

IN THE MATTER

of the Resource
Management Act 1991

AND

IN THE MATTER

of Submissions and Further
Submissions on the
Proposed Wellington City
District Plan

Minute 5:

Pre-hearing Meeting Follow Up

1. Thank you for all of the submitters who attended the pre-hearing meeting on the evening of 26 January 2023. The Hearing Panel felt that it was a useful means to add to submitters' understanding of the hearing process. From the discussion, the Hearing Panel identified three areas that merited further consideration.
2. Firstly, in the discussion of management of the Panel's potential conflicts, the suggestion was made that rather than making the Conflicts Register available on request (as per Minute 1) it would be more helpful if it were uploaded on the website.
3. The Hearing Panel has taken this on board and the current version of the Conflicts Register is **attached**. This will be uploaded separately on the hearings website.
4. It is emphasised that this is the current version. As discussed at the pre-hearing meeting, while the Hearing Panel members have endeavoured to identify all potential conflicts based on their understanding of the parties and issues involved in the PDP process, it is likely that as the hearing process proceeds, we will identify additional conflicts that will need to be added to the Conflicts Register and appropriately addressed. This is therefore a 'living document'.
5. The second point arising from the pre-hearing meeting arises from the discussion about the Proposed District Plan apparently having been amended by the Council.
6. Having checked the position with the Council, we record the Hearing Panel's understanding that the online version of the Proposed District Plan is the only version. In other words, there have been no subsequent amendments either through the operation of clause 16 of the First Schedule (which allows for correction of minor errors or omissions without any formal process) or otherwise.
7. The third point arising from the pre-hearing meeting is the hearings website. We have discussed with the Hearings Coordinator whether we might make the hearings website more user friendly in various respects. We have asked her, in particular to investigate whether it might be possible to put an index of the website on one of the opening pages to assist navigation within the website.

This won't be able to be done overnight but the message is that we are working on it.

A handwritten signature in blue ink, appearing to read 'T. Robinson', with a large, stylized flourish extending downwards.

Trevor Robinson
Chair

For the Wellington City Proposed District Plan Hearings Panel

Dated: 30 January 2023

**Wellington City District Plan – Commissioner Conflict of Interest Register
as at 30 January 2023**

Commissioner	Potential Conflict	Discussion	Mitigation/Outcome
Trevor Robinson	Submitter; Waka Kotahi NZ Transport Agency (S370)	Trevor Robinson previously acted both for Waka Kotahi (providing strategic advice on Auckland Motorway project appeals) and against it (on Basin Bridge)	Interest noted – no further action required
Trevor Robinson	Submitter: NZ Deerstalkers (Wellington Branch) (S299)	Trevor Robinson previously provided strategic advice to Thames Valley Branch in relation to adjacent subdivision and consenting own operations at Paeroa.	Interest noted – no further action required
Trevor Robinson	Various submitters	Trevor Robinson knows some of the submitters professionally and/or personally from his time living and working in Wellington, but not so well as to create a significant conflict issue.	Interest noted – no further action required
Robert Schofield	Wellington City Council – Client	Boffa Miskell, with whom Robert is employed, was contracted to WCC to undertake review of residential area character. Robert Schofield had no involvement with that assessment or subsequent preparation of the character provisions.	Robert will not participate in the Residential hearings in Hearing Stream 2, and will recuse himself from hearing or deliberating on any strategic objectives relating to residential area character in Hearing Stream 1.

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Robert Schofield	Wellington City Council – Client	Boffa Miskell, with whom Robert is employed, was contracted to WCC to undertake natural character and landscape assessments. Robert Schofield had no involvement with those assessments or subsequent preparation of the PDP provisions.	Robert will not participate in the Natural and Coastal Environment hearings in Hearing Stream 8 , and will recuse himself from hearing or deliberating on any strategic objectives relating to natural character and landscape in Hearing Stream 1.
Robert Schofield	Submitter: Transpower (S315)	Boffa Miskell, with whom Robert is employed, is directly engaged on a number of Transpower projects, and provides policy support on submissions to planning instruments such as District Plans.	Robert will not participate in the infrastructure hearings in Hearing Stream 9, and otherwise will recuse himself from hearing or deliberating on any other Transpower submission points.
Robert Schofield	Submitter: KiwiRail (S408)	Boffa Miskell, with whom Robert is employed, was engaged to support the fast-track consenting for the Kaiwharawhara Ferry Terminal Redevelopment for KiwiRail	Robert will not participate in hearing or deliberating on submissions on the special purpose Port Zone provisions (including the Ferry Terminal area) in Hearing Stream 6 or on port-related strategic objectives in Hearing Stream 1.
Robert Schofield	Submitter: CentrePort (S402)	Boffa Miskell, with whom Robert is employed, is providing consenting services for CentrePort’s Regeneration projects	While CentrePort’s projects have largely been completed, Robert will not participate in hearing or deliberating on submissions on the special purpose Port Zone in Hearing Stream 6 or on port-related strategic

