

IN THE MATTER of the Resource Management Act 1991 (**RMA**)

AND

IN THE MATTER of **Private Plan Change 28** to the Nelson Resource Management Plan

JOINT WITNESS STATEMENT (JWS) IN RELATION TO:

GEOTECH (1)

4 May 2022

Expert Conferencing Held on: 4 May 2022

Venue: Online and in person

Independent Facilitator: Marlene Oliver (in person)

Admin Support: Jessica Marchbanks (by email)

1 Attendance:

- 1.1 The list of participants is included in the schedule at the end of this Statement.
Note: Planners were invited to attend.

2 Basis of Attendance and Environment Court Practice Note 2014

- 2.1 All participants agree to the following:
- (a) The Environment Court Practice Note 2014 provides relevant guidance and protocols for the expert conferencing session;
 - (b) They will comply with the relevant provisions of the Environment Court Practice Note 2014;
 - (c) They will make themselves available to appear before the Hearing Panel;
 - (d) This statement is to be filed with the Hearing Panel and posted on the Council's website.

3 Matters considered at Conferencing – Agenda and Outcomes

3.1 The adequacy of information supporting PPC28

Based on the information available as at 3 May 2022, **the geotechnical experts agree** that the information supporting PPC28 (including further information) satisfies the requirements of Clause 22(2) of the First Schedule in terms of the consideration of geotechnical effects anticipated from the proposed Plan Change.

3.2 The appropriateness of the PPC28

Based on the information available as at 3 May 2022, **the geotechnical experts agree** that, from a geotechnical perspective, and taking into account the existing provisions of the NRMP and the proposed provisions in PPC28, the proposed rezoning is appropriate.

Both experts agree that the PPC28 area includes land that is potentially suitable for residential development in accordance with the Structure Plan and associated zoning, and includes some areas which have potential constraints for residential development, as identified in the T&T Geology and Geotechnical Hazards Report (dated March 2021).

More detailed geotechnical assessments will be required (under the Act (Fourth Schedule), the NRMP, and to satisfy Section 106 of the RM Act 1991) as a part of all future resource consent applications. In combination, these requirements will ensure that the geotechnical risks are managed (avoided, remedied or mitigated) during the detailed assessment, design and construction phases of subdivision and development under the RM Act 1991.

4 PARTICIPANTS TO JOINT WITNESS STATEMENT

4.1 The participants to this Joint Witness Statement, as listed below, confirm that:

- (a) They agree that the outcome(s) of the expert conferencing are as recorded in this statement; and
- (b) They have read Appendix 3 of the Environment Court’s Practice Note 2014 and agree to comply with it; and
- (c) The matters addressed in this statement are within their area of expertise; and
- (d) As this session was held online and in person, in the interests of efficiency, it was agreed that each expert would verbally confirm their position to the Facilitator and this is recorded in the schedule below.

Confirmed on 4 May 2022:

EXPERT’S NAME	PARTY	EXPERT’S CONFIRMATION REFER PARA 4.1
Mark Foley (Eng)	Applicant	Yes
Paul Horrey (Eng)	S42A NCC	Yes
Mark Lile (P)	Applicant	Yes
Gina Sweetman (P)	S42A NCC	Yes