

IN THE MATTER OF the Resource Management Act 1991
AND
IN THE MATTER OF Vaco Investments (Waipu Project)
 Ltd – Subdivision, land use and
 discharge consents – 47 Millbrook
 Road, Waipu, Pt Lot 1 DP 44163 NA
 26A/257

RESOURCE MANAGEMENT ACT 1991

DIRECTION #5

HEARING PANEL

PURPOSE

1. The purpose of Direction #5 is to set out a revised timetable for report, evidence and legal submissions exchange.

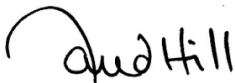
DIRECTIONS

2. Pursuant to sections 34 and 34A RMA Whangarei District Council (WDC) and Northland Regional Council (together *the Councils*) have appointed independent hearings commissioners David Hill (chair) and Dr Lee Beattie (*the Hearing Panel*) to hear and decide the subdivision, land use and discharge resource consent applications by Vaco Investments (Waipu Project) Ltd (*the applicant*) relating to land at 47 Millbrook Road, Waipu.
3. The Hearing Panel's Direction #1 of 19 March 2024 is cancelled and replaced by this Direction.
4. The hearing is now set down for Monday, 14 October 2024 and Tuesday, 15 October 2024 at Whangarei District Council, 9 Rust Avenue, Whangarei commencing at 9.00am each day.
5. Pursuant to sections 41B & 41C RMA, the following timetabling directions are made:
 - (a) The applicant's revised application shall be lodged no later than 4pm Friday, 9 August 2024.
 - (b) The Councils' revised section 42A hearing report shall be made available no later than 4pm Wednesday, 18 September 2024.
 - (c) The applicant's expert evidence shall be lodged with WDC no later than 4pm Wednesday, 25 September 2024.
 - (d) Any submitter's expert evidence shall be lodged with WDC no later than 4pm Wednesday, 2 October 2024.

- (e) Any opening legal submissions (including any rebuttal evidence that qualifies as such under the Environment Court’s Practice Note 2023) shall be lodged with WDC no later than 4pm Wednesday, 9 October 2024.

All the above documents shall be made available on Council’s website as soon as possible following lodgement.

6. All reports and evidence will be taken as read unless otherwise advised by the Panel.
7. For the avoidance of doubt:
 - (a) lay submitter representations are not required to be pre-circulated (although that is certainly encouraged) and may be presented on the day of appearance; and
 - (b) *expert evidence* is evidence from witnesses who qualify as such in terms of the Environment Court’s Practice Note 2023.
8. Should expert conferencing be directed, such shall be scheduled during the week of 19 – 23 August 2024. The Hearing Panel will issue further directions regarding this matter once any topic areas for expert conferencing have been determined.
9. Any queries or correspondence related to this Direction should be sent through to the Hearing Coordinator, at consentsadmin@wdc.govt.nz.



David Hill (Chairperson)
Hearing Panel

12 June 2024