

**Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00;  
LV-2023-112078-00**

**Bay of Plenty Regional Council: RM23-0508-AP**

**Ōpōtiki District Council: RC2024-04**

## **Te Ara Tipuna (Stage 1) – Minute 2 & Directions of Hearing Commissioners**

### **Introduction**

1. Further to the Memorandum of Counsel on behalf of Te Ara Tipuna Charitable Trust (the **Applicant**) dated 3 February 2025, as a Panel we attended a Teams meeting with Counsel for the Gisborne District Council, Bay of Plenty Regional Council, and Ōpōtiki District Council (collectively the **Councils**) and the Applicant at 10:00am on 5 February 2025.
2. The purpose of the meeting was solely to discuss procedural matters arising from the Panel Minute 1 (which in turn was in response to the Memorandum of Counsel on behalf of the Consent Authorities' Reporting Team dated 24 January 2025) and the Memorandum from Counsel for the Applicant dated 3 February 2025 in response to Minute 1. There has been no discussion of any substantive matters pertaining to the applications.
3. The purpose of this minute is to update parties on those procedural matters.

### **Hearing date**

4. Counsel for the Applicant confirmed that the Applicant's desire is to proceed to hearing as soon as possible, and that the Applicant is working to respond to the directions in our Minute 1 by 14 February 2025.
5. We have recently been appraised that as a result of an issue with the mapping of the trail, the Councils have last week written to 24 landowners to serve notice of the publicly notified application. We are unclear whether this has any implications for statutory timeframes. We have asked Mr Burgess to supply details to Counsel for the Councils and the Applicant and directed a report by **5pm on Monday 10 February 2025** as to whether this has any procedural implications for the hearing of the application, including particularly hearing dates.

### **Conditions**

6. With respect to the Applicant's request to issue directions to require the Applicant and the Councils to confer to agree a set of conditions in advance of the hearing (identifying any areas of disagreement), we agree this would be helpful. It appears that the parties are working constructively on this at present. We make no direction at this stage, but will consider making this direction when we issue directions for a hearing. In the meantime, the Applicant and Councils are encouraged to continue working collaboratively on this.

### **Correspondence**

7. Participants must not attempt to correspond with or contact the Hearing Commissioners directly. All correspondence relating to the Hearing must be addressed to the Hearing Advisor, Mac Burgess:

Mac Burgess  
Contract Consents and Hearing Advisor  
Te Kaunihera o Te Tairāwhiti - Gisborne District Council  
E: Mac.Burgess@gdc.govt.nz | P: +64 6 867 2049, 0800 653 800



**Vanessa Hamm**

Independent Hearing Commissioner, Chair

5 February 2025