

Appendix 2 – Officer's Recommended Decisions on Submissions (Designations)

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Reasons	Summary of Decision Requested	Officer recommendation	Relevant section of S42A Report
S502.099	Northland Planning and Development 2020 Limited	road network	Support in part	Amendment is sought to enable maintenance and future works to be completed via an Outline Plan or an Outline Plan waiver as opposed to landuse consent. At present the proposed rules included within this plan largely capture new footpaths, new installation of a light or any pipework's as needing landuse consent. Given the nature of these works an Outline plan or Outline Plan Waiver would be better suited. The changes sought are in line with the Road Designation on behalf of NZTA.	Amend the designation purpose: Covers all 2500km of road network within the district for which the council is responsible for maintaining and includes cycleway and/or shared paths (including but not limited to footpaths and boardwalks), lighting and associated infrastructure.	Reject	3.2.3
S551.007	Lucklaw Farm Ltd	FN160	Support in part	The Rangiputa Oxidation Ponds at FN160 are authorised by previous resource consent to the Far North District Council for sewage treatment and disposal purposes. The PDP states that there are no conditions applying to this designation. The ponds likely require future capital works in order to properly serve the current settlement at Rangiputa and avoid adverse effects on the environment and on Lucklaw Farm. Providing for planned expansion of the Rangiputa Beach settlement (as sought above in [9]) provides opportunity for funding the necessary capital works in connection with the ponds (or suitable replacements) servicing a wider catchment	Amend FN160, and its conditions, in order to address adverse effects to the environment from the operation of the wastewater ponds for Rangiputa	Reject	3.2.3

Proposed Far North District Plan – s42A Report Table

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Reasons	Summary of Decision Requested	Officer recommendation	Relevant section of S42A Report
S246.001	Far North District Council, Infrastructure and Asset Management - Infrastructure Planning	FN164	Support in part	The mapped extent of designation FN164 in the PDP is accurate (because it includes the stormwater tanks at the rear of the Wastewater Treatment Plant) but the PDP designation schedule is not. The designation schedule should be updated to match the extent of the designation on planning maps and to refer to the correct legal description (rolled over from the accurate legal description described in the Operative District Plan schedule, being Lot 78, DP73991, 0.0401ha and part of lot 71, DP 73991, 0.016ha).	Amend Designation Schedule for Designation FN164 (Hihi Wastewater Treatment Plant), Site Identifier (to match the proposed and accurate mapped extent of the designation) as follows: Lot 78, DP73991, 0.0401ha and part of lot 71, DP 73991, 0.016ha.	Accept	3.2.3
S416.069	KiwiRail Holdings Limited	KRH 'X'	Support	KiwiRail note that its designations for the North Auckland Line and the Okaihau Branch are included in the Schedule in Part 3 and this is supported. KiwiRail support the KRH - KiwiRail Holdings Limited designations text which accurately specify 'railway purposes' as the designation purpose.	Retain KRH-X and KRH-Y designations	Accept	3.2.5
S158.017	Ara Poutama Aotearoa the Department of Corrections	MCOR1	Support	The designation has been rolled over from the Operative District Plan and is an appropriate planning mechanism for managing the facility.	Retain designation MCOR1.	Accept	3.2.6.2
S158.018	Ara Poutama Aotearoa the Department of Corrections	MCOR2	Support	The designation has been rolled over from the Operative District Plan and is an appropriate planning mechanism for managing the facility.	Retain designation MCOR2	Accept	3.2.6.2
S331.001	Ministry of Education Te Tāhuhu o Te Mātauranga	Overview	Support in part	The submitter supports in part the Overview for the Ministry of Education's Designations but requests that it is updated to the most recent version that has been used in more recent designations across the country and better reflects the Ministry's requirements.	Amend the Overview for the Ministry of Educations Designations as follows: "Education Purposes" for the purpose of (this/these) in the designation[s] shall, in the absence of specific conditions to the contrary means: i. Enable the use of the facilitates on the site by and for the educational benefit of any school age students (Year 0-13) and early	Accept	3.2.6.4

