

HEARING OF PLAN CHANGE 5 BY THE HAMILTON CITY COUNCIL

PEACOCKE STRUCTURE PLAN

DIRECTION #4

INDEPENDENT HEARING PANEL

PURPOSE

The purpose of Direction #4 is to amend the timetable for the exchange of further evidence and legal submissions by The Adare Company Limited.

INTRODUCTION

1. By Memorandum of Counsel dated 21 September 2022, The Adare Company Limited (Adare) seeks directions extending the deadline (set in direction #2) for filing urban design and architecture rebuttal evidence and, in consequence, its legal submissions.
2. The reason stated is that submitter Woolworths' respective experts did not attend the relevant expert conference and their evidence takes issue with the Joint Witness Statement produced by that conference, necessitating the production of further evidence.
3. The Memorandum also seeks a "please explain" direction for Woolworths.
4. The Panel has subsequently received an email from Woolworths (copied to Adare among others) refuting certain of the Memorandum's submissions.

REBUTTAL EVIDENCE AND LEGAL SUBMISSIONS

5. The Panel amends Direction #2 as follows.
6. Adare's urban design and architecture rebuttal evidence is to be filed with Mr Rice no later than 4pm Thursday, 22 September 2022.
7. Adare's legal submissions are to be filed no later than 12pm Tuesday, 27 September 2022.
8. The Panel sees no need to require further explanation from Woolworths, deeming the extension granted to Adare to have cured any ill created.
9. All other directions remain as given.

All material required by this Direction shall be sent through the Hearing Administrator, Mr Steve Rice: steve@riceres.co.nz to be placed as soon as practicable on Council's website and all parties advised accordingly.



David Hill (Chairperson)
Independent Hearing Panel

21 September 2022