

OFFICER'S REPORT FOR:

Hearings Panel

SUBJECT:

Proposed Waimakariri District Plan:
Tautapa – Designations
(Requiring authorities other than the District Council)

PREPARED BY:

Neil Sheerin, Senior Policy Planner

REPORT DATED:

6 March 2024

DATE OF HEARING:

Hearing Stream 11
15 April 2024



WAIMAKARIRI
DISTRICT COUNCIL

Executive Summary

1. This report considers submissions received by the District Council as territorial authority in relation to existing designations ('designations') and notices of requirement for new designations ('requirements') in the Proposed Plan lodged by requiring authorities **other** than the District Council. This report outlines recommendations in response to the issues that have emerged from these designations and requirements and submissions on them.
2. A separate report by an independent planning consultant will deal with designations and requirements lodged by the District Council as requiring authority and submissions on them.
3. There are 90 designations and requirements in the Proposed Plan from 10 requiring authorities **other** than the District Council. 55 of these are 'roll overs' of existing designations from the Operative Plan into the Proposed Plan without modification, 31 are roll overs of existing designations with modification, and 4 are requirements for new designations over existing facilities.
4. There were 8 submissions and 10 submission points relating to these designations or requirements. Five of the eight submissions received were from requiring authorities submitting on their own designations or requirements. Three submission points sought retention of designations or requirements as notified. Six submission points also sought retention of designations or requirements, albeit with requested amendments seeking minor technical corrections to matters such as designation purpose, legal description, address, and mapping of designation boundaries. One submission point was from a requiring authority seeking retention of a definition in the Proposed Plan as notified that is also a National Planning Standards definition, with the definition forming the purpose of a designation by that requiring authority to be rolled over with modification.
5. All submissions and submission points are recommended to be accepted and I have recommended amendments to the designations and requirements to address matters raised in submissions. The recommended changes are set out in **Appendix A** of this report.
6. Recommended responses to each submission / submission point, and reasons, are set out in **Appendix B** of this report.
7. Recommendations made in respect of the designations and requirements, and reasons, including those receiving no submissions, are set out in **Appendix C Tables 1 to 3** of this report.
8. Having considered the designations and requirements (other than those for the District Council), related submissions, and the matters set out in section 171 of the RMA, I recommend the following:
 - a. **No recommendation or decision be made** on existing designations rolled over from the Operative Plan into the Proposed Plan without modification and on which no submissions were received, as set out in section 2.1.2 and Appendix C Table 1 of this report, and these designations be included in the Proposed Plan;
 - b. Designations and requirements be:
 - i. **confirmed** as set out in Appendix C Table 2 of this report;
 - ii. **modified** as set out in Appendix C Table 3, and Appendix A, of this report.

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Interpretation

This report may utilise the following abbreviations **relevant to this report** for brevity as set out in Tables 1 and 2 below:

Table 1: Abbreviations of technical terms

Abbreviation	Means
District	Waimakariri District
Operative Plan	Operative Waimakariri District Plan
Proposed Plan	Proposed Waimakariri District Plan
RMA	Resource Management Act 1991

Table 2: Abbreviations of organisation names

Abbreviation	Means
CNZ	Chorus NZ Ltd
District Council	Waimakariri District Council
HDC	Hurunui District Council
KRH	KiwiRail Holdings Ltd
MCOR	Minister of Corrections
MEDU	Minister of Education
MPNZ	Mainpower NZ Ltd
MPOL	Minister of Police / NZ Police
NZTA	NZ Transport Agency Waka Kotahi
SPK	Spark NZ Trading Ltd
TPR	Transpower NZ Ltd

1 Introduction

1.1 Purpose

9. The purpose of this report is to provide the Hearings Panel with a summary and analysis of the existing designations ('designations') and notices of requirement for new designations ('requirements') in the Proposed Plan lodged by requiring authorities **other** than the District Council, and submissions received on them by the District Council as territorial authority, and make recommendations with respect to the designations and requirements.
10. A separate report by an independent planning consultant will deal with designations and requirements lodged by the District Council as requiring authority and submissions on them.
11. This report is prepared under section 42A of the RMA.
12. This report discusses the submissions received on designations and requirements following notification of these at the same time as notification of the Proposed Plan, and concludes with recommendations with respect to whether the designations or requirements should be confirmed or modified.
13. The recommendations are informed by evaluation undertaken by the author.
14. This report is provided to assist the Hearings Panel in their role as Independent Commissioners. The Hearings Panel may choose to accept or reject the conclusions and recommendations of this report and may come to different conclusions and make different recommendations, based on the information and evidence provided to them by requiring authorities and submitters.

1.2 Author

15. My name is Neil Lindsay Sheerin. My qualifications and experience are set out in **Appendix D** of this report.
16. My role in preparing this report is that of an expert planner.
17. The scope of my evidence relates to designations and requirements in the Proposed Plan lodged by requiring authorities **other** than the District Council and submissions on them. I confirm that the issues addressed in this statement of evidence are within my area of expertise as an expert planner.
18. I note that during the course of the District Plan Review I have provided advice regarding designations and requirements to the District Council in its roles as both territorial authority and requiring authority. However, this advice has generally been restricted to explaining or clarifying technical aspects of designations, outline plans, the requirement for designation process, and the Hearing process.
19. Although this is a District Council Hearing, I have read the Code of Conduct for Expert Witnesses contained in the 2023 Practice Note issued by the Environment Court. I have complied with that Code when preparing my written statement of evidence and I agree to comply with it when I give any oral evidence.

20. Any data, information, facts, and assumptions I have considered in forming my opinions are set out in the part of the evidence in which I express my opinions. Where I have set out opinions in my evidence, I have given reasons for those opinions.
21. I have not omitted to consider material facts known to me that might alter or detract from the opinions expressed.

1.3 Key Issues in Contention

22. There are no issues in contention.
23. There are 90 designations or requirements in the Proposed Plan from 10 requiring authorities **other** than the District Council. 55 of these are 'roll overs' of existing designations from the Operative Plan into the Proposed Plan without modification, 31 are roll overs of existing designations with modification, and 4 are requirements for new designations over existing facilities.
24. There were 8 submissions and 10 submission points relating to these designations or requirements.
25. Five of the eight submissions received were from requiring authorities submitting on their own designations or requirements. Three submission points sought retention of designations or requirements as notified. Six submission points also sought retention of designations or requirements, albeit with requested amendments seeking minor technical corrections to matters such as designation purpose, legal description, address, and mapping of designation boundaries. One submission point was from a requiring authority seeking retention of a definition in the Proposed Plan as notified that is also a National Planning Standards definition, with the definition forming the purpose of a designation by that requiring authority to be rolled over with modification.
26. I address the submissions received in section 3 of this report.
'Primacy'
27. In October 2023 the Hearings Panel requested future s42A reports include an assessment of any potential implications that may arise should objectives in the Strategic Directions chapter of the Proposed Plan be given 'primacy' over Chapter objectives and policies, or not, and that this be carried out in accordance with the approach set out in Mr Buckley's memorandum dated 29 September 2023 (refer Minute 11, 2 October 2023, paragraph 8).
28. For the purposes of this report, no primacy assessment has been undertaken as I do not consider this relevant in the context of designations, as designations override other district plan provisions.

