Commissioner directions.

- You can contact the Friend of Submitter at FOTS@planningplus.co.nz or 09 427 9966.
- Note: The Friend of Submitter service is not available to individuals who are/or have professional representation. It is also not available to any corporate organisations.
- It is also not the role of the Friend of the Submitter to prepare evidence on behalf of members of the public, nor to research matters of interest to members of the public, nor to provide an opinion on the Notice of Requirement/application or the effects of the NoR/application.

The safety and wellbeing of our customers, team members and communities in Auckland is important to us. If you are sick or have COVID-19 symptoms, please do not attend the hearing in-person.

For those participants who cannot attend in person or who wish to attend virtually, please let the Hearings Advisor know by midday Wednesday, 16 August 2023 (or as soon as possible before the hearing) and they will send you a MSTeams link prior to the hearing.

Please do not hesitate to contact me on 09 890 8056 if you have any questions in relation to this hearing.

Ngā mihi



Bevan Donovan
Kaitohutohu Whakawātanga
Hearings Advisor