

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

AND

IN THE MATTER **Intensification Planning Instrument Plan Change (IPI) – Plan Change 78 - and related Regional Policy Statement and Plan Changes (Plan Changes) – Plan Changes 79, 80, 81, 82, 83, Variation 4 and Variation 5 - to the Auckland Unitary Plan – Operative in Part (AUP-OP)**

PROCEDURAL MINUTE 2 FROM THE HEARING PANEL

ALTERNATIVE DISPUTE RESOLUTION PROCESSES – INVITATION TO SUGGEST TOPICS

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. It's delegations also include addressing any procedural matters.
2. The IHP is giving advance notice of its intention to undertake Alternative Dispute Resolution Processes (ADR)¹ in an attempt to resolve or narrow issues between parties. This is to ensure, as far as is possible, an efficient hearings process given the timeframes imposed on us to report our recommendations to the Council, and for the Council to make it's decisions on the IHP's recommendations.
3. The IHP envisages there will be ADR to address some broader issues such as methodological issues, for example, relating to walkable catchments and the identification and application of some Qualifying Matters etc. These will be scheduled earlier in the hearings process and likely prior to the preparation of evidence.
4. There will also likely be ADR in relation to some 'site/area specific' matters, such as whether or not certain sites or areas should be within a walkable catchment or subject to a Qualifying Matter. These topics are likely to be later in the process.
5. The IHP invites parties to suggest what broader (as opposed to site/area specific) topics could be subject to the ADR processes. The IHP would appreciate responses from parties as soon as possible, but no later than **16 December 2022**. This is an initial request to enable the IHP to identify the likely nature and size of the ADR process.
6. A further Minute and/or Direction is likely to be issued in early 2023 (after the Further Submissions period) setting out further details of the ADR process.

¹ Meetings, Mediation and/or Expert Conferencing

7. Any enquiries regarding or responding to this Minute, 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

6 December 2022