1.4 Procedural Matters

29. At the time of writing this report there have not been any pre-hearing conferences, clause 8AA meetings or expert witness conferencing in relation to submissions on the designations.

2 Statutory Considerations

2.1 Resource Management Act 1991

30. The Proposed Plan has been prepared in accordance with the RMA and in particular, the requirements of Clause 4 of Schedule 1, 'Requirements to be inserted prior to notification of proposed district plans'.
31. When reviewing a district plan Clause 4 (1A) and (1B) of Schedule 1 requires the District Council to invite requiring authorities that have an existing designation in an operative district plan that has not lapsed to give written notice to the District Council stating whether the requiring authority requires the designation to be included in its proposed district plan, with or without modification (commonly known as 'roll overs', or existing designations 'rolled over' from an operative plan into a proposed plan). Under clause 4(4) of Schedule 1, if a requiring authority does not respond to the District Council's invitation, the designation is not included in the proposed district plan.
32. On 15 July 2020 the District Council as territorial authority sent letters to requiring authorities with designations in the Operative Plan, and publicly advertised, notifying the opportunity for requiring authorities to advise whether they wished to roll over any existing designations from the Operative Plan into the Proposed Plan, with or without modification. This closed on 4 September 2020.
33. The District Council as territorial authority sent letters on 23 October 2020 to requiring authorities with designations in the Operative Plan, and publicly advertised on 31 October 2020, notifying the opportunity for requiring authorities to lodge notices of requirement for new designations to be included in the Proposed Plan. This closed 18 December 2020.
34. The submission process on designations and requirements ran at the same time as the submission process on all other content in the Proposed Plan.
35. The requirements for recommendations and decisions on designations and requirements in the Proposed Plan are set out in Clause 9 of Schedule 1:
- 9 Recommendations and decisions on requirements*
- (1) The territorial authority shall make and notify its recommendation in respect of any provision included in the proposed district plan under clause 4(5) to the appropriate authority in accordance with section 171 or section 191.*
- (2) The territorial authority shall make its decision on provisions included in the proposed district plan under clause 4(6) in accordance with section 168A(3) or section 189A(3), as the case may be.*
- (3) Nothing in this clause shall allow the territorial authority to make a recommendation or decision in respect of any existing designations or heritage orders that are included without modification and on which no submissions are received.*
36. Consideration of the designations and requirements must take into account the matters set out in section 171 of the RMA.

2.1.1 Section 171 Recommendation by Territorial Authority

37. Section 171 of the RMA states:

(1A) When considering a requirement and any submissions received, a territorial authority must not have regard to trade competition or the effects of trade competition.

(1) When considering a requirement and any submissions received, a territorial authority must, subject to Part 2, consider the effects on the environment of allowing the requirement, having particular regard to—

(a) any relevant provisions of—

(i) a national policy statement:

(ii) a New Zealand coastal policy statement:

(iii) a regional policy statement or proposed regional policy statement:

(iv) a plan or proposed plan; and

(b) whether adequate consideration has been given to alternative sites, routes, or methods of undertaking the work if—

(i) the requiring authority does not have an interest in the land sufficient for undertaking the work; or

(ii) it is likely that the work will have a significant adverse effect on the environment; and

(c) whether the work and designation are reasonably necessary for achieving the objectives of the requiring authority for which the designation is sought; and

(d) any other matter the territorial authority considers reasonably necessary in order to make a recommendation on the requirement.

(1B) The effects to be considered under subsection (1) may include any positive effects on the environment to offset or compensate for any adverse effects on the environment that will or may result from the activity enabled by the designation, as long as those effects result from measures proposed or agreed to by the requiring authority.

(2) The territorial authority may recommend to the requiring authority that it—

(a) confirm the requirement:

(b) modify the requirement:

(c) impose conditions:

(d) withdraw the requirement.

(2A) However, if the requiring authority is the Minister of Education or the Minister of Defence, the territorial authority may not recommend imposing a condition requiring a financial contribution (as defined in section 108(9)).

(3) The territorial authority must give reasons for its recommendation under subsection (2).

38. For new requirements, and roll overs of existing designations with modification, the provisions of section 171 of the RMA apply. Accordingly, I have considered the new requirements, roll overs of existing designations with modification, and the submissions received on them, in section 3 of this report. I have provided recommendations and reasons (including recommended responses to the submissions received) for the Hearings Panel's consideration in section 4 of this report. Additional details of the submissions and the reasons given for the recommendation in response to those submissions are set out in **Appendix B** of this report.

2.1.2 *Rolled Over Designations*

39. In accordance with Clause 9(3) of Schedule 1 of the RMA, where an existing designation has been rolled over from the Operative Plan into the Proposed Plan without modification and no submissions are received, the rolled over designation must be included in the Proposed Plan. In these instances, the District Council as territorial authority does not make a recommendation to the requiring authority.
40. The existing designations rolled over from the Operative Plan into the Proposed Plan without modification and on which no submissions have been received, and on which no recommendation (by the territorial authority) or decision (by the requiring authority) need be made, are as follows:

Requiring Authority	Designation Identifier
Chorus NZ Ltd	CNZ-1 to CNZ-7
Hurunui District Council	HDC-1 to HDC-10
Mainpower NZ Ltd	MPNZ-1 MPNZ-3 MPNZ-5 to MPNZ-8
Minister of Police / NZ Police	MPOL-1
Spark NZ Trading Ltd	SPK-1 and SPK-2
Transpower NZ Ltd	TPR-1 to TPR-4

2.2 Trade Competition

41. Trade competition is not considered relevant to the designations in the Proposed Plan.
42. There are no known trade competition issues raised within the submissions.

