

Minute from the Hearing Panel – regarding:

The Director-General of Conservation (DOC) seeking to file supplementary expert planning evidence (a section 32AA further evaluation) for the Block 2 Hearing.

DOC filed its legal submissions in relation to the Block 2 hearing on 20 June 2019. DOC is to present these and its evidence before the Hearing Panel (Panel) at 9.00 am Tuesday 25 June 2019. The legal submissions have been posted on the Council's website.

Attached to Ms Tumai's legal submissions is a "*Further evaluation of relief sought under s32AA of the RMA*". That further evaluation has been prepared by DOC's expert planner Ms Kissock on the policies and rules being heard as part of the Block 2 hearing.

The Panel considers this further evaluation is supplementary expert evidence.

The Panel's Hearing Procedures and Directions document (5 November 2018) sets out at section 12 - Late or supplementary evidence (paragraph 60)

Late or supplementary evidence will only be accepted at a hearing session:

- a. where circumstances make it necessary for such evidence to be provided; and*
- b. with the leave of the Hearing Panel.*

DOC will need to seek leave for Ms Kissock to present the supplementary planning evidence. This would need to address:

- The circumstances that make it necessary for this evidence to be provided (including why it was not provided as part of Ms Kissock's evidence-in-chief); and
- Potential prejudice to other parties from its provision at this point in the Block 2 hearing.

If any other party wishes to be heard on whether Ms Kissock's supplementary evidence should be received by the Panel, they may either file a memorandum with Mr Rice or appear at the hearing at 9.00 am on Tuesday 25 June 2019.



Greg Hill

Chairman of the Hearing Panel.

21 June 2019