

BEFORE THE EXPERT CONSENTING PANEL

UNDER Covid-19 Recovery (Fast-track Consenting) Act 2020

IN THE MATTER of an application to an expert consenting panel for resource consent by **FULTON HOGAN LAND DEVELOPMENT LIMITED** for the Drury East Stage 1 Precinct project located at Drury, South Auckland

BETWEEN **FULTON HOGAN LAND DEVELOPMENT LIMITED**

Applicant

MEMORANDUM OF COUNSEL REQUESTING SUSPENSION OF PROCESSING OF DRURY EAST PROJECT

Dated 7 July 2022



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MAY IT PLEASE THE PANEL:

1. This memorandum relates to the resource consent application (“the Application”) lodged on 10 December 2021 by Fulton Hogan Land Development Limited (“FHL”) for resource consent to subdivide and build a housing development including 248 residential units, 28 allotments for future development, neighbourhood parks and infrastructure at Drury East, Auckland (“the Project”).
2. The purpose of this memorandum is to respectfully request, on behalf of the Applicant, a further suspension of time available under the Covid-19 Recovery (Fast-track Consenting) Act 2020.
3. The Drury East developers (Kiwi Property Holdings No 2 Ltd (“Kiwi”), Oyster Capital and FHL) met with Auckland Council and Auckland Transport in respect of the appeals on the Drury East plan changes on Tuesday 5 July 2022 and further meetings are scheduled for Friday 8 July 2022 and Wednesday 13 July 2022. FHL considers that there is a realistic prospect of the appeals on PC49 being resolved (subject only to the approval of the Environment Court) during the period of further suspension sought.
4. In that regard, whereas the appeals on PC 48 (Drury Centre) and PC50 (Waihoehoe) also raise issues specific to those plan changes (for example, in respect of stormwater) the appeals on PC49 concern only matters common to all three Drury East Plan Changes. Therefore, it is anticipated that appeals on PC49 will be more straightforward to resolve than the other two.
5. An extension will also enable FHL to provide a fulsome response to the Panel’s comments in Minute 13 in respect of the implications for the Application of the withdrawal of Kiwi Property Holdings’ Drury Centre application. In this regard, the Drury East developers are continuing to work together to resolve the appeals on the Drury East Plan Changes in order to enable the commencement of development in Drury East at the earliest opportunity, including the delivery of the necessary infrastructure.
6. A suspension of 10 working days (i.e., the remaining time available) is therefore sought from **today, 7 July 2022**.

7. Counsel thanks the Panel for its consideration of this request.

Dated 7 July 2022



S J Simons / K A Storer

Counsel for Fulton Hogan Land Development Limited