3 Consideration of Designations, Requirements and Submissions

3.1 Designations and Requirements in Proposed Plan

43. There are 90 designations or requirements in the Proposed Plan from the following 10 requiring authorities **other** than the District Council:
- a. Chorus NZ Ltd (CNZ);
 - b. Hurunui District Council (HDC);
 - c. KiwiRail Holdings Ltd (KRH);
 - d. Minister of Corrections (MCOR);
 - e. Minister of Education (MEDU);
 - f. Mainpower NZ Ltd (MPNZ);
 - g. Minister of Police / NZ Police (MPOL);
 - h. NZ Transport Agency Waka Kotahi (NZTA);
 - i. Spark NZ Trading Ltd (SPK); and
 - j. Transpower NZ Ltd (TPR).
44. 55 of these are roll overs of existing designations from the Operative Plan into the Proposed Plan without modification, 31 are roll overs of existing designations with modification, and 4 are requirements for new designations over existing facilities.

3.2 Submissions Received

45. There were 8 submissions and 10 submission points from the following, relating to the designations or requirements in the Proposed Plan:
- a. Ara Poutama Aotearoa Department of Corrections;
 - b. Drucilla Kingi-Patterson;
 - c. KiwiRail Holdings Ltd;
 - d. Mainpower NZ Ltd;
 - e. Minister of Education;
 - f. Minister of Police / NZ Police;
 - g. NZ Transport Agency Waka Kotahi;
 - h. Z Energy Ltd.
46. Five of the eight submissions received were from requiring authorities submitting on their own designations or requirements – namely, the parties listed in paragraph 45 c. to g. above. Three submission points¹ sought retention of designations or requirements as notified. Six submission points² were from requiring authorities also seeking retention of their designations or requirements, albeit with requested amendments seeking minor technical corrections to matters such as designation purpose, legal description, address, and mapping of designation boundaries.

¹ Kingi-Patterson [16.7], NZTA [275.1], Z Energy [286.17]

² Education [277.1] [277.83], KiwiRail [273.98], Mainpower [249.22] [249.23], Police [45.1]

47. One submission point³ sought retention of the Proposed Plan definition of 'community corrections activity' as notified. The definition of 'community corrections activity' is a National Planning Standards definition. The definition 'community corrections activity' forms the designated purpose of the only Corrections designation in the Proposed Plan, MCOR-1. This is a roll-over of an existing designation, with modification to the designated purpose, changing it from 'periodic detention and probation reporting centre' to 'community corrections activity', with the modification included in the Proposed Plan as notified. No submissions were received on MCOR-1.

3.3 Recommendations

48. As all the submission points received are in support, or in support with only minor technical amendments requested, all submissions and submission points are recommended to be accepted and I have recommended amendments to designations and requirements to address matters raised in submissions.
49. Recommended amendments to designations and requirements are set out in **Appendix A** of this report.
50. Recommended responses to each submission / submission point, and reasons, are set out in **Appendix B** of this report in **submission point order**.
51. Recommendations made in respect of designations and requirements, and reasons, including those receiving no submissions, are set out in **Appendix C Tables 1 to 3** of this report in **requiring authority prefix and designation number order**.

³ Department of Corrections [52.1]

4 Conclusions


52. All submissions and submission points are recommended to be accepted and I have recommended amendments to designations and requirements to address matters raised in submissions as set out in **Appendix A** of this report.
53. Recommended responses to submissions on the designations and requirements, and reasons, are set out in **Appendix B** of this report.
54. Recommendations made in respect of the designations and requirements, and reasons, including those receiving no submissions, are set out in **Appendix C Tables 1 to 3** of this report.
55. I consider the designations and requirements, with the recommended amendments, will be the most appropriate means for achieving the objectives of the requiring authorities for which the designations and requirements are sought.

Recommendations:

I recommend that:

1. In accordance with Clause 9(3) of Schedule 1 of the RMA, **no recommendation or decision be made** on existing designations rolled over from the Operative Plan into the Proposed Plan without modification and on which no submissions were received, as set out in section 2.1.2 and Appendix C Table 1 of this report, and these designations be included in the Proposed Plan;
2. In accordance with Clause 9(1) of Schedule 1 and section 171(2)(a) of the RMA, the territorial authority recommend to the relevant requiring authority that it **confirm** its designations and requirements, as set out in Appendix C Table 2 of this report; and
3. In accordance with Clause 9(1) of Schedule 1 and section 171(2)(b) of the RMA, the territorial authority recommend to the relevant requiring authority that it **modify** its designations and requirements, as set out in Appendix C Table 3, and Appendix A, of this report.

Signed:

Name and Title		Signature
Report Author	Neil Sheerin Senior Policy Planner, Waimakariri District Council	

Appendix A. Recommended Amendments to Designations and Requirements

Where changes are recommended in response to submissions, these are shown as follows:

- Text recommended to be added to the Proposed Plan is **underlined**.
- Text recommended to be deleted from the Proposed Plan is **~~struck through~~**.

This appendix only shows designations or requirements that are recommended for amendment in response to submissions since the Proposed Plan was notified. If a designation or requirement is not shown here, the recommendation is that it stays the same as what was notified.

Minister of Education designations MEDU-1 to MEDU-23 and requirements MEDU-24 to MEDU-26

Amend the purpose of the Minister of Education (MEDU) designations and requirements as follows:

<p>EDUCATION PURPOSES</p>	<p>in the designated purpose of the Minister of Education designations, means to:</p> <ul style="list-style-type: none"> a. enable the use of the facilities on the site by and for the educational benefit of any preschool and school age students (i.e. years 0 to 13) regardless of whether they are enrolled in the institution located on the site. b. enable the provision of supervised care and study opportunities for students outside school hours in school facilities. c. enable the provision of community education (e.g. night classes for adults) outside school hours in school facilities. d. include but not be limited to the provision of academic, sporting, social and cultural education including through: <ul style="list-style-type: none"> i. formal and informal recreational, sporting and outdoor activities and competitions whether carried out during or outside school hours; ii. formal and informal cultural activities and competitions whether carried out during or outside school hours; iii. the provision of specialist hubs and units (including language immersion units and teen parenting units) for children with particular educational requirements or special needs. e. 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. f. enable the provision of associated administrative services; carparking and vehicle manoeuvring; and health, social services and medical services (including dental clinics and sick bays). g. enable housing on site for staff members whose responsibilities require them to live on site (e.g. school caretaker) and their families. <p>(Minister of Education Designations Definition)</p> <p><u>“Education Purposes” for the purposes of these designations shall, in the absence of specific conditions to the contrary:</u></p> <ul style="list-style-type: none"> <u>i. Enable the use of the facilities on the designated site by and for the educational benefit of any school age students (i.e.: years 0 to 13) and early childhood children regardless of whether they are enrolled at any institution located on that designated site.</u> <u>ii. Enable the provision of supervised care and study opportunities for students outside school hours in school facilities</u> <u>iii. Enable the provision of community education (e.g.: night classes for adults) outside school hours in school facilities</u>
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	<p>iv. <u>Include but not be limited to the provision of academic, sporting, social and cultural education including through:</u></p> <ul style="list-style-type: none">• <u>Formal and informal recreational, sporting and outdoor activities and competitions whether carried out during or outside school hours;</u>• <u>Formal and informal cultural activities and competitions whether carried out during or outside school hours;</u>• <u>The provision of specialist hubs and units (including language immersion units and teen parent units) for students with particular educational requirements or special needs; and</u> <p>v. <u>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.</u></p> <p>vi. <u>Enable the provision of associated administrative services; carparking and vehicle manoeuvring; and health, social service and medical services (including dental clinics and sick bays).</u></p> <p>vii. <u>Enable the housing on site for staff members whose responsibilities require them to live on site (e.g.: school caretaker) and their families.</u></p>
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Minister of Education (MEDU) requirement MEDU-26

