

IN THE MATTER OF the Resource Management Act 1991

AND

IN THE MATTER OF Proposed Plan Change 5 to the Kaikoura District Plan

LOCAL AUTHORITY **KAIKOURA DISTRICT COUNCIL**

MINUTE 1

MEMORANDUM OF COMMISSIONERS RELATING TO PRELIMINARY MATTERS

- 1 The Kaikoura District Council has pursuant to section 34A of the Resource Management Act 1991 (RMA), appointed a Hearing Panel to hear and make a recommendation to the Council on Proposed Plan Change 5 (Kaikōura International Dark Sky Places) to the Kaikoura District Plan.
- 2 The Hearing Panel appointed is Dean Chrystal (Chair), Ma-rea Clayton and Vicki Gulleford.
- 3 The hearing has initially been set down for the 24th of September 2024, however it is noted that due to there being no submitters wishing to be heard, a hearing may not be required. That decision will depend on whether:
 - a. The s42A reporting officer and the applicant are in agreement on matters associated with the Plan Change; and
 - b. Whether the Hearing Panel regardless of a. above has any questions.
- 4 The hearing, if held, will begin at 9.30am via Audio Visual means.
- 5 The purpose of this memorandum is to address the pre-circulation of evidence prior to the hearing.

Pre-provision of evidence

- 6 It is considered that the pre-provision of expert evidence will produce the following benefits:
 - 6.1 Reduce the length and potential cost of the hearing itself by reducing the need to have all evidence read and help to focus attention on matters in contention and conflicting opinions;
 - 6.2 Help the Hearing Panel to better prepare for the hearing, if necessary, and assume a more inquisitorial role; and
 - 6.3 Enable the reporting officers to consider the evidence of expert witnesses before the hearing and to seek further opinion from other staff if necessary.
- 7 For the above reasons it is directed that evidence be pre-provided for in accordance with the following timetable:
 - The Council will circulate the section 42A Officers' Report to all the parties by no later than **Wednesday 4th September 2024**.
 - The Applicant must provide any response and/or final briefs of evidence to the Council in an electronic form by no later than Wednesday **11th September 2024**.
 - The Hearing Panel will indicate (having read all the material) if they have any questions by the **19th September 2024**.

Briefs of evidence are to be addressed to Planning KDC planning@kaikoura.govt.nz



Dean Chrystal
Hearing Commissioner (Chair) on behalf of the Hearing Panel
2nd September 2024