

IN THE MATTER

of the Resource Management Act 1991

AND

IN THE MATTER

of Hearing of Submissions and Further
Submissions on the Proposed Gore
District Plan

Memo No. 1 from the Hearing Panel

To Matt Heale, Consultant Planner

LEGAL ADVICE

1. The Hearing Panel has noted the public notification of an addendum to the Summary of Submissions referring to the submissions from the Hokonui Rūnanga, McNabb Management Ltd and Transpower New Zealand Ltd. In general terms, these submitters express support for any District Plan provisions not referred to explicitly in their submissions.
2. The Hearing Panel anticipates questions being raised at the hearings, questioning the status and ability of these three submitters to appear at the hearings or submit further material for the Panel's consideration. The Panel wishes to be prepared should this arise and to also ensure that the approach of the Panel and the writers of the section 42A Reports is appropriate.
3. The Hearing Panel seeks written legal advice with respect to the following questions:
 - 3.1 Do these submitters have a right appear at hearings or submit further material to the Hearing Panel to consider regarding those provisions where they have not lodged explicit submissions?
 - 3.2 If the advice to 3.1 is in the affirmative, is there any restriction on the scope of their input? For clarity, are they able to comment on changes sought to

provisions by other submitters and/or promote further amendments to provisions?

- 3.3 If these submitters do have a right to appear at the hearings or submit further information, natural justice likely requires a statement being included in the Section 42A Report drawing this to the attention of other submitters. Further, should these submitters, if attending the hearing, speak first so other submitters are aware of what is presented, or does it not matter?



Keith Hovell
Hearings Panel Chair

24 May 2024