

*under:* the Fast-track Approvals Act 2024

*in the matter of:* applications for resource consents and archaeological authorities and notices of requirement by the New Zealand Transport Agency Waka Kotahi to develop a rapid transit link and associated infrastructure and connections between Brigham Creek and Auckland City centre, alongside State Highway 16, known as 'North West Rapid Transit'

*applicant:* **New Zealand Transport Agency Waka Kotahi**  
*Requiring Authority and Applicant*

Memorandum of counsel on behalf of the New Zealand Transport Agency Waka Kotahi

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Dated: 1 October 2026

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Reference: Luke Hinchey (luke.hinchey@chapmantripp.com)  
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**MEMORANDUM OF COUNSEL ON BEHALF OF NEW ZEALAND  
TRANSPORT AGENCY WAKA KOTAHI**

- 1 This memorandum is filed on behalf of the New Zealand Transport Agency Waka Kotahi (*NZTA*) in relation to its notices of requirement (*NORs*) and applications for resource consents and archaeological authorities (together, *Application*) for the North West Rapid Transit Project (*NWRT* or *Project*).
- 2 On 4 September 2026, the Panel released its decision on NZTA's application for the Project (*Decision*).
- 3 As outlined under the Fast-track Approvals Act 2024 (*FTAA*), the Panel may issue an amendment to a decision document to correct minor omissions, errors or other defects. The Panel may make minor corrections to the decisions by 2 October 2026.<sup>1</sup> The Panel can correct requirements for a designation at any point before the earlier of the following:<sup>2</sup>
  - 3.1 the day on which the territorial authority (Auckland Council) includes the designation(s) in its district plan;
  - 3.2 the day that is 40 working days after the day on which any rights of appeal relating to the designation have been exhausted or have expired.
- 4 On 30 September 2026 Auckland Council requested minor corrections to Appendix D to the Decision. The Panel has sought NZTA's feedback on those minor corrections.
- 5 NZTA does not object in principle to the changes requested by Auckland Council, but considers that some additional amendments are appropriate, as follows:
  - 5.1 Regarding the introduction to Appendix D, NZTA acknowledges that the reasons for consent should set out the activities that are not included, but would prefer to use the description in the granted resource consent conditions to ensure they align;
  - 5.2 Regarding the addition of the groundwater consent (WAT60461586), NZTA agrees that its inclusion is necessary. That said, NZTA considers that the style and approach for this consent should reflect the approach taken to the other items in the table, which have a much more summarised style; and
  - 5.3 The correction of "Section 14 (Discharges)" to "Section 15 (Discharges)".

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<sup>1</sup> In line with the 20-working day period provided for in s 89 of the FTAA.

<sup>2</sup> FTAA, s 89(2).

6 NZTA's response is attached as **Appendix A**.

**Dated 1 October 2026**



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Luke Hinchey / Tamsin Gorman  
Counsel for New Zealand Transport Agency Waka Kotahi

## **APPENDIX A – NZTA’S RESPONSE**