Proposed Far North District Plan – s42A Report Table

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Reasons	Summary of Decision Requested	Officer recommendation	Relevant section of S42A Report
					<p>childhood children, regardless of whether they are enrolled at the institution located on the that designated site.</p> <p>ii. Enable the provisions of supervised care and study opportunities for students outside school hours in school facilitates facilities.</p> <p>iii. Enable the provision of community education (e.g. night classes for adults) outside school hours in school facilities, and which will not be restricted to the primary syllabus taught to school age children during school hours.</p> <p>iv. Include but not be limited to the provision of academic, sporting, social and cultural education and training including through:</p> <ul style="list-style-type: none"> - Formal and informal recreational, sporting and outdoor activities and competitions whether carried out during or outside school hours; - Formal and informal cultural activities and competitions, whether carried out during or outside school hours. - The provision of specialist hubs and units (including language immersion units and teen parenting units) for children with particular educational requirements or special needs. <p>v. Enable the use of facilities for purposes associated with the education of students, including school assemblies, functions, fairs and other gatherings whether carried out during or outside school hours.</p> <p>vi. Enable the provision of associated administrative services; car parking and vehicle manoeuvring; and health, social services and medical services (including dental clinics and sick bays).</p> <p>vii. Enable housing on site for staff members whose responsibilities require them to live on site (e.g school caretakers) and their families.</p> <p>The designation purpose of "Education Purposes" and its amended explanation is</p>		

Proposed Far North District Plan – s42A Report Table

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Reasons	Summary of Decision Requested	Officer recommendation	Relevant section of S42A Report
					consistent with the approach the Minister is taking for education-related activities designated in District Plans in New Zealand. The standardised explanation will assist with ensuring that all education-related activities within the education sector are appropriately provided for within district and other plans and will result in greater consistency on how education-related activities are managed across New Zealand.		
S331.115	Ministry of Education Te Tāhuhu o Te Mātauranga	ME253	Support	The submitter supports the inclusion ME253, the proposed new designation over the existing Kaikohe Christian School.	Retain ME253, the proposed new designation over the existing Kaikohe Christian School, as proposed.	Accept	3.2.6.4
S331.116	Ministry of Education Te Tāhuhu o Te Mātauranga	ME254	Support	The submitter supports the inclusion ME254, the proposed new designation over the existing Kaitaia Abundant Life School.	Retain the inclusion of the proposed new designation over the existing Kaitaia Abundant Life School, as proposed.	Accept	3.2.6.4
S356.119	Waka Kotahi NZ Transport Agency	Designations	Support	Waka Kotahi supports the inclusion of the state highway designations however notes that the legal name for Waka Kotahi as a Requiring Authority is the New Zealand Transport Agency written in full. When the designations are confirmed, the Requiring Authority name recorded in the Operative District Plan should be either Waka Kotahi New Zealand Transport Agency, or simply New Zealand Transport Agency.	Refer to the New Zealand Transport Agency in full in the title in the designation schedule.	Accept	3.2.6.7
S356.125	Waka Kotahi NZ Transport Agency	Designations	Support in part	Waka Kotahi supports the inclusion of the state highway designations on the planning maps, however notes areas where the designation boundaries need to be modified in discrete locations to incorporate the existing formed and operational road corridor. These modifications include: - extending the state highway designation:	Amend to correct the state highway geospatial shapefiles. Waka Kotahi is currently mapping the updated designation boundaries geospatially to accurately reflect the operational state highway corridors and will provide these to Council in due course.	Accept	3.2.6.7

Proposed Far North District Plan – s42A Report Table

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Reasons	Summary of Decision Requested	Officer recommendation	Relevant section of S42A Report
				<p>o to either 10m from the road centreline (or to the adjoining fenceline) - over waterways (ie. bridges) that are not within the coastal marine area; and also - rectifying minor mapping errors. These modifications will provide for the on-going operation, maintenance and mitigation of effects of the state highway, and will more accurately reflect the current use of the land as state highway corridor. They will also identify where the road may be required to be legalised to correct any discrepancies with the existing road parcel boundaries. In most cases, these discrepancies are historical in nature and modifying the designation boundary through the district plan process allows an opportunity to rectify those. While this land is not currently legal road, it does form part of the constructed and fully operational state highway network. The proposed modifications are designating existing state highway infrastructure that is already formed and operational and is not in private use. Refer Attachment A for examples of where the state highway designation boundaries will be modified. Waka Kotahi is currently mapping the updated designation boundaries geospatially to accurately reflect the operational state highway corridors and will provide these to Council in due course.</p>			
S356.126	Waka Kotahi NZ Transport Agency	Designations	Support in part	Waka Kotahi notes that designation CNZ17 (Te Kao Exchange) appears to be in the incorrect location and also overlaps the NZTA-1 designation. From discussions with Chorus, Waka Kotahi understands the CNZ17 designation	Confirmation of the correct location of the CNZ17 Te Kao Exchange designation.	Accept	3.2.6.4

