

13 December 2021
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File: 5262-3.0

Notice to Applicant and Submitters and Judicial Review parties

Notice of hearing – Airport Farm Trustee Limited

Hearing Date and Time

Notice is hereby given that a hearing for the resource consent application by Airport Farm Trustee Ltd will commence at **9:30 am on 15th February 2022 at the Courtenay/Watson Rooms of The Devon Hotel, 390 Devon St East, New Plymouth**. It is expected to continue the following day, and if needs be the morning of the 17th. Please note the hearing date is earlier than previously advised.

Consent No	Type
5262-3.0	To discharge emissions into the air from a free range poultry farming operation

Document Circulation

Pursuant to section 41B of the Resource Management Act 1991, the Council requires the applicant's briefs of all evidence to be pre-circulated. Similarly, submitters intending to call expert evidence are required to provide the evidence prior to the hearing. The timeframes for provision of those briefs are as follows:

Applicant's Evidence: 28 January 2022

Submitter's Expert Evidence: 4 February 2022

The applicant's experts may respond to any submitter evidence, in which case such responses shall be provided by 4.00 pm 11 February 2022.

The briefs must be forwarded electronically to consents@trc.govt.nz by the dates listed above. This information will be then be made available via the Councils website at: <https://www.trc.govt.nz/environment/resource-consents/notified-consents> the next working day.

(2)

Copies of the Taranaki Regional Council officer report will be available in the same location on the Council's website by 24 January 2022.

Hearing Procedure

While the procedure for the hearing is ultimately determined by the chairperson, the Resource Management Act provides that:

- a) unnecessary formality is to be avoided;
- b) only members of the hearing panel may question any party or witness
- c) cross-examination is not allowed.

Hearing information

- Expert evidence is not be read verbatim at the hearing but may be summarised in a "highlights package".
- Non-expert evidence - original submissions lodged on the applications will not be read out at the hearing but may be expanded on. The Commissioners will read all submissions and pre exchanged evidence prior to the commencement of the hearing and any other evidence during the hearing.
- 20 hard copies of any written information presented by non-expert speakers or their representatives (who are not expert witnesses) shall be made available to the Senior Consents Administration prior to the commencement of the hearing (or as soon as available after your arrival).
- The Council will send you a copy of the agenda/order of proceedings before the hearing.
- Tea/Coffee will be provided.

Covid Impacts

Covid-19 restrictions may apply and zoom facilities for the hearing may be required. The hearing venue policies around Covid will apply and be circulated with the hearing agenda.

Judicial Review

Arising from the resolution of a judicial review it was agreed that land owners of properties within 400 metres of the chicken farm (including New Plymouth District Council) can become additional participants for the hearing and participate (refer to the judicial agreement for any details). Details on those who want to be part of proceedings has been requested from the judicial review parties lawyer. In the absence of a response and wanting to give parties early notification of the hearing, a decision has been made to notify the hearing to all the parties within 400 metres of the farm. Early informal feedback was only those parties to the judicial review were interested in appearing at the hearing.

Administration

If you are going to attend the hearing please confirm your attendance and the number of people attending by emailing Darlene Ladbrook, Senior Consents Administration Officer at consents@trc.govt.nz or by phone on 06 765 7127. This needs to be done **before 01 February 2022**.

If you have any queries please contact Darlene Ladbrook as above.

Yours faithfully
S J Ruru
Chief Executive

A handwritten signature in blue ink that reads "Jocelyne Allen". The signature is written in a cursive, flowing style.

per: Jocelyne Allen
Consents Manager