

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

AND

IN THE MATTER **Plan Changes Change 79 - Amendments to the Transport Provisions (non IPI Plan Change) - to the Auckland Unitary Plan – Operative in Part (AUP-OP).**

DIRECTION FROM THE HEARING PANEL 15 May 2023

PLAN CHANGE 79 – DIRECTION TO THE COUNCIL TO PREPARE A SECTION 42A REPORT.

1. In accordance with the Resource Management Act 1991 (RMA) - Part 6 Clause 96 of the First Schedule and sections 34 and 34A, the Auckland Council (the Council) has appointed an Independent Hearing Panel (IHP). The IHP has been delegated to hear submissions and make recommendations to the Council on the IPI plan changes and decisions on the non IPI Plan Changes. PC 79 is a non IPI plan change. The IHP's delegations include addressing any procedural matters.
2. The hearing for PC 79 is currently scheduled to commence on **3 October 2023**. The IHP's Procedure document¹ at paragraph 68 states:

The IHP will direct the pre-circulation of all Council and Submitter expert evidence, for any particular hearing session. Specific Directions will be issued when the hearings schedule is completed. Where no other specific directions are made, the pre-circulation of evidence shall be in accordance with paragraphs below....

3. The IHP Directs that in relation to PC 79 the **Council prepares a section 42A report**, as opposed to evidence. Given that the hearings to PC 78 have been paused (as an interim measure at this date), the IHP considers that the hearing for PC 79 will be more efficient having a section 42A report.
4. Further directions will be issued later regarding the date the section 42A is due and evidence exchange is required.

¹ December 2022

5. Any enquiries regarding this Direction, or related matters, should be directed to the Council's Senior Hearing Advisor, Mr Sam Otter by email at npsudhearings@aucklandcouncil.govt.nz.



Greg Hill - Chairperson
Independent Hearings Panel

15 May 2023