

**BEFORE THE CHRISTCHURCH REPLACEMENT  
DISTRICT PLAN HEARINGS PANEL**

**IN THE MATTER** of the Resource  
Management Act 1991  
and the Canterbury  
Earthquake  
(Christchurch  
Replacement District  
Plan) Order 2014

**AND**

**IN THE MATTER** of the proposed  
Christchurch  
Replacement District  
Plan

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**MEMORANDUM OF COUNSEL REGARDING PROVISIONS THAT WERE LEFT  
OPEN FOR SUBMISSION IN THE NOTIFIED VERSION OF THE E-PLAN**

**1 OCTOBER 2015**

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**MAY IT PLEASE THE PANEL:**

1. This memorandum of counsel is filed on behalf of the Christchurch City Council (**Council**) in response to the request for clarification by the Hearing Panel made by way of an email from Cindy Robinson dated 1 October 2015.
2. The email sought clarification as to whether the Council considered that Stage 1 submitters need to be notified on the ability to be heard on Appendix 16.7.2 or whether this is not necessary given the coding error identified in paragraph [4] of the Council's memorandum of 30 September 2015.
3. We have been instructed by the Council that no Stage 2 submissions were received on Appendix 16.7.2 (the only submission that was coded against this Appendix in Stage 2 was the Corston's submission which was coded in error as explained at paragraph [4] of the Council's 30 September 2015 memorandum). Therefore, the Council considers that there is no need to defer decision making on Appendix 16.7.2 (i.e. it should be considered as part of the Stage 1 decision on the Commercial Proposal), and the reference to that Appendix at paragraph [2.1] of the Council's memorandum of 30 September 2015 should therefore be ignored.
4. For completeness, the Council records that as Appendices 16.7.11 – 16.7.13 were not notified in Stage 1, the references to those Appendices in paragraph [2.1] of the Council's memorandum of 30 September 2015 can also be ignored (as there will not have been any Stage 1 submitters on those Appendices).

**DATED** this 1<sup>st</sup> day of October 2015



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J G A Winchester / K E Viskovic  
Counsel for Christchurch City Council