Amend the legal description of MEDU-26 as follows:

St Patrick's School	
Designation unique identifier	MEDU-26
Designation purpose	Education purposes
Site identifier	61 Fuller St, Kaiapoi Part of Pt Lot 12 DP 1443 (Certificate of Title CB476/183) Part of Pt Lot 2 DP 1443 (Certificate of Title CB185/53) Part of Pt Lot 2 DP 1443 (Certificate of Title CB192/245) Pt Lot 2 DP 1443 (Certificate of Title CB318/236) Pt Lot 2 DP 44696 (Certificate of Title CB23B/711) Pt Lot 1 DP 4938 (Certificate of Title CB311/215) Pt Lot 1 DP 73029 (Certificate of Title CB42B/213) Total area: 1.033ha
Lapse date	5 years
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	No
Additional information	MEDU-26 New designation

Mainpower NZ Ltd (MPNZ) designations

MPNZ-4 Kaiapoi Substation

Amend the boundaries of the designation for the Kaiapoi Substation shown on the Proposed Plan map (below, left, shown as blue outline) to align with the correct image (below, right, shown as blue shading)



MPNZ-9 Rangiora North Zone Substation

Amend the boundaries of the designation for the Rangiora North Zone Substation shown on the Proposed Plan map (below, left, shown as blue outline) to align with the revised plan (below, right, shown as black outline)



Minister of Police / NZ Police (MPOL) designation MPOL-2

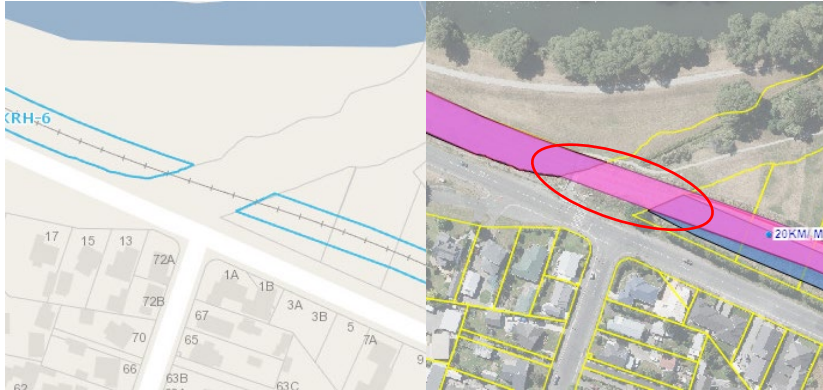
Amend the legal description of MPOL-2 as follows:

Kaiapoi Police Station	
Designation unique identifier	MPOL-2
Designation purpose	Police station
Site identifier	149 Williams Street, Kaiapoi Lot 2 DP 323375 (1,015m²) (742m²)
Lapse date	Has been given effect to
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	No
Additional information	Rollover of an existing designation, without modification. Legacy reference formerly D012.

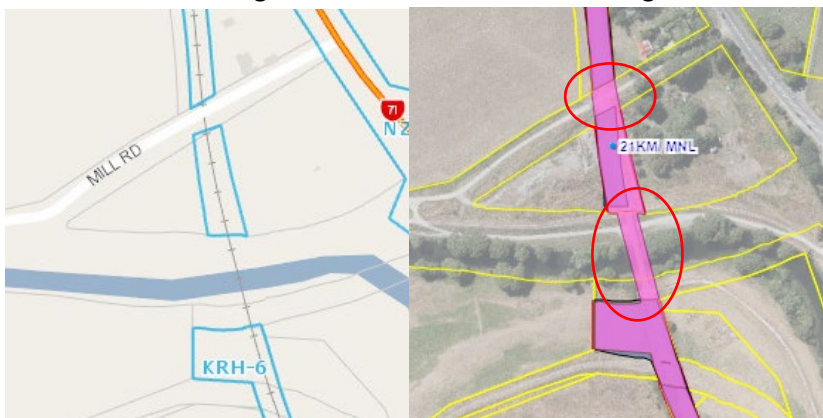
KiwiRail Holdings Ltd (KRH) designations KRH-1 to KRH-23

Amend KiwiRail designations on Proposed Plan map (below, left, shown as blue outline) to be as shown in map extracts in pink overlay (below, right), subject areas shown in red circle (blue underlay is the existing designation).

