

**Otago Regional Council
DIRECTION OF THE COMMISSION**

1. I have this morning received a Memorandum of Counsel for Dunedin City Council dated 25 January 2023, advising it wishes to withdraw its submission opposing Mobil's application on the basis of matters now agreed with the Applicant. It was the only submitter.
2. It would be helpful for the Applicant to confirm in writing its agreement to the amended conditions and updated EMP and to provide its legal submissions as timetabled in Minute 1, along with the conditions and EMP now proposed. In that regard, I **direct** that the Applicant's legal submissions should continue to be filed by **2pm today**.
3. I **direct** the ORC's reporting officer to file a brief Supplementary Report indicating her position on the agreement now reached between the Applicant and the submitter. This report need not outline each and every amendment agreed by the Applicant and the submitter, as that is addressed in other documents. Any differences in opinion should be highlighted, along with the reasons for disagreement. This Supplementary Report should be filed **by 4pm today at the latest**.
4. Once I have reviewed both documents, a decision can be made as to whether the hearing should proceed, or whether the application could be dealt with on the papers. The Applicant may wish to signal its position on that today, but I appreciate it may also wish to await the ORC's response as outlined in point 3 above before doing so.
5. Otherwise, Dunedin City Council is excused from attending the hearing currently scheduled.

Jan Caunter
Independent Commissioner
26 January 2023