

Before the Independent Hearings Panel

In the matter of the Resource Management Act 1991 (**RMA**)

And

In the matter of Proposed Plan Change 78: Intensification to the Auckland Unitary Plan Operative in Part (**AUP**)

**Further memorandum of counsel for Auckland Council regarding
correspondence from Minister of Housing, Infrastructure, Sport &
Recreation, and RMA Reform to Auckland Council dated 8 May 2024**

Date: 21 May 2024



Solicitor on the Record
Contact solicitor

Diana Hartley
Anne Buchanan

diana.hartley@dlapiper.com
anne.buchanan@dlapiper.com

+64 9 300 3826
+64 9 300 3807

Level 15, PwC Tower
15 Customs Street West, Auckland 1010
PO Box 160, Auckland 1140
Tel +64 9 303 2019

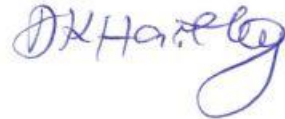
MAY IT PLEASE THE PANEL

Introduction

- 1 The purpose of this memorandum of counsel for Auckland Council (**Council**) is to provide a further update to the Independent Hearings Panel (**Panel**) following the Council's memorandum dated 14 May 2024.
- 2 In the Council's memorandum dated 14 May 2024, we advised that, within a week, the Council intended to file with the Panel a further memorandum addressing the matters/expectations raised in the letter from the Minister of Housing, Infrastructure, Sport & Recreation, and RMA Reform (**Minister**) to the Council dated 8 May 2024.
- 3 In the Minister's letter, the Minister indicated his expectation that the Council should produce a list of metropolitan centre and walkable catchment locations outside of the Auckland Light Rail Corridor where there is little or no risk of flooding which could be progressed for hearings. The Minister requested that the Council share this list with the Panel and agree with the Panel a viable date to produce recommendations to progress policy 3(b), 3(c) and 4 of the National Policy Statement on Urban Development 2020.
- 4 In response, we are instructed that there are no metropolitan centre zone or walkable catchment locations where there is no risk of flooding.
- 5 We are further advised that the Council is actively undertaking technical work to understand and quantify the level of risk associated with flooding in metropolitan centre zone and walkable catchment locations, including technical work into depth and velocity.

- 6 We are instructed that the Council is therefore currently not in a position to produce a list of metropolitan centre zones or walkable catchment locations with "little risk" of flooding that could potentially be progressed, as the Minister has requested. The Council will provide this information as soon as it is available.

Date: 21 May 2024



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D K Hartley / A F Buchanan
Counsel for Auckland Council for
PC78