

Wellington City Council  
Proposed Plan Change 83 – Kiwi Point Quarry

**Hearing Panel Minute 5**

**26 November 2018**

Request for the late submission of evidence

**Introduction**

1. The Panel has received a request from the Council, in its capacity of preparing the s42A report to the Panel, to submit a late technical report. The report relates to wind effects.
2. The submission of the report would be outside the exchange of evidence timetable previously directed by the Panel. The precise date of completion remains at the present moment, unknown. However the Council has advised the Panel that it will be available in advance of the hearing.

**Background**

3. The Council has commissioned a technical report to respond to an issue raised in the submission received from Submitter 36 (A Garty). The submission was received during the period when the Council called for submissions from potentially affected parties who weren't notified during the original notification period.
4. The submission has raised the issue of wind effects being potentially exacerbated as a result of changes in landform at the quarry. The Council is therefore seeking to adduce a technical report to address this matter. The Council has commissioned Mr Mike Donn to prepare the report.

**Discussion**

5. The key question for the Panel in considering the request is whether granting leave to the request would prejudice any other party. Provided that the report is made available prior to the hearing (and as much in advance of the hearing as is possible), the Panel is satisfied that no party will be prejudiced.
6. It is ultimately in the interests of all parties that the issue raised by the submission is addressed. Should this report not be commissioned, the Panel may have to request such a report in any event.

## **Decision**

7. Accordingly, the Panel grants the leave sought and:

- asks that the Council advise the Panel as soon as it is able the date when the report will be available
- asks that the Council provides the report as soon as possible in advance of the hearing.

For and on behalf of the Plan Change 83 Hearing Panel:

A handwritten signature in black ink, appearing to read 'Alick Shaw', with a large, sweeping initial 'A'.

Alick Shaw  
**Chair**