

IN THE MATTER OF the Resource Management Act 1991 (the 'RMA')

AND

IN THE MATTER OF Five Notices of Requirement (NoR) for the Papakura to Bombay Project Stage 2 by NZ Transport Agency Waka Kotahi (NZTA)

DIRECTION #1 OF THE HEARING PANEL – EVIDENCE TIMETABLE

1. Pursuant to sections 34 and 34A of the RMA, Auckland Council (the Council) has appointed a Hearing Panel consisting of three independent hearing commissioners – Dave Serjeant (Chair), Nigel Mark-Brown and Basil Morrison. The Hearing Panel's function is to hear the applications and submissions and make recommendations to the Requiring Authority on the five Notices of Requirement (NoR). It is also to deal with any procedural matters.
2. The Papakura to Bombay (P2B) Project Stage 2 includes five (5) Notices of Requirement. The purpose the P2B Project Stage 2 is to provide upgrades to SH1 between Drury South and Bombay, improving accessibility for all road users (including active modes), and support regional growth through the improvement of safety, functionality, and resilience of the existing transport corridor.

The five NoR's are:

NoR 1: Alteration Designation 6706 State Highway 1 – Takanini to Drury. Notice of requirement lodged by NZTA to alter State Highway 1 (SH1) Designation 6706 'Motorway – between Takanini and Hamilton' to authorise the construction, maintenance and operation of SH1 improvements between an area 200 metres north of Quarry Road overbridge and, an area north of the proposed Drury South Interchange, and associated infrastructure (NoR 1).

NoR 2: Alteration Designation 6700 State Highway 1 – Drury to Bombay. Notice of requirement lodged by NZTA to alter State Highway 1 Designation 6700 'Motorway' to authorise State Highway 1 (SH1) improvements to an area between south of Quarry Road overbridge and the SH1 Great South Road overbridge at Bombay, including construction of a new interchange at Drury South, and associated infrastructure (NoR 2).

NoR 3: Alteration Designation 6701 State Highway 1 – Bombay. Notice of requirement lodged by NZTA to alter State Highway 1 Designation 6701 'Motorway' to authorise State Highway 1 (SH1) improvements between the SH1 Great South Road overbridge at Bombay and Bombay/Mill Road Interchange, and associated infrastructure (NoR 3).

NoR 4: Shared User Path. Notice of requirement lodged by NZTA for the designation for a new Shared User Path (SUP) to be constructed from an area 200m north of Quarry Road to the existing Bombay/Mill Road Interchange, and associated infrastructure (NoR 4). The SUP will include the construction of a new overbridge at Great South Road, and tie-in infrastructure at all new and/or upgraded interchanges. This NoR provides a continuation of the SUP authorised under NZTA Designation 6778 (approved under Stage 1B1 of the Papakura to Bombay Project).

NoR 5: Drury South Interchange Connections. Notice of requirement lodged by NZTA for the designation for a new state highway to be constructed at the proposed Drury South Interchange and provide direct transport connections between State Highway 1 (SH1) and Quarry Road (to the east) and Great South Road (to the west). This includes a new overpass across State Highway 1 at Drury South Interchange, and associated infrastructure (NoR 5).

3. The NoRs have been the subject of notification and submissions have been received. The hearing is scheduled to commence on **Tuesday 19 November 2024**.
4. The reason for this Direction is to establish dates for the provision of reports and/or expert evidence on the five NoRs so that the proceedings can be conducted in an efficient and effective manner.
5. In terms of procedural matters, section 41B of the RMA provides that the Council may direct that evidence from any expert be provided to the parties before the hearing. Section 42A of the RMA provides that the Council may prepare a report on the matters to be considered and be provided prior to the hearing. The Hearing Panel is aware that a section 42A report is being prepared by the Council.
6. The Chairperson has considered whether any directions are appropriate under either or both of sections 41B and 42A.
7. The Hearing Panel directs the following:
 - (a) The Councils officer's section 42A RMA reports are to be provided to the Hearings Advisor no later than **9am, Wednesday 11 September 2024** and published on Council's website by **5pm on Friday 13 September 2024**.
 - (b) The Requiring Authority is to provide their evidence to the Hearings Advisor by **midday, Tuesday 8 October 2024** for circulation to the Hearing Panel, the submitters and the Councils officers. The evidence is to be placed on Council's website by 5pm that same day.
 - (c) Submitters are to provide expert evidence to the Hearings Advisor by **midday, Friday 1 November 2024** for circulation to the Hearing Panel, the Requiring Authority and the Councils officers. The evidence is to be placed on Council's website by 5pm that same day.

- (d) The Requiring Authority is to provide its rebuttal evidence to the Hearings Advisor by **midday, Monday 11 November 2024** for circulation to the Hearing Panel, the submitters and the Councils officers. The evidence is to be placed on Council's website by 5pm that same day.
 - (e) Submitters are requested to provide lay or non-expert statements/evidence to the Hearings Advisor by **midday, Monday 11 November 2024** for circulation to Hearing Panel, the Requiring Authority and the Councils officers. The evidence is to be placed on Council's website by 5pm that same day.
 - (f) The Requiring Authority is requested to provide its legal submissions to the Hearings Advisor by **midday, Friday 15 November 2024** for circulation to the Hearing Panel, the submitters and the Councils officers. The submissions are to be placed on Council's website by 5pm that same day.
- 8. The purpose of these Directions is to provide the opportunity for the Hearing Panel and the other parties to have read and considered any legal submissions, evidence or statements in advance of the hearing to assist in understanding the case being presented. As the Hearing Panel will have read all the pre-circulated material before the hearing, there will be no need for it to be read out. An executive summary maybe read out or the key points highlighted.
 - 9. This Direction is to be circulated to all the parties to the hearing by the Hearings Advisor, Mr Donovan.
 - 10. The Hearing Panel encourages the requiring authority to engage with submitters and with the Council to address issues of contention
 - 11. Any correspondence relating to this Direction and related matters should be sent to the Hearings Advisor, Mr Donovan via bevan.donovan@aucklandcouncil.govt.nz.



Dave Serjeant (Chair)
for the Hearing Panel

27 August 2024