Proposed Far North District Plan – s42A Report Table

Submission Point	Submitter (S) / Further Submitter (FS)	Provision	Position	Reasons	Summary of Decision Requested	Officer recommendation	Relevant section of S42A Report
				should be located further north, as shown in the submission.			
S356.121	Waka Kotahi NZ Transport Agency	NZTA-1	Support in part	To ensure accuracy and to provide clarity, Waka Kotahi requests that the designation hierarchies for NZTA-1 (SH1), NZTA-3 (SH11), NZTA-4 (SH12) and NZTA-5 (SH15) be amended, as there are sections of the state highway designation that overlap with other designations, such as other New Zealand Transport Agency and KiwiRail designations.	Amend Designation Hierarchy for NZTA-1 from 'Primary' to 'Varies'.	Accept	3.2.6.4
S356.122	Waka Kotahi NZ Transport Agency	NZTA-3	Support in part	To ensure accuracy and to provide clarity, Waka Kotahi requests that the designation hierarchies for NZTA-1 (SH1), NZTA-3 (SH11), NZTA-4 (SH12) and NZTA-5 (SH15) be amended, as there are sections of the state highway designation that overlap with other designations, such as other New Zealand Transport Agency and KiwiRail designations.	Amend Designation Hierarchy for NZTA-3 from 'Primary' to 'Varies'.	Accept	3.2.6.4
S356.123	Waka Kotahi NZ Transport Agency	NZTA-4	Support in part	To ensure accuracy and to provide clarity, Waka Kotahi requests that the designation hierarchies for NZTA-1 (SH1), NZTA-3 (SH11), NZTA-4 (SH12) and NZTA-5 (SH15) be amended, as there are sections of the state highway designation that overlap with other designations, such as other New Zealand Transport Agency and KiwiRail designations.	Amend Designation Hierarchy for NZTA-4 from 'Primary' to 'Varies'.	Accept	3.2.6.4
S356.120	Waka Kotahi NZ Transport Agency	NZTA-5	Support in part	Waka Kotahi notes there is a minor typo in the site identifier description for NZTA-5, with the word 'district' spelt incorrectly.	Amend site identifier for NZTA-5 to read: State Highway 15 from the intersection with State Highway 1 at Ōkaihau in the north to the Whāngarei District boundary at Twin Bridges in the south	Accept	3.2.6.4
S356.124	Waka Kotahi NZ Transport Agency	NZTA-5	Support in part	To ensure accuracy and to provide clarity, Waka Kotahi requests that the designation hierarchies for NZTA-1	Amend Designation Hierarchy for NZTA-5 from 'Primary' to 'Varies'.	Accept	3.2.6.4

