

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

AND

IN THE MATTER of **a Notice of Requirement (NoR)** from the Ministry of Education to the Kaipara District Council to designate land for educational purposes to enable the relocation of Te Kura Kaupapa Maori O Ngaringaomatariki to 9 Tawa Road, Kaiwaka – Lot 5 DP 388478 (the site) and to enable the use of the site as a Kura Kaupapa Māori for years 0 to 13 and a Puna Reo and referenced RM230077

HEARING DIRECTION 1 FROM THE INDEPENDENT HEARINGS COMMISSIONER

1. Pursuant to section 34A of the RMA, Kaipara District Council (the Council) has appointed me William (Bill) Smith as sole Independent Hearings Commissioner to consider the above NoR. . My function is to hear the application and submissions and make a recommendation on the NoR proposal.
2. The NoR's aim is as shown above and in the application documentation.
3. I have reviewed the application and the submissions that have been lodged and accordingly direct the following:
 - (a) The hearing is scheduled to be held on Tuesday 21 November 2023 and Wednesday 22 November 2023 (if needed) and will start at 9am each day. The hearing venue will be advised to all appropriate parties in due course.
 - (b) Pursuant to section 42A of the RMA, the S42A hearing report is to be with the Council's Planning Technical Support Officer, Jodi Tollemache by **9am on Monday 30 October 2023** and shall be released to all parties no later than **4pm on Monday 30 October 2023**.
 - (c) Pursuant to sections 41B(1) and (2) of the RMA, the Applicant's expert evidence (evidence given by a professional with specialist qualifications and experience) is to be provided to the Council's Planning Technical Support Officer (rmanotified@kaipara.govt.nz) no later than **midday on Monday 6 November 2023** and will be made available to the parties and on the Council's website no later than 4.00 pm on the same day.
 - (d) Pursuant to sections 41B(3) and (4) of the RMA, any submitter who intends to call expert evidence at the hearing (evidence given by a professional with specialist qualifications and experience) is to provide that evidence to the Council's Planning Technical Support Officer no later than **midday on Monday 13 November 2023**

and will be made available to the parties and on the Council's website no later than 4.00 pm on the same day.

- (e) Pursuant to sections 41B(1) and (2) of the RMA, any rebuttal evidence to be provided by the Applicant is to be provided to the Council's Planning Technical Support Officer no later than **midday, on Friday 17 November 2023** and will be made available to the parties and on the Council's website no later than 4.00 pm on the same day
 - (f) The hearing as shown above shall commence **at 9am on 21 November 2023** and has been set down for two (2) days.
4. While these Directions do not apply to lay or non-expert statements/evidence, I would appreciate any written statements to be presented at the hearing by submitters to be provided to the Council's Planning Technical Support Officer no later than **midday on Tuesday 14 November 2023** and this will be made available to the parties and on the Council's website no later than 4.00 pm on the same day
 5. I also encourage all parties to pre-circulate any opening legal submissions in advance of the hearing, preferably no later than **midday on Friday 17 November 2023**. I and other parties will be greatly assisted if the legal submissions can be pre-read.
 6. The purpose of these Directions is to provide the opportunity for me and all the other parties to have read and considered any legal submissions, evidence or statements in advance of the hearing to assist in understanding the case being presented. As I will have read all the pre-circulated material before the hearing, there will be no need for it to be read out. An executive summary maybe read out or the key points highlighted.
 7. Any enquiries regarding these Directions or related matters should be directed to the Council's Planning Technical Support Officer, Jodi Tollemache, by email at rmanotified@kaipara.govt.nz.



William (Bill) Smith, Chair and independent Hearings Commissioner
3 October 2023