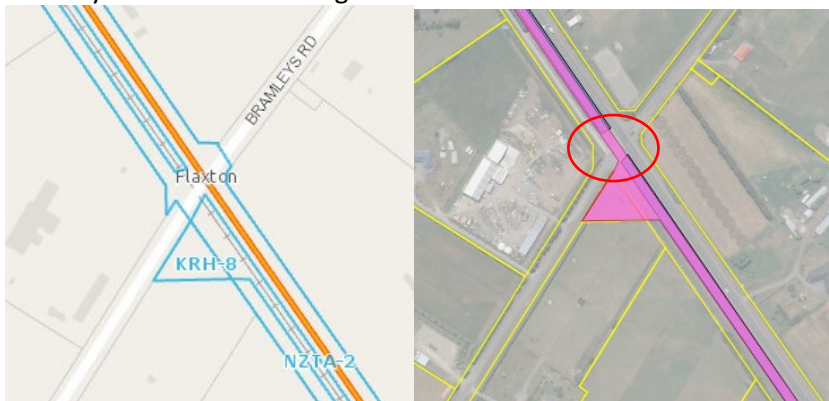
Main North Line Bridge 19



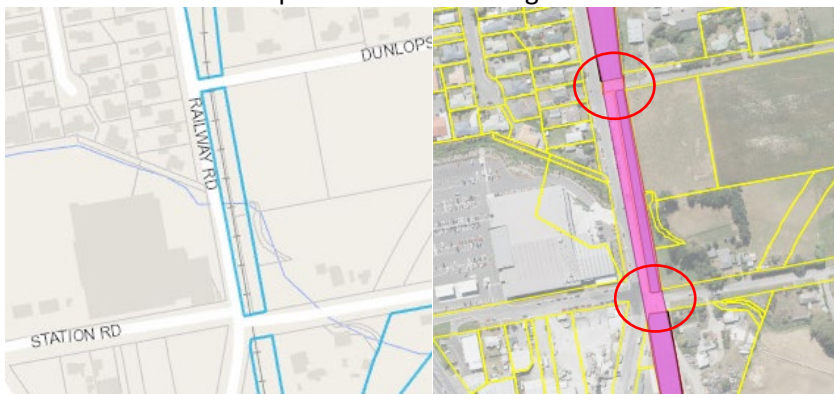
Main North Line Bridge 21 and Mill Road level crossing



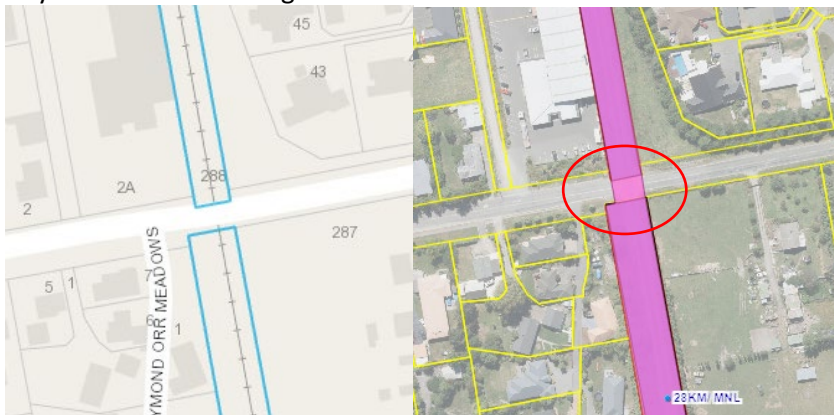
Bramleys Road level crossing



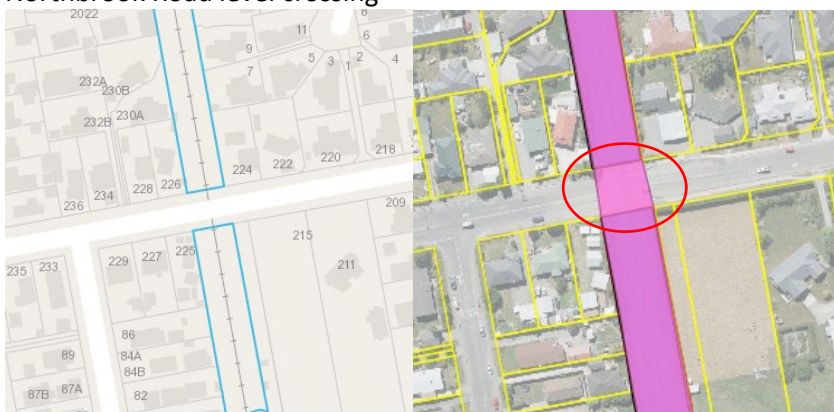
Marsh Road and Dunlops Road level crossings



