

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 11 DIRECTIONS SUBMITTER (184) NEW ZEALAND HEAVY HAULAGE
ASSOCIATION**

DATED 15 JULY 2024

1. INTRODUCTION

[1] The Timaru District Council ("the Council") hearing panel¹ ("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").²

[2] The purpose of Minute 11 is to respond to a request from New Zealand Heavy Haulage Association (the Association) to attend Hearing Stream B – Rural and Urban zones, notwithstanding their submission has been allocated to Hearing Stream F General District Wide Matters.

[3] By email on 11 July 2024 Counsel for the Association requested clarification as to the hearing stream they had been allocated to. It appears that the submitter had already had communication with the Council on 1 July and indicated their intention to attend Hearing B, and subsequently filed a statement of evidence from the Chief Executive for the Submitter.³

[4] Subsequently counsel for the Association advised by email on 12 July 2024 that:

The Association would abide any directions by the Commissioners on the issue. The Association had intended to appear at all relevant zone hearings – on the basis that permitted activity status (with standards) is sought in all relevant zones where new in situ residential buildings are permitted – however if the Panel prefers to consolidate the relocated buildings issue to the later hearing

¹ Cindy Robinson (Chairperson), Ros Day-Cleavin, Councillor Stacey Scott, Jane Whyte, Megen McKay, and Raewyn Solomon

² Our delegation includes all related procedural powers to conduct those hearings.

³ Statement of Evidence of Johnathan Bhana-Tomson, 5 July 2024

stream (hearing stream F, for April 2025) then the Association would abide that approach.

[5] The Panel note that the originating submission from the Association addresses matters which are relevant across all zones where they seek to have rules enabling relocatable buildings, however, because it is principally about relocatable buildings the submission has been allocated to Hearing Stream F which addresses district wide matters, including specific provisions for relocatable buildings. The hearing allocation has been published for some time, and the submitter had not previously raised the issue. Consequently, the s42A Report Authors who are addressing matters in Hearing B, have not addressed the issue of relocatable buildings. We also note that there are at least five related further submissions, in support and opposition, who have not been made aware that the Association is to call evidence in Hearing B.

[6] Our preferred approach is for the submitter to appear at Hearing F; that way the Panel can consider the issue in the round.

[7] We assure the Association, and the related further submitters, that although the hearings are being conducted in stages the Panel is not making a decision until the end of the process. We will keep in mind the place of district wide matters for each specific zone as we move forward.

2. DIRECTIONS

[8] The submission of the New Zealand Heavy Haulage Association (184) to remain in Hearing Stream F.

[9] The Association is to clarify with the secretariat whether they wish the statement of evidence filed on 5 July 2024 to be uploaded to the website under hearing F, or if they wish to withdraw it for the time being.

Dated this 15 July 2024



C E ROBINSON - CHAIR ON BEHALF OF THE HEARINGS PANEL