



THE ENVIRONMENT COURT OF NEW ZEALAND

(AMENDED) NOTICE OF HEARING

TAKE NOTICE that there is to be a sitting of the Environment Court as detailed below to hear the proceedings listed in the attached schedule.

The details for these proceedings are as follows

COMMENCING: **Monday, 8 July 2019**

TIME: **10:00 AM**

VENUE: **Hearing Room 2.01, Environment Court**
Specialist Courts and Tribunals Centre
Level 2, 41 Federal Street
(Corner of Wyndham and Federal Streets)
Auckland
Ph: (09) 9169091; Fax: (09) 9169090

1 PROCEDURES

At the start of the hearing, the Court will consider any requests to:

- (a) Withdraw proceedings
- (b) Adjourn (postpone) hearings to a later date
- (c) Approve settlements agreed to all by the parties

The Court will then decide the order in which the proceedings will be heard during the hearing.

Parties must advise the Court **immediately** if they want to:

- a) settle and/or withdraw proceedings in whole or in part, or
- b) request an adjournment, that is postponing the hearing of the proceedings, until a later sitting of the Court.

Parties should notify the Court of the settlement and/or withdrawal of proceedings as soon as possible as this will enable the Court to reallocate the hearing time if necessary.

The Court will only grant a request for adjournment if there is a good reason for doing so, even if all the parties have agreed to it.

If any party fails to:

- a) be ready to proceed with a hearing at the time arranged for it by the Court
- or**
- b) give adequate notice of withdrawal or settlement of proceedings

then the Court may order the party or parties to pay any costs and expenses incurred by the Crown or another party. This may happen where the hearing time allocated by the Court is not used.

2 EVIDENCE

The parties must (subject to any existing timetable order or direction of the Court):

Exchange no later than 10 working days before the date of hearing - all of the statements and evidence that will be produced to the Court at the hearing.

3 MĀORI LANGUAGE AND SPECIAL REQUIREMENTS

If any party or witness:

1. wishes to speak Māori at the hearing under the Māori Language Act 1987, or
2. has special needs (for example in relation to disability and access, deafness, difficulties with the English language), or
3. has any special arrangements for the hearing are required, e.g. transport for site visits, storage space for bulky exhibits, video playback

they are to advise the Court in writing of this not later than 10 working days from the date of hearing so that appropriate arrangements can be considered.

4 CORRESPONDENCE AND ENQUIRIES

Information on the Environment Court and the Court's Practice Notes which serve as a guide, are available at www.justice.govt.nz/courts/environment-court. All correspondence or enquiries about this notice or the hearing procedures are to be directed to the undersigned.

Dated at Auckland Environment Court Registry on 31 January 2019



Frida Cho

Case/Hearing Manager

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ENVIRONMENT COURT

CX10086

PO Box 7147

Auckland

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SCHEDULE OF PROCEEDINGS

Topic Number:

1. Topic:

**An objection to a notice of intention to take land at 56
Fairview Avenue, Fairview Heights, Auckland for the
Medallion Drive Extension Project, Albany, Auckland**

ENV-2018-304-000155

- i. Heritage Land Limited v Auckland Council/Auckland Transport

Notice Of Objection To Intention To Take Land pursuant to Section 24 of the Public Works Act
1981

Court Reference: ENV-2018-AKL-000286