

PC78 – Estuary Estates, Private Plan Change

Hearing Information Sheet for Submitters

This information sheet is to provide you with an overview of the hearing process for Private Plan Change 78 – Estuary Estates. Plan Changes are regulated under the Resource Management Act 1991 and must be undertaken in accordance with the requirements of the Act.

Hearing Dates:

The Hearing is scheduled to commence on **23 November 2020 – 25 November 2020**. Subject to the final numbers of confirmed attendees, the Hearing will proceed over subsequent days and you will be advised of your scheduled attendance time and date at least 5 days prior to 23 November 2020. You are of course welcome to attend the entire hearing.

Venue:

The Mangawhai Domain Hall
75 Moir Street
Mangawhai

Please note: No catering to be supplied, please provide your own food and refreshments.

The Hearing Procedure

The procedure for this hearing (as a private plan change) will be:

- The Applicant will be called upon to present their case. The applicant may be represented by legal counsel and may call expert witnesses in support of the application. Any expert evidence will be pre-circulated to all parties prior to the hearing (see the Hearing Panel's Direction). Each speaker may then be questioned by the Hearing Panel. Submitters are not able to ask questions of the Applicant.
- Submitters (for and against the plan change) will then be given the opportunity to present their respective cases. Submitters may also be represented by legal counsel and may, if they chose, call expert witnesses on their behalf. Any expert evidence will be pre-circulated to all parties prior to the hearing (see the Hearing Panel's Direction). Each speaker may then be questioned by the Hearing Panel. The Applicant is not able to ask questions of the Submitters.
- After the Applicant and Submitters have presented their cases, the Council's planner (and potentially other Council experts) who prepared the section 42A hearing report (and which will have been made available to the parties

prior to the hearing) the opportunity to address any issues raised by the Applicant or Submitters.

- The Applicant will then be given the opportunity to reply to any matters raised in the hearing, and sum up their case. The Hearing Panel may ask further questions of the Applicant at this stage in relation to the reply.
- The Hearing Panel may then adjourn or close the hearing.

Attendance:

Please report to the Hearing Coordinator at least 15 minutes prior to your scheduled speaking time.

Speaking to your submission:

When your name is called, you may present your evidence and elaborate on the points you have raised in your submission(s). You may **NOT** however, ask to do more than what you requested in your original submission. When you have finished presenting your submission(s) the Chairperson may invite members of the Panel to ask questions. Only members of the Panel may ask questions and no cross-examination is allowed.

Please note that the proceedings may be recorded to assist with minute taking and reporting.

Hearing Panel's Recommendation

After the Hearing, the Hearing Panel will formulate a recommendation to Council on the Plan change – and whether a submission should be accepted, accepted in part, or not accepted. In making these recommendations the Hearing Panel will consider the evidence of the Applicant, the evidence of the Submitters (the submissions and further submissions) the Reporting Planner's recommendations and the evidence presented at the hearing.

The Council will consider the recommendations of the Hearing Panel and will then decide whether an application for the Plan Change will be accepted, accepted in part, or not accepted. The Applicant and all submitters will be notified of Council's decision with details of the appeal process if any party wishes to appeal the decision of Council in respect of their submission(s).

Equipment:

A data projector and screen will be available at the hearing venue for use by submitters. Any images or presentations should be provided to Council in electronic form at least 3 days before the hearing to be loaded onto our system.