

# MEMORANDUM



**To:** Plans and Places  
**From:** Julie McKee, Hearings Manager  
**Date:** 18 April 2023

The decision to decline Plan Change 73 (Private) O'Hara, Waiuku (**PC73**) was notified on 10 March 2023. This decision was made under Schedule 1, Clause 10 of the Resource Management Act 1991 (RMA) by independent hearing commissioners.

Following notification of the decision, Waka Kotahi NZ Transport Agency (**Waka Kotahi**) identified that their tabled evidence on PC73 was not referred to in the decision.

A similar omission was found in relation to two other submitters who tabled evidence, but this evidence was not referred to in the decision.

A further minor error was found in the decision report, which used the term "refused" rather than "declined" when making the decision on the plan change. The term "declined" is consistent with the terms in Schedule 1, Clause 29(4)(a).

To rectify these omissions and to ensure the correct terminology is used, the Independent Hearing Commissioners have amended their decision report, under section 46 of the Legislative Act 2019. These amendments are minor and do not affect the overall decision.

The following three amendments have been made to the decision report on PC73:

- The word "REFUSED" has been replaced with the word "DECLINED" on page 1
- Addition of the submitter's names for the three tabled statements on page 2
- New paragraph 79 acknowledging the three tabled statements.