

**IN THE ENVIRONMENT COURT
AT AUCKLAND**

CIV-2016-AKL-000236/237/238

IN THE MATTER of the Local Government (Auckland Transitional Provisions) Act 2010 (**LGATPA**) and the Resource Management Act 1991 (**RMA**)

AND

IN THE MATTER of an appeal under section 156(1) of the LGATPA against a decision of the Auckland Council on a recommendation of the Auckland Unitary Plan Independent Hearings Panel (Panel) on the proposed Auckland Unitary Plan

AND

IN THE MATTER of an application for waiver under section 281 of the RMA

BETWEEN **HOUSING NEW ZEALAND CORPORATION**

Appellant

AND **AUCKLAND COUNCIL**

Respondent

**MEMORANDUM IN RESPONSE TO APPLICATION FOR WAIVER UNDER
SECTION 281 OF THE RMA**

22 September 2016

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MAY IT PLEASE THE COURT

1. This memorandum is filed on behalf of the Auckland Council (**Council**) as Respondent in relation to three appeals filed by Housing New Zealand Corporation (**HNZ**) pursuant to section 156(1) of the LGATPA.
2. On 16 September 2016 HNZ filed a notice of motion seeking waivers and directions pursuant to section 281 of the RMA, in respect of the service requirements associated with their appeals, particularly the requirement to attach a copy of HNZ's submission (primary and further) to each of its Notices of Appeal.
3. In response to the Presiding Judge's direction, emailed to counsel on 21 September 2016, the Council confirms that it will support the application.
4. The Council agrees that the waivers and directions sought will reduce the administrative burden on both the Court and the Council, and that there will be no prejudice caused to any other parties, as all relevant submission points will be attached to the appropriate Notices of Appeal.

DATED at AUCKLAND this 22nd day of September 2016



M G WAKEFIELD
Auckland Council