

# COVID-19 Recovery (Fast-track Consenting) Act 2020

## Drury East Stage 1 Precinct

M-10	Minute of the Drury East Stage 1 Precinct Expert Consenting Panel – 17 May 2022
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1. This Minute from the Drury East Fast-track Consenting Panel updates the Applicant and interested parties on the assessment process for the Drury East Stage I Precinct application.

### Extension to decision due date

2. The Panel notes that the scale and nature of the proposal together with the decision on Plan Change 49 have resulted in the need for an extension of time for the Panel to complete its decision pursuant to clause 37(3)(b) of Schedule 6 of the Act. That extension will commence on Monday 23 May for a period of 25 working days and will exclude any further period of suspension under clause 23 of Schedule 6 to the Act.

### Technical Advice

3. The Panel sought technical advice on stormwater and flooding relevant to the application, from civil engineer, Mr Nigel Mark-Brown. Mr Mark-Brown's original advice report was received on 12<sup>th</sup> May 2022 and a further replacement report was received on 13<sup>th</sup> May 2022. Both reports are available on the EPA website. The replacement report is the basis for 7 requests for information that have now been made.
4. The Panel sought technical advice from senior ecologist, Ms Treffery Barnett, regarding the status of a pond to be removed as part of the application. That advice is to be provided to the Panel by Friday 20<sup>th</sup> May 2022.

### Requests for further information

5. The Applicant has been asked to provide further information in light of the recent decision on Private Plan Change 49 including:
  - a. an assessment of Plan Change 49 against the application;
  - b. an updated Objectives and Policies Assessment, a review and update of the draft Conditions; and
  - c. comment on any relevance to the s104D tests from the recommendation decisions on Plan Change 49; and where relevant Private Plan Changes 48 and 50.
6. That further information is to be provided to the Panel by Wednesday 18th May 2022.

7. Auckland Council and Auckland Transport have been asked to provide further information on stormwater and flooding in light of the decision on Plan Change 49 that includes the Drury East site and in light of the replacement flooding and stormwater advice from Mr Mark-Brown. That further information is to be provided to the Panel by Tuesday 24<sup>th</sup> May 2022.
8. The following Mana Whenua groups (being those that provided a CIA) have also been asked to provide the Panel with further information in light of the technical advice from Mr Mark-Brown: Ngāti Tamaoho Trust, Te Ara Rangatu o Te Iwi o Ngāti Te Ata Waiohua, Ngaati Whanaunga Incorporated Society, Ngāi Tai ki Tāmaki Tribal Trust and Te Ākitai Waiohua Iwi Authority. The advice from these groups is to be provided to the Panel by Tuesday 24<sup>th</sup> May 2022.

### Request to suspend processing the application

9. The Applicant has requested that the application is suspended for a period of 15 working days in order to provide comprehensive responses to the Panel's request for further information and in order that the Panel has relevant information regarding the implications of any appeals against Plan Change 49.
10. The Panel notes that a further request for information from the Applicant will be issued following the Panel's receipt of the information that has been sought from Auckland Transport, Auckland Council and the 5 Mana Whenua groups which is due on Tuesday 24<sup>th</sup> May. The Applicant may also be requested to provide further information following the Panel's receipt of further technical advice from Ms Barnett concerning ecology matters. Further, the Panel considers that the Applicant may wish to respond to the matters raised in Mr Mark-Brown's technical advice concerning stormwater and flooding matters.
11. The Panel therefore grants the Applicant's request to further suspend the time available under the Covid-19 Recovery (Fast-track Consenting) Act 2020 and suspends the application for a period of 15 working days beginning on **Monday 30 May 2022**. The Panel is willing to amalgamate the current Request for Further Information (No3)<sup>1</sup> with the forthcoming Request for Further Information (No4)<sup>2</sup> if that will assist the Applicant in completing its response to the current request within the available timeframe. The Panel is also willing to allow the full 25 working day suspension period for the Applicant to provide that comprehensive response if requested by the Applicant.
12. With the extension and 15 working day suspension the decision will now be due on or before 20 July 2022 (assuming no further suspension of processing the application).



Dr Joan Forret  
Chairperson  
Drury East Stage 1 Precinct Expert Consenting Panel

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<sup>1</sup> Due by 5pm Wednesday 18<sup>th</sup> May 2022

<sup>2</sup> That will issue after the Panel receives the information described in paragraph 10 above