

**PALMERSTON NORTH CITY COUNCIL**  
**RC LU 5331**  
**ALL SAINTS CHURCH – 338 CHURCH STREET**  
**MINUTE 7 OF HEARING PANEL**

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**Introduction**

1. On 5 March of this year, we issued Minute 6, which (among other matters) updated all parties on the process that we set out in Minute 5 concerning a legal review of a procedural matter; and outlined the process for receiving the Applicant's final right of reply.
2. The purpose of this Minute is to record the receipt of the Applicant's right of reply and to provide all parties with an indicative timeframe for closing hearing and issuing a decision.

**Applicant's written right of reply**

3. Mr Maassen, counsel for the Applicant, has now filed his final legal submissions in reply. They are dated 25 March 2021.
4. Attached to those submissions is a reply statement by Mr Forrest and by Mr Neall addressing matters that arose during the hearing, including addressing the critique by the Council in legal submissions of some of the evidence presented by the Applicant.
5. Also attached to the right of reply (as Attachment 1) are conditions prepared by Mr Forrest that he recommends as part of his reply evidence.
6. All of the above reference material can be found on the Council's web page [here](#).

**Process for completing the hearing**

7. The hearing remains adjourned. No party has requested that the hearing be reconvened and so now that we have the Applicant's written reply, we will turn to our deliberations. These will commence next week. If we are satisfied that we have all information necessary to make our decision on the application, we will complete the deliberations in the coming weeks and formally close the hearing by way of further minute.
8. Should we find that we require any further information from any party, we will set out a process for receiving that information, concluding our deliberations and formally closing the hearing.
9. We will deliver our decision to the Council once we have completed our deliberations and formally closed the hearing. The decision will be delivered within the statutory timeframes required under the RMA.

## Next Steps

10. It is probable that we may issue an additional minute in the coming week following our initial deliberations. That would either signal that we are satisfied, we have sufficient information and would signal the formal closure of the hearing, or it would signal that we need some clarification of the material received or any further information. Should the latter happen we would provide all parties with the opportunity to comment.
11. For any questions of clarification regarding the above, we ask that parties email Ms Figlioli at [susana.figlioli@pncc.govt.nz](mailto:susana.figlioli@pncc.govt.nz) in the first instance.
12. We thank everyone for their patience as we complete these final procedural matters.

26 March 2021



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DJ McMahon  
Hearing Panel Chair

**For and on behalf of:**  
Commissioner J Black  
Commissioner H Lutz  
Commissioner DJ McMahon