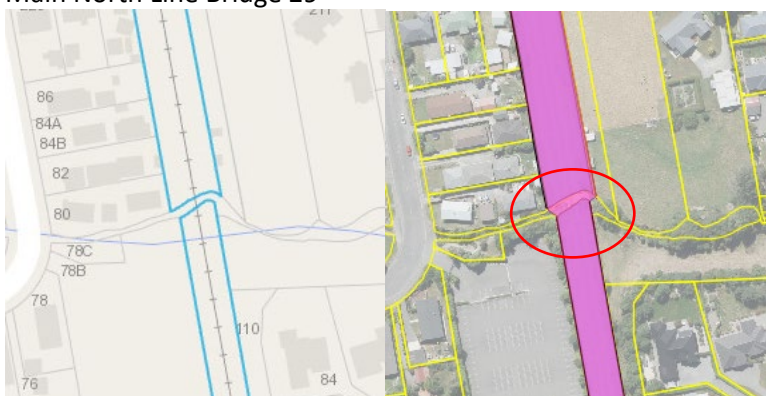
Boys Road level crossing



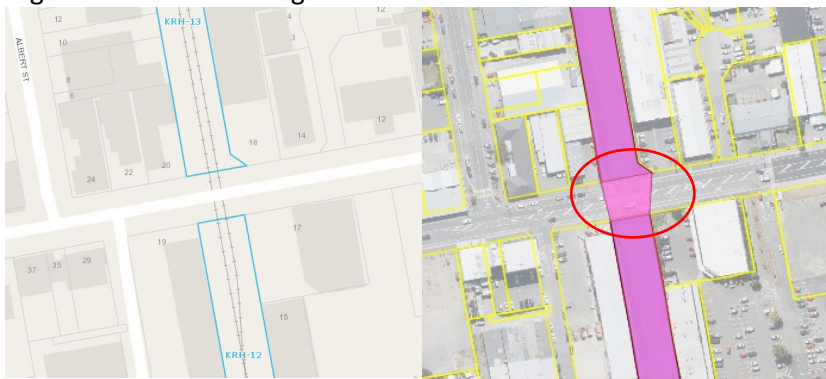
Northbrook Road level crossing



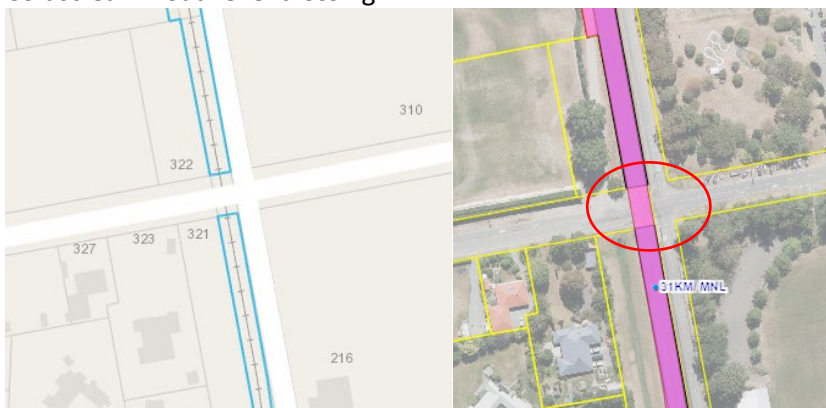
Main North Line Bridge 29



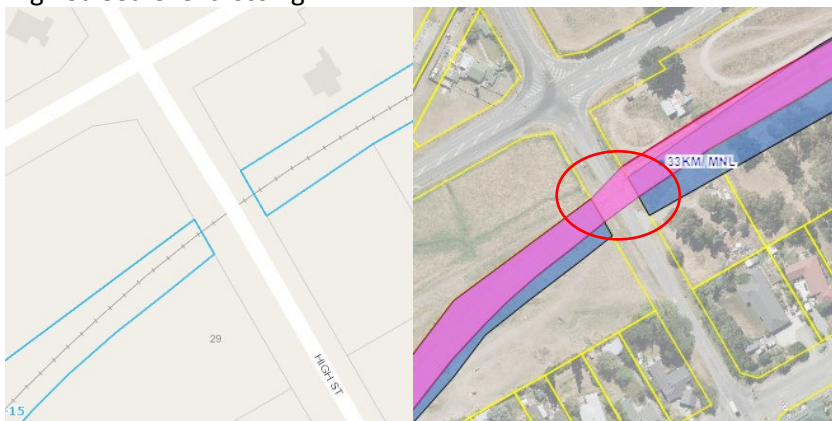
High Street level crossing



Coldstream Road level crossing



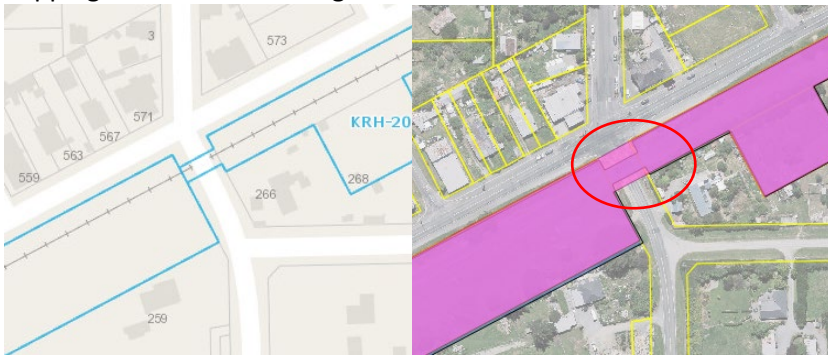
High Street level crossing



Beatties Road level crossing and alignment



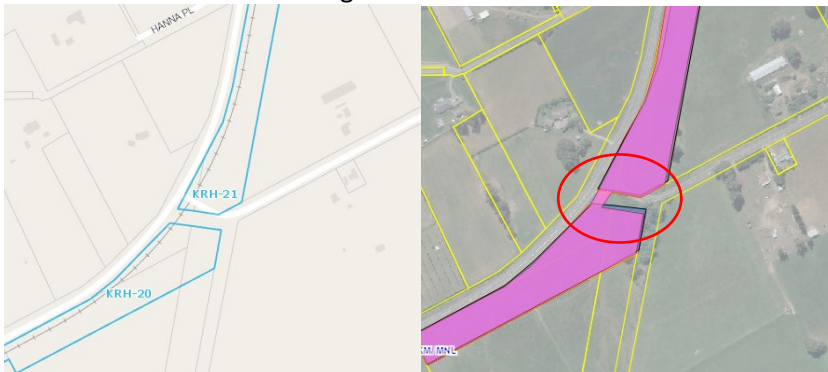
Toppings Road level crossing



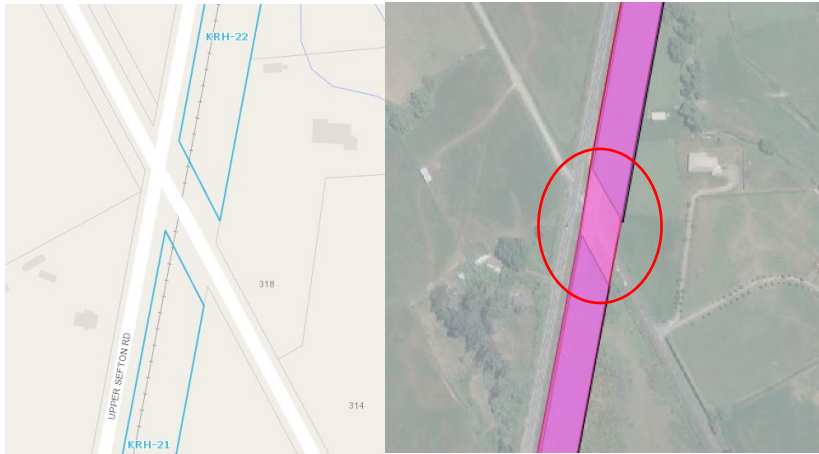
Boyces Road level crossing



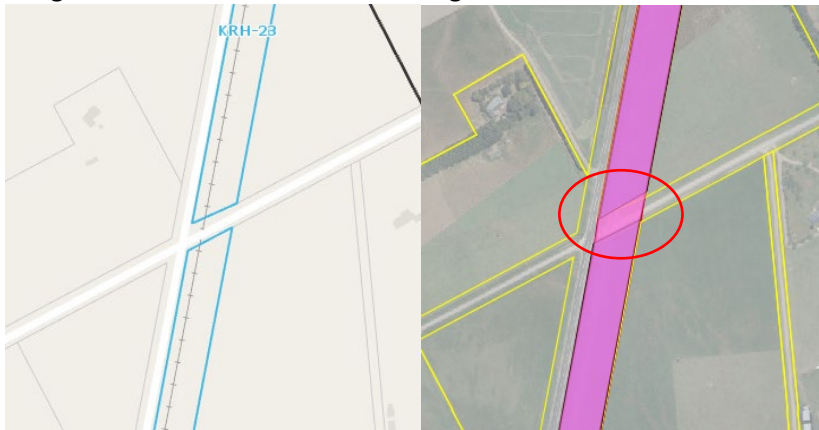
Harleston Road level crossing



Upper Sefton Road level crossing



Rangiora Leithfield Road level crossing



Appendix B. Recommended Responses to Submissions

Where changes are requested in submissions, these are shown as follows:

- Text requested to be added to the Proposed Plan is **underlined**.
- Text requested to be deleted from the Proposed Plan is **~~struck through~~**.

