

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

### Nola Estate Consent Application by CPM 2019 Limited

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#### M-8 Minute of the Nola Estate Expert Consenting Panel – 31 August 2021

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1. Clause 10(3) of Schedule 5 of the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the Act), specifies that a Panel may appoint a special adviser to assist the Panel with an application in relation to any matters the Panel may determine.
2. The Nola Estate Expert Consenting Panel (the Panel) appointed Thomas Gibbons, Property Law Expert as a special adviser to provide legal advice on conditions, including in relation to;
  - a. The proposal to enable occupation before s224(c) certificate issuing.
  - b. The role and responsibilities of the Incorporated Society or similar intended to own common assets.

#### Advice received

3. On 31 August 2021, Thomas Gibbons provided his advice to the Panel on the matters noted above.
4. This advice can be viewed at the Environmental Protection Authority website, at the following link:  
<https://www.epa.govt.nz/assets/Uploads/Documents/Fast-track-consenting/Nola-Estate/Legal-advice-for-Nola-Estate.pdf>

#### Further information requested

5. The Panel requests further information under Clause 25(1)(a) concerning the proposal for possible occupation before the s224(c) certificate and in relation to the Society as described in the attached Memorandum prepared for the Panel by Thomas Gibbons. This request is primarily made to the applicant for its property lawyer to respond to in detail, but is also made to the Auckland Council in case it's legal adviser has any information or advice on these two matters that the Council wishes to assist the Panel with. Any response is sought by **Friday 3 September 2021**.



Derek Nolan QC

**Chairperson**

**Nola Estate Expert Consenting Panel**