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			objectives in Hearing Stream 1.
Robert Schofield	Submitter: Ara Poutama Aotearoa the Department of Corrections (S240)	Boffa Miskell, with whom Robert is employed, provides planning services for Corrections, although Robert is not involved with those services.	Robert will not participate in hearing or deliberating on submissions on the special purpose Corrections Zone provisions in Hearing Stream 6 or on Corrections-related strategic objectives in Hearing Stream 1 and will not participate in the designation hearings in Hearing Stream 10.
Robert Schofield	Submitter: Horokiwi Quarry (S271)	Boffa Miskell, with whom Robert is employed, assisted in preparing the submission, although Robert had no involvement with this submission	Robert will not participate in hearing or deliberating on submissions on the special purpose Quarry Zone provisions in Hearing Stream 6 or on quarry-related strategic objectives in Hearing Stream 1.
Robert Schofield	Submitters: Airways Corporation (S100), Meridian Energy (S228), Department of Conservation (S385), Greater Wellington Regional Council (S351), Kāinga Ora (S391), NZ Defence Force (S423), Waka Kotahi NZ Transport Agency (S370)	Boffa Miskell, with whom Robert is employed, has provided various services for these organisations across NZ from time-to-time, but not planning policy support, and the company has not been involved in making submissions for these organisations	Interest noted – no further action required
Robert Schofield	Submitters: Various persons who have submitted	Robert Schofield knows a number of individual submitters, including three who work at Boffa Miskell, with whom	Interest noted. No further action required (noting that most known individuals submitted on residential provisions which Robert will not be hearing)

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		Robert is also employed.	
Lindsay Daysh	Wellington City Council: Client	Incite, with whom Lindsay is a Director, will provide support to Council on the infrastructure and transport sections of the PDP	Lindsay will not participate in the infrastructure hearings in Hearing Stream 9 and will recuse himself from hearing or deliberating on any strategic objectives relating to infrastructure and transport in Hearing Stream 1.
Lindsay Daysh	Wellington City Council: Client	Since 2015 Lindsay Daysh has been providing advice on the expansion of the Kiwi Point Quarry to Wellington City Council, the owner of the Quarry, including leading PC83 to the operative District Plan enable the expansion of the quarry.	Lindsay will not participate in the Special Purpose Zone hearings in Hearing Stream 6 and will recuse himself from hearing or deliberating on any quarry-related strategic objectives in Hearing Stream 1.
Lindsay Daysh	Submitter: CentrePort (S402)	Lindsay Daysh has given Policy and consenting advice to CentrePort including the Draft DP and the PNRP	Lindsay will not participate in the Special Purpose Zone hearings in Hearing Stream 6 and will recuse himself from hearing or deliberating on any port-related strategic objectives in Hearing Stream 1.
Lindsay Daysh	Submitter: Wellington International Airport (S406)	Since 2016 Lindsay Daysh has been the Independent Convenor of the Wellington Air Noise Committee	Lindsay will not participate in the Special Purpose Zone hearings in Hearing Stream 6 and will recuse himself from hearing or deliberating on any airport noise-related provisions in Hearing Stream 1 and Hearing Stream 5.
Lindsay Daysh	Submitters: Meridian Energy (S228), Spark	Incite, with whom Lindsay is a Director, has	Interest noted – Lindsay will not participate in the infrastructure hearings in

