

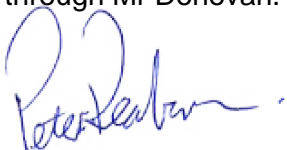
**IN THE MATTER OF** the Resource Management Act 1991

**AND**

**IN THE MATTER OF** A Notice of Requirement by KiwiRail  
for an alteration to Designation 6302 -  
Island Main Trunk line

**DIRECTION 3 OF THE HEARING PANEL**

1. The Auckland Council (**Council**) has appointed independent hearing commissioners, Peter Reaburn, David Wren and Nigel Mark-Brown to the Hearing Panel (**Panel**) to hear and make recommendations to the requiring authority on the above NoR. The delegation to the Panel to hear and make recommendations is in terms of section 34A of the Resource Management Act 1991 (**RMA**).
2. The Panel's Direction #2, dated 16 July 2021, set out a timetable for further steps following the adjourned hearing of this matter. The dates were generally as requested by KiwiRail and the direction was that further information was to be provided by Friday 27 August 2021, with the resumed hearing to be held the following week (subsequently confirmed as being 1 September 2021).
3. KiwiRail's counsel, Ms Rapley, via memorandum dated 19 August 2021, has requested a further adjournment. KiwiRail considers additional time is needed to enable further engagement with relevant submitter parties. The recent change in the Covid -19 Alert Levels to Alert Level 4 has also disrupted the ability to proceed with previously scheduled in person meetings. This has constrained KiwiRail's ability to achieve the dates that were set. KiwiRail has sought a further two weeks to enable further engagement.
4. In the circumstances as outlined by KiwiRail the Panel is prepared to agree to a further adjournment.
5. The Hearings Advisor, Mr Donovan, has conferred with the Panel and KiwiRail in relation to available hearing dates. The next suitable date is Monday 27 September 2021. Accordingly, the Panel directs that the further information (as detailed in Direction #2) now be provided by **12 midday on Wednesday 22 September 2021**. The hearing will recommence at **9.30am on Monday 27 September**. Mr Donovan will advise parties of the hearing venue or, depending on the Covid -19 Alert Level at that time, what other arrangements will be made for the conduct of the hearing.
6. This Direction is to be circulated to all the parties to the hearing by Mr Donovan. That may be by email if that is most convenient.
7. Any correspondence relating to this Direction and related matters should be sent through Mr Donovan.



Peter Reaburn (Chair)  
for the Hearing Panel  
26 August 2021