Appendix B: Recommended responses to submissions							
Sub. Ref.	Submitter / Further Submitter	Plan Provision / Designation Identifier	Decision Requested (Summary)	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
16.7	Drucilla Kingi-Patterson	NZTA-3	Support the traffic bypass for Woodend.	3	Accept	Rollover of an existing designation, with modification. The designation for the Woodend Bypass is recommended to be confirmed (see Appendix C Table 2). One other submission in support received. See also section 3.	No
45.1	Minister of Police / NZ Police	MPOL-2	The rolled over Minister of Police Designation MPOL-2 for Kaiapoi Police Station at 149 Williams Street, Kaiapoi has a minor error where the land area specified in the schedule is incorrect and requires modification. The designation currently states 1,015m ² whereas the land area for the designation should be 742m ² . Modify the legal description for Minister of Police Designation MPOL-2 to correctly state 742m ² , rather than 1,015m ² .	3	Accept	Rollover of an existing designation without modification. The designation legal description is recommended to be modified as requested in the Minister's submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix C Table 3.	Yes – see Appendix A
52.1	Ara Poutama Aotearoa Department of Corrections	Definition of "community corrections activity"	Support definition of 'community corrections activity' as is consistent with the National Planning Standards. 'Community corrections activities' are essential social infrastructure and play a valuable role in reducing reoffending. They build strong and resilient communities and enable people and communities to provide for their social and cultural well-being, health and safety. Retain definition of 'community corrections activity' as notified.	3	Accept	The definition of 'community corrections activity' in the Proposed Plan, is a National Planning Standards definition and as such cannot itself be amended. The definition 'community corrections activity' forms the designated purpose of the only Corrections designation in the Proposed Plan, MCOR-1. This is a roll-over of an existing designation with modification to the designated purpose, changing it from 'periodic detention and probation reporting centre' to 'community corrections activity', with the modification included in the Proposed Plan as notified. No submissions were received on MCOR-1. MCOR-1 is recommended to be confirmed (see Appendix C, Table 2). On this basis the definition is recommended to be retained as notified, as its retention supports MCOR-1. See also section 3.	No
249.22	Mainpower NZ Ltd	MPNZ-4	Support the inclusion of Kaiapoi Substation designation MPNZ-4 however the designation's boundaries on the planning map need to be corrected. Amend the boundaries of the Kaiapoi Substation designation MPNZ-4 to align with the image provided in the submission.	3	Accept	Rollover of an existing designation without modification. The mapping of the designation boundaries is recommended to be amended as requested in Mainpower's submission on the basis of the corrected image provided in its submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix C Table 3.	Yes – see Appendix A

Appendix B: Recommended responses to submissions							
Sub. Ref.	Submitter / Further Submitter	Plan Provision / Designation Identifier	Decision Requested (Summary)	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
249.23	Mainpower NZ Ltd	MPNZ-9	Support inclusion of the Rangiora North Zone Substation designation MPNZ-9, however seek that the designation boundaries on the planning map are corrected. Amend boundaries of the Rangiora North Zone Substation designation MPNZ-9 to align with the plan provided in the submission.	3	Accept	Rollover of an existing designation, with modification. The mapping of the designation boundaries is recommended to be amended as requested in Mainpower's submission on the basis of the revised plan provided in its submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix C Table 3.	Yes – see Appendix A
275.1	NZ Transport Agency Waka Kotahi	NZTA-3	Support definition of 'certification' as it relates to the Woodend Bypass designation conditions and was agreed through the notice of requirement process. Retain definition of 'certification' as it relates to the Woodend Bypass designation conditions as notified.	3	Accept	Rollover of existing designation, with modifications (which do not relate to this definition). The definition of 'certification' forms part of the conditions for the existing Woodend Bypass designation which was confirmed in 2015. No other submissions relating to this definition received. The designation is recommended to be confirmed (see Appendix C Table 2). On this basis the definition is recommended to be retained as notified, as its retention supports NZTA-3. See also section 3.	No
277.1	Minister of Education	MEDU-1 to MEDU-26	<p>The Ministry request the proposed definition for “Education Purposes” is updated to be consistent with the most recent definition provided by the Minister of Education. Amend as follows:</p> <p>In the designated purpose of the Minister of Education designations, means to:</p> <p>a. enable the use of the facilities on the site by and for the educational benefit of any preschool and school age students (i.e. years 0 to 13) regardless of whether they are enrolled in the institution located on the site.</p> <p>b. enable the provision of supervised care and study opportunities for students outside school hours in school facilities.</p> <p>c. enable the provision of community education (e.g. night classes for adults) outside school hours in school facilities.</p> <p>d. include but not be limited to the provision of academic, sporting, social and cultural education including through:</p> <p>i. formal and informal recreational, sporting and outdoor activities and competitions whether carried out during or outside school hours;</p> <p>ii. formal and informal cultural activities and competitions whether carried out during or outside school hours;</p>	3	Accept	The definition of “education purposes” is a condition, and forms the designated purpose, of all the Minister's designations and requirements. The designated purpose is recommended to be amended as requested in the Minister's submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix C Table 3.	Yes – see Appendix A

Appendix B: Recommended responses to submissions							
Sub. Ref.	Submitter / Further Submitter	Plan Provision / Designation Identifier	Decision Requested (Summary)	Section of this Report where Addressed	Officer’s Recommendation	Officers’ Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
			<p>iii. 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> <p>e. 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>f. enable the provision of associated administrative services; carparking and vehicle manoeuvring; and health, social services and medical services (including dental clinics and sick bays).</p> <p>g. enable housing on site for staff members whose responsibilities require them to live on site (e.g. school caretaker) and their families.</p> <p>(Minister of Education Designations Definition)</p> <p>“Education Purposes” for the purposes of these designation shall, in the absence of specific conditions to the contrary:</p> <p>i. Enable the use of the facilities on the designated site by and for the educational benefit of any school age students (i.e.: years 0 to 13) and early childhood children regardless of whether they are enrolled at any institution located on that designated site.</p> <p>ii. Enable the provision of supervised care and study opportunities for students outside school hours in school facilities</p> <p>iii. Enable the provision of community education (e.g.: night classes for adults) outside school hours in school facilities</p> <p>iv. Include but not be limited to the provision of academic, sporting, social and cultural education 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 parent units) for students with particular educational requirements or special needs; and <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; carparking and vehicle manoeuvring; and health, social service and medical services (including dental clinics and sick bays).</p>				

