

IN THE MATTER OF the Canterbury Earthquake
(Christchurch Replacement District Plan)
Order 2014

AND

IN THE MATTER OF decisions on a late submission pursuant to
Clause 3(1)(e) of Schedule 2 and Clause 5 of
Schedule 3 to the Order

Date: 17 May 2016

RECORD OF DECISION

[1] We have received an application by the Christchurch Methodist Mission’s Wesley Care facility (‘Wesley Care’) for leave to lodge a late Further Submission in relation to Stage 3 Chapter 9 Natural and Cultural Heritage, Topic 9.4, Schedule of Significant Trees.¹ Wesley Care has recently become aware that, in response to a submission by the Christchurch Civic Trust (3700), a large English Elm was now proposed to be listed by the Council. The tree had been protected under the Existing District Plan, but the Council had expressly advised the land owner that the tree would not be listed in the Replacement District Plan. Wesley Care opposes the Christchurch Civic Trust submission and seeks that the Council’s original decision to delist the tree should be confirmed.


[2] The request to make a late further submission is very late. However, as the Christchurch Civic Trust submission directly affects the Wesley Care property, and Wesley Care had not received any formal notice of the change in position by the Council, or of the request by the original submissions, until the caretaker contacted the Council in April this year with a query regarding when the Replacement District Plan would take effect, I have concluded that in the interests of fairness the time for making a further submission should be waived.

¹ Late further submission by Wesley Care, 4 May 2016

[3] I order as follows:

- (a) The time for filing a further submission by Wesley Care is waived.
- (b) If Wesley Care has not already done so, the agent for Wesley Care is to serve the late further submission on Christchurch Civic Trust.
- (c) The Council is to serve a copy of this decision on Christchurch Civic Trust and Wesley Care.

[4] The Council is to update the submissions database.



The Honourable Sir John Hansen
Chair