Commissioner	Potential Conflict	Discussion	Mitigation/Outcome
	(S99), Chorus (S99), Vodafone (S99), KiwiRail (S408), Waka Kotahi NZ Transport Agency (S370)	provided various services for these organisations across NZ from time-to-time. Other staff members of Incite provide planning policy and consenting support for telecommunications operators.	Hearing Stream 9 and will recuse himself from hearing or deliberating on any strategic objectives relating to infrastructure and transport in Hearing Stream 1.
Lindsay Daysh	Submitters: Various persons who have submitted	Lindsay Daysh knows a number of individual submitters.	Interest noted – no further action required
David McMahon	Wellington City Council: RMG involvement with the PDP provisions on: <ul style="list-style-type: none"> • Earthworks • Subdivision • Centres, Mixed Use and Industrial Zones • Hospital Zone • Tertiary Zone 	RMG, with whom David is a Director, assisted: <ul style="list-style-type: none"> • With the development of PDP chapters on earthworks, subdivision, MUZ, COMZ, GIZ, LCZ, MCZ and NCZ, although David only involved in a project reporting function. • In the Issues and Options Report and subsequent Section 32 Evaluation Report Hospital and Tertiary, but not the drafting of the Chapter. David's involvement was in a high level peer review role only 	David will not participate in hearing streams involving: <ul style="list-style-type: none"> • Earthworks (Hearing Stream 5) • Subdivision (Hearing Stream 5) • Centres, Mixed Use and Industrial Zones (Hearing Stream 4) • Hospital Zone (Hearing Stream 7) • Tertiary Zone (Hearing Stream 7) and will recuse himself from hearing or deliberating on any strategic objectives relating to those issues.

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		<p>In seconding a member (Jason Jones) on the Technical Review Panel for the following topics, including:</p> <ul style="list-style-type: none"> • Strategic Direction chapter • Centres, Mixed-Use and Industrial Zones • Natural Environment Chapters (SNAs, ONFs, ONL and SALS) • Natural Hazards Chapter • Port Zone • Stadium Zone • City Centre Zone • Hospital Zone • General Residential Zone • Medium Density Zone • Character Precincts • Heritage • Tertiary Zone • Waterfront Zone • Future Urban Zone + associated Development Areas • Inner Harbour + Multi-User Ferry Port Precincts. 	<p>RMG's involvement with the Technical Review Panel is noted – no further action required</p>

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		No involvement at all from David in the above	
Jane Black	Wellington City Council: Client	Jane analysed and made recommendations on potential new viewshafts.	Jane will not participate in Hearing Stream 3.
Jane Black	Wellington City Council: <ul style="list-style-type: none"> • Strategic Direction chapter • City Centre Zone • Heritage • Tertiary Zone • Hospital Zone • Port Zone • Stadium Zone • Centres, Mixed Use and Industrial Zones • Natural Environment Chapters (SNAs, ONFs, ONL and SALs) • Natural Hazards Chapter • Waterfront Zone • Future Urban Zone + associated Development Areas • Inner Harbour + Multi-User Ferry Precincts. 	Jane was on the Technical Review Panel, and reviewed these chapters and provided feedback ahead of the Draft Plan being released.	Jane will not participate in Hearing Streams 3, 4 and 6, and in Hearing Streams 1 and 5, will not participate in hearing or deliberating on the Strategic Direction and Natural Hazards chapters.

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Jane Black	Wellington City Council: Designations	Jane was involved with WCC designation for Sludge facility (WCC6), providing consenting oversight and guidance to client (Council).	Jane will not participate in hearing or deliberating on submissions on designation WCC6.
Jane Black	Submitters: Various persons who have submitted	Jane knows a number of individual submitters.	Interest noted – no further action required
Heike Lutz	Submitter: Argosy No1 (S383)	Argosy has been a client in the past of BCon Ltd.	Interest noted – no further action required
Rawiri Faulkner	Submitter: Kāinga Ora (S391)	Rawiri has been working for Kāinga Ora through Te Aranga Alliance in the Eastern Porirua Regeneration Project. While Rawiri has resigned this role, he will still be providing some contract support. Rawiri was not involved in the Kāinga Ora submission.	Interest noted – no further action required
Rawiri Faulkner	Submitter: Te Rūnanga o Toa Rangatira (S488)	Rawiri whakapapa to Ngāti Toa but did not participate in their submission.	Interest noted – no further action required
Liz Burge	Submitter: New Zealand Motor Caravan Association (S314)	Liz has previously advised the submitter in relation to establishing a motor caravan site at Riversdale–	Interest noted – no further action required