

**From:** [Penny Holdcroft](#)  
**To:** [Julie Straka](#)  
**Subject:** Re: Plan Change 48 - feedback on legal memoranda  
**Date:** Thursday, 22 August 2019 12:49:51 PM

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Hi Julie, thank you for this. Please see me my response.

I feel the recent hearing should not be extended to accommodate this. The applicant had more time than we did to prepare our submissions.

I recall that we tried to have the hearing postponed to after the school holidays but this was not allowed. Why should they be able to dictate the time line now.

We turned up prepared and respectful of the commissioners and the hearing process and feel all parties had their opportunity to make their case. The applicant should not be able to have another go at it now!

Kind Regards  
Penny Holdcroft

On 16/08/2019, at 2:16 PM, Julie Straka <[julie.straka@npdc.govt.nz](mailto:julie.straka@npdc.govt.nz)> wrote:

Dear Hearing Parties

Prior to the Commissioner adjourning the hearing on Friday 26 July, the Commissioner requested the applicant's counsel provide a memorandum, outlining the suggested further process as the applicant sees it. This was provided on 31 July 2019. This was forwarded to the commissioner the same day.

My understanding was that all parties received a copy of that memorandum as per the commissioner's request. It has been clarified that that did not occur – it was instead sent only to the legal counsel representing some submitters. The legal counsel for those submitters then chose to respond with a memorandum. The applicant's legal counsel then forwarded a subsequent memorandum. All three memoranda are now available on the Council's website.

As per the direction given at the hearing, the Commissioner and the Commissioner's assistant are now considering the memoranda forwarded before issuing a direction on the forward process.

As only some parties were provided with the applicant's initial memoranda, the Commissioner is providing an opportunity for all submitters to provide feedback. Feedback must be forwarded to [julie.straka@npdc.govt.nz](mailto:julie.straka@npdc.govt.nz) by noon on Friday 23 August.

The Commissioner will issue his determination on the forward process after 23 August.

Regards  
Julie

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