

IN THE MATTER OF  
AND  
IN THE MATTER OF

The Resource Management Act 1991,  
Application RM 220003 by Paoanui Point Ltd to  
the Central Hawke's Bay District Council

**DRAFT** MINUTE NO. 6 / TE PĀNUI TUATAHI OF THE HEARING PANEL

Dated: 12 September 2023

Greetings Tēnā tātou katoa,

**Background:** Below is a Draft version of Minute No 6, relating to the Application RM 220003 lodged by Mr James Bridge on behalf of Paoanui Point on 22 December 2021, and which was the subject of the Hearing held in July. We are conscious of the requirement to avoid delays when resource consents are being considered, as well as the need for us to keep all parties informed about the process and to circulate information to all parties. Before issuing any direction about the formal closing of the Hearing and the subsequent decision-making process, we are keen to share with all parties some issues which we are facing and to seek your approval of our proposed actions.

"On Monday 11 September, as directed by our Minute No 5, the Applicant's solicitors provided a revised Timetable which will shortly be circulated to all parties and published on the Website. The extension of time was in recognition of issues they were facing relating to availability of the planning witnesses to caucus and the solicitors' involvement in a ten-week trial in the Wellington High Court.

This proposed Timetable provides **Monday 9 October** as the date when the Reply would be provided.

As we advised in Minute No 5, on the understanding that the formal Reply and potential conditions would be available on the earlier date of **Monday, 4 September**, we had put aside times to read the material presented and had anticipated being able to close the Hearing officially within a week or so, provided the Reply addressed the matters we directed verbally at the hearing and no further information was required. We also mentioned that we also have professional and other commitments later this month and during October, which would mean that our availability to convene to make decisions would be limited until November.

We can now confirm that because of plans made well before the Hearing process was begun, one of us will be overseas for a period which would mean that the earliest date we could meet for a formal closure of the hearing would now be Tuesday 7 November. We recognise that if the Applicant's solicitor's Reply is provided on 9 October, as now proposed, we would be obliged to extend the timeframes under section 37 of the Act.

We therefore would appreciate the response of the Applicant's solicitors, to the suggestion that we direct that the final date for the Reply be **5pm on Monday, 30 October**. This date would enable the witnesses to undertake further joint meetings, if that were required, and would enable us to close the hearing as soon after **Tuesday, 7 November** as possible (while recognising that if overseas flights are disrupted for any reason there might be delays).

We would appreciate the solicitors' response, and comments from any other parties, by **5pm on Thursday, 14 September 2023.**"

Hei kona ra,

Eileen von Dadelszen on behalf of the Panel

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