

PALMERSTON NORTH CITY COUNCIL
RC LU 5331
ALL SAINTS CHURCH – 338 CHURCH STREET
MINUTE 8 OF HEARING PANEL

Introduction

1. As foreshadowed in Minute 7, we have now commenced our deliberations.
2. The purpose of this minute is to report back on one procedural matter we addressed during deliberations, and to formally record the closure of the hearing.

Procedural matter – ‘rebuttal’ evidence for the applicant

3. As noted in Minute 7, the Applicant attached evidence in reply from Mr Forrest and Mr Neall to its written reply. Those statements addressed matters that arose *during* the hearing.
4. We note also, that at the start of the hearing the Applicant sought to table ‘rebuttal evidence’ from Mr Forrest, Mr Neall and Mr Brown which addressed matters raised in the evidence of other experts circulated *before the hearing*. As we did not set out a formal process for rebuttal evidence to be tabled in the evidence exchange, we made a verbal ruling at the outset of the hearing that we would not receive the rebuttal evidence at that time. We advised that the Applicant would be able to table the rebuttal evidence and any further evidence with its reply in due course, however.
5. The Applicant did not specifically refer to the rebuttal evidence in its reply, nor did it attach the rebuttal evidence. We note, however, that counsel for the Applicant, Mr Maassen, signalled to us after we made the initial ruling that the rebuttal evidence would be tabled as part of the Applicant’s reply.
6. Accordingly, we record that we have now formally received the three rebuttal statements in addition to the Applicant’s written reply.

Hearing closure

7. Having commenced our deliberations, we are satisfied that we have sufficient information before us to continue and make a decision.
8. The hearing is accordingly **closed** as at today, **9 April 2021**.

Closing comments from the Panel

9. We wish to take the opportunity with this final minute to signal our thanks to all parties for their constructive input before, during and after proceedings.
10. We benefitted greatly from the expertise of the various witnesses called, and from all the submitters who took the time to present to us. It was evident that a great

deal of time and energy has been invested in the application by all participants – and we are grateful for the assistance that has afforded us.

11. We will now turn to writing our decision, which will be issued within the statutory timeframes, being no later than 3 May 2021.

9 April 2021



DJ McMahon
Hearing Panel Chair

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