

IN THE MATTER OF Resource Management Act 1991

AND

IN THE MATTER OF The hearing of submissions in relation to
the Proposed Timaru District Plan

MINUTE 16 DIRECTIONS REGARDING LATE FURTHER SUBMISSION

DATED 18 October 2024

1. INTRODUCTION

[1] The Council received a late further submission from Inspire Residential Ltd (Mr Gonczy) in relation to a submission from Mr Templeton (submitter 78) that requested the heritage listing of a property at 32 Bidwell Street, Timaru and referred the correspondence to the Hearing Panel¹ for its determination in accordance with section 37A of the Resource Management Act 1991 (RMA).

[2] The Council filed a memorandum explaining that the further submission is from the owner of the property who is based in Auckland so was not aware of the submission requesting the listing of 32 Bidwell Street until the Council s42A Report Author contacted the owner to arrange access to the property.² The Council is not opposed to the Panel receiving the late further submission and further notes the following relevant considerations:

- (a) Inspire Residential Ltd is directly affected by the proposal to include 32 Bidwell Street in SCHED3;
- (b) the Council understands that Mr Gonczy lives in Auckland and was not aware of the submission relating to the property;

¹ The Timaru District Council ("the Council") appointed Cindy Robinson (Chairperson), Ros Day-Cleavin, Councillor Stacey Scott, Jane Whyte, Megen McKay, and Raewyn Solomon ("the Panel") to hear submissions and further submissions, and evidence to make decisions on the Timaru Proposed District Plan ("the Proposed Plan") pursuant to Section 34A(1) of the Resource Management Act 1991 ("RMA"). Our delegation includes all related procedural powers to conduct those hearings.

² Memorandum of Counsel for the Council, 16 October 2024.

- (c) the section 42A officer is aware of Mr Gonczy's views on the submission and will take those views into account in making recommendations to the Panel; and
- (d) accepting the further submission is not likely to result in any delay because the section 42A report will be published on 10 December 2024 and Hearing E is scheduled for 10 – 14 February 2025.

2. DIRECTIONS

[3] Before the Panel considers the request to waive the timeframe for receiving a further submission can the Council please serve a copy of this Minute together with the Council's Memorandum on the originating submitter 78 and confirm that Mr Gonczy has served a copy of the late further submission on submitter 78.

[4] If submitter 78 wishes to comment on the waiver of time to receive the late further submission he may do so by the close of business on Wednesday 23 October 2024.

[5] The Council has advised that at least one other owner of a property where submitter 78 has requested a heritage listing may also wish to lodge a late further submission. It would assist if the Council could follow up with that person and forward (and serve on the affected submitter) any requests for a waiver of time to receive a late further submission as soon as possible so the Panel can issue a decision on both matters together.

Dated this 18 October 2024



C E ROBINSON - CHAIR ON BEHALF OF THE HEARINGS PANEL