

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

Melia Place Development by Melia Development Limited

M-5 Minute of Melia Place Expert Consenting Panel – 31 May 2022

Draft Conditions

1. On 18 May 2022, the Melia Place Development Expert Consenting Panel (the Panel) issued its draft conditions and invited comments from those who provided comment on the Melia Place Development on the draft conditions, in accordance with clause 19 of Schedule 6 of the Act.
2. On 24 May 2022, the Panel received several comments on its draft conditions which raised a number of matters and suggested/requested changes to several conditions. It also issued a further request for information to the applicant to clarify some definitional inconsistencies in the conditions. That information together with a further revised set of conditions was received from the applicant on 31 May 2022.
3. The Panel has considered all the comments and clarifications received on its draft conditions and has made some further substantive amendments to its draft conditions as a result.
4. The Panel considers that due to the nature of the changes proposed it is appropriate to invite further comment on the updated draft conditions from those parties who provided comment on its initial set of draft conditions circulated on 18 May 2022.
5. As such, those parties are now invited to comment on the updated draft conditions, with any comments needing to be received by the EPA no later than **Tuesday 7 June 2022**.
6. The parties that commented on the draft conditions are:
 - Isabelle Janus
 - Heritage New Zealand Pouhere Taonga
 - Watercare Services Limited
 - Auckland Council
 - Auckland Transport
 - Melia Development Limited (the applicant)
7. Please note, no discussion is included at this stage about the comments received on draft conditions as this will be included in the final decision of the Panel.

Extension of Processing Timeframes

8. In accordance with clause 37(2) of Schedule 6 of the Act, a panel must issue its final decision, in the case of a referred project (for which the Melia Place Development is), 25 working days after the date specified for receiving comments under clause 18 [of Schedule 6 of the Act], if the referral order is silent on the matter (of which the referral order is silent on the matter).
9. The date specified for receiving comment under clause 18 of Schedule 6 of the Act was 28 February 2022 and as such the date by which the panel must issue its final decision is **31 May 2022**.

10. However, in accordance with clause 37(3) of Schedule 6 of the Act, if the scale or nature of the proposal that is the subject of a consent application is such that the panel is unable to complete its decision within the time specified, being 31 May 2022, the panel may extend the period for issuing its final decision.
11. Clause 37(3)(b) of Schedule 6 of the Act allows the timeframe to be extended by up to 25 working days, if the referral order is silent on the matter (of which the referral order is silent on the matter).
12. Due to the scale of the proposal, including the size of the development and the technical nature of the application, as well as the nature of the comments received on the draft conditions and to allow for the Panel to invite comment on the updated draft conditions, the Panel is unable to complete its decision by 31 May 2022.
13. Consequently, the Panel requires an extension to the timeframe by which it must issue its decision by **8 working days**. As such, the Panel must issue its decision no later than **13 June 2022**.
14. The Panel reserves its right for further extensions, up to the maximum allowable not exceeding a total of 25 working days, should it be required.

A handwritten signature in black ink, appearing to read 'VSEvitt', with a small mark above the 'i'.

Vanessa Evitt

On behalf of Melia Place Expert Consenting Panel.