Proposed Far North District Plan – s42A Report Table

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				(SH1), NZTA-3 (SH11), NZTA-4 (SH12) and NZTA-5 (SH15) be amended, as there are sections of the state highway designation that overlap with other designations, such as other New Zealand Transport Agency and KiwiRail designations.			
S489.043	Radio New Zealand	Designations	Support	RNZ support rollover of its designations in the Proposed District Plan. However, it considers that Operative Plan description of the nature of RNZ's works provides important clarity as to the types of activity that can occur at RNZ's Facilities under its designation. RNZ therefore seeks the retention of text within the Operative District Plan.	Insert the following text within the Overview: Radio New Zealand has two designations for facilities for radiocommunication, telecommunications and ancillary purposes and land uses. The nature of works to be carried out on the two sites generally involve the installation, operation, maintenance, upgrading, replacement and removal of radiocommunication and telecommunication equipment and works and other land use activities incidental to such installation, operation, maintenance, upgrading, replacement and removal.	Accept	3.2.6.8
S489.044	Radio New Zealand	Conditions	Support	RNZ note that the text for Condition c. has not been numbered accordingly	Insert numbering for the last paragraph as follows: (c) The requiring authority shall be under no obligation to supply the information specified in Condition b. where any change in frequency and/or power of any existing transmission(s) results from repair or maintenance activities.	Accept	3.2.6.8
S282.015	Chorus New Zealand Limited, Spark New Zealand Trading Limited, Spark TowerCo Limited, Vodafone New Zealand Limited	Designations	Oppose	The name of the requiring authority is incorrect.	Amend the requiring authority name to 'Spark New Zealand Trading Limited'.	Accept	3.2.2
S483.187	Top Energy Limited	TE249	Not Stated	The lapse date in the PDP as notified states July 2032 (being 10 years from the month the Proposed Plan was	Amend Designation TE249 as follows:	Accept	3.2.6.9

Proposed Far North District Plan – s42A Report Table

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				<p>notified). Top Energy sought that the lapse date for this designation be amended to "10 years after the date on which the designation is included in the District Plan" . This would be taken from the dated that the District Plan becomes operative. Accordingly, Top Energy requests that this be amended to reflect 10 years from the date at which District Plan becomes operative. Condition 2 is a duplication of condition 1, Top Energy requests that it be deleted.</p> <p>Top Energy request a condition that an Outline Plan of Works is not required where the activity being undertaken is in accordance with the information submitted by Top Energy in support of the notice of requirement.</p>	<ul style="list-style-type: none"> Amend the lapse date to reflect 10 years from the date at which District Plan becomes operative Delete condition 2 Insert a condition that a condition that an Outline Plan of Works is not required where the activity being undertaken is in accordance with the information submitted by Top Energy in support of the notice of requirement. 			
FS345.238	Ngawha Generation Limited		Support	NGL is a subsidiary of Top Energy Limited. NGL supports all submission points made by Top Energy.	Allow	Allow all of the relief sought by Top Energy Limited in its submission (S483).	Accept	3.2.6.9
S356.127	Waka Kotahi NZ Transport Agency	Designation	Support in part	Waka Kotahi notes the inclusion of designations of other Requiring Authorities. The boundaries of some of these designations appear to overlap the state highway designation boundaries. Waka Kotahi seeks confirmation from these Requiring Authorities that the boundaries of their designations are correct. Refer to the submission for examples of where other Requiring Authority designation overlaps with the state highway designations.	Confirmation of non Waka Kotahi designations that overlap with Waka Kotahi designations		Accept	3.2.6.4
S416.070	KiwiRail Holdings Limited	Designation	Support in part	This submission seeks to join up the railway designation in the GIS designation layer on the maps at	Amend the planning maps to correct errors and omissions for KiwiRail designations by		Accept	3.2.5

Proposed Far North District Plan – s42A Report Table

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				several roads and structures over streams within the district. Most 'gap' errors occur in the northern section of the railway corridor, with few, if any, on the NAL south of Otiria. KiwiRail will provide an amended shapefile.	joining layer so it forms one continuous network designation (refer to submission).		
S416.071	KiwiRail Holdings Limited	Designation	Support in part	The objectives identifying Outstanding Natural Features and Landscapes and Outstanding Natural Character is to ensure that these landscapes and their attributes are recognised and protected from inappropriate subdivision, use and development. The benefits of infrastructure are provided irrespective of location. The Plan also recognises the functional need for infrastructure to be located within these areas, and that designated land transport corridors are generally highly modified areas.	Amend the planning maps to delete the following overlays from KiwiRail designations; <ul style="list-style-type: none"> Outstanding Natural Features and Outstanding Natural Landscapes Outstanding Natural Character 	Accept	3.2.5
S331.114	Ministry of Education Te Tāhuhu o Te Mātauranga	Designation	Support	The submitter supports all designations listed in the Plan's Designation section and shown in the Plan Maps.	Retain Designations as shown in planning maps, as proposed.	Accept	3.2.6.4