

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

Dated: 23 September 2026

Reference: Paula Brosnahan (paula.brosnahan@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 2026.¹ The Panel can correct requirements for a designation at any point before the earlier of the following:²
 - 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 This memorandum outlines NZTA's requested minor corrections to the decision, designation conditions and resource consent conditions, **attached** to this memorandum as Appendices A, B, C and D respectively. Deletions have been shown ~~struck-out~~ and additions are shown underlined, with commentary provided describing the purpose of the corrections.
- 5 Minor corrections requested relate to:
 - 5.1 **The Decision report itself:** Typographical corrections;
 - 5.2 **Appendix B and Appendix C of the Decision: Conditions of Consent – Resource Consent and Designation Conditions:** Amendments to Condition 1 for clarity and correcting cross-referencing and typographical errors.
 - 5.3 **Appendix B of the Decision: Conditions of Consent – Designation Conditions:**
 - (a) Proposed correction to Condition 26(b)(v) (Westgate Precinct Construction Traffic Management) for clarity

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

² FTAA, s 89(2).

regarding managing construction traffic during the Christmas period.

5.4 **Appendix D of the Decision: Archaeological Authority Conditions:**

- (a) Updating the schedules of all authorities so that only the relevant designation(s) is included in Schedule B of the relevant archaeological authority.

- 6 NZTA respectfully requests that the Panel issues amended conditions, and an amended Decision that incorporates the minor corrections sought.

Dated 23 September 2026



Paula Brosnahan / Tamsin Gorman
Counsel for New Zealand Transport Agency Waka Kotahi