Appendix B: Recommended responses to submissions							
Sub. Ref.	Submitter / Further Submitter	Plan Provision / Designation Identifier	Decision Requested (Summary)	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
			vii. Enable the housing on site for staff members whose responsibilities require them to live on site (e.g.: school caretaker) and their families.				
277.83	Minister of Education	MEDU-26	<p>Seek amendment to site identifier (i.e. legal description) for designation MEDU-26.</p> <p>Amend MEDU-26 legal description: Part of Pt Lot 12 DP 1443 Part of Pt Lot 2 DP 1443 Part of Pt Lot 2 DP 1443 Pt Lot 2 DP 1443 Pt Lot 2 DP 44696 Pt Lot 1 DP 4938 Pt Lot 1 DP 73029</p>	3	Accept	This is a new requirement to designate an existing school. The legal description is recommended to be amended as requested in the Minister's submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix C Table 3.	Yes – see Appendix A
286.17	Z Energy Ltd	NZTA-1	Support Designation NZTA-1, noting its purpose is to undertake construction, maintenance, operation, use and improvement of the State Highway network and associated infrastructure. Retain Designation NZTA-1 as notified.	3	Accept	Rollover of an existing designation, with modification. The designation is recommended to be confirmed. No other submissions received. See also section 3 and Appendix C Table 2.	No
373.98	KiwiRail Holdings Ltd	KRH-1 to KRH-23	<p>There are areas where existing railway lines cross over roads which have not been designated, as previously requested, as well as three railway bridges within the existing rail corridor.</p> <p>Amend planning maps in the following locations as shown in map extracts in pink overlay, subject areas shown in red circle (blue underlay is the existing designation) (see maps attached to submission):</p> <p>Main North Line Bridge 19 Main North Line Bridge 21 and Mill Road level crossing Bramleys Road level crossing Marsh Road and Dunlops Road level crossings Boys Road level crossing Northbrook Road level crossing Main North Line Bridge 29 High Street level crossing Coldstream Road level crossing High Street level crossing Beatties Road level crossing and alignment Toppings Road level crossing Boyces Road level crossing Harleston Road level crossing Upper Sefton Road level crossing Rangiora Leithfield Road level crossing</p>	3	Accept	Rollovers of existing designations, without modification. The mapping of the designations is recommended to be amended as requested in KiwiRail's submission on the basis of the plans provided in its submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix C Table 3.	Yes – see Appendix A

Appendix C. Recommended Decisions on Designations and Requirements

See Tables 1, 2 and 3 below

Appendix C, Table 1: Designations to be included on which no recommendation or decision need be made						
Requiring Authority	Designation Identifier	Designation Purpose	Lapse Period	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
CNZ - Chorus NZ Ltd	CNZ-1 to CNZ-7	Telecommunication, radiocommunication and ancillary purposes	Have been given effect to	N/A - see section 2.1.2	Rollovers of existing designations without modification. No submissions received.	No
HDC - Hurunui District Council	HDC-1 to HDC-10	Water supply purposes	Have been given effect to	N/A - see section 2.1.2	Rollovers of existing designations without modification. No submissions received.	No
MPNZ - Mainpower NZ Ltd	MPNZ-1	Electricity substation	Has been given effect to	N/A - see section 2.1.2	Rollover of an existing designation without modification. No submissions received.	No
	MPNZ-3	Electricity substation	Has been given effect to	N/A - see section 2.1.2	Rollover of an existing designation without modification. No submissions received.	No
	MPNZ-5	Electricity substation	Has been given effect to	N/A - see section 2.1.2	Rollover of an existing designation without modification. No submissions received.	No
	MPNZ-6	Office, storage, maintenance depot, workshop and ancillary activities	Has been given effect to	N/A - see section 2.1.2	Rollover of an existing designation without modification. No submissions received.	No
	MPNZ-7	Electricity substation	Has been given effect to	N/A - see section 2.1.2	Rollover of an existing designation without modification. No submissions received.	No
	MPNZ-8	Electricity substation	Has been given effect to	N/A - see section 2.1.2	Rollover of an existing designation without modification. No submissions received.	No
MPOL - Minister of Police / NZ Police	MPOL-1	Police station	Has been given effect to	N/A - see section 2.1.2	Rollover of existing designation without modification. No submissions received.	No
SPK - Spark NZ Trading Ltd	SPK-1 and SPK-2	Telecommunication, radiocommunication and ancillary purposes	Have been given effect to	N/A - see section 2.1.2	Rollovers of existing designations without modification. No submissions received.	No
TPR - Transpower NZ Ltd	TPR-1 to TPR-3	Electricity substation	Have been given effect to	N/A - see section 2.1.2	Rollovers of existing designations without modification. No submissions received.	No
	TPR-4	Underground electricity transmission cables and above ground cable termination structures	Has been given effect to	N/A - see section 2.1.2	Rollover of existing designation without modification. No submissions received.	No

Appendix C, Table 2: Designations and Requirements recommended to be confirmed						
Requiring Authority	Designation Identifier	Designation Purpose	Lapse Period	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
HDC - Hurunui District Council	HDC-11	Water supply purposes	5 years	Confirm	New requirement to designate an existing facility. No submissions received. See also section 3.	No
MCOR - Minister of Corrections	MCOR-1	Community corrections activity	Has been given effect to	Confirm	Rollover of an existing designation, with modification to designation purpose. No submissions received. See also section 3 and Appendix B.	No
MPNZ - Mainpower NZ Ltd	MPNZ-2	Electricity substation	Has been given effect to	Confirm	Rollover of an existing designation, with modification to legal description. No submissions received. See also section 3.	No

Appendix C, Table 2: Designations and Requirements recommended to be confirmed						
Requiring Authority	Designation Identifier	Designation Purpose	Lapse Period	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
	MPNZ-10	Electricity substation	Has been given effect to	Confirm	Rollover of an existing designation, with modification to site address. No submissions received. See also section 3.	No
	MPNZ-11	Electricity substation	Has been given effect to	Confirm	Rollover of an existing designation, with modification to site address. No submissions received. See also section 3.	No
NZTA - NZ Transport Agency Waka Kotahi	NZTA-1	To undertake construction, maintenance, operation, use and improvement of the state highway network and associated infrastructure	Has been given effect to	Confirm	Rollover of existing designation, with modifications as detailed in the Notice of Requirement, including bundling of five existing designations for SH1 into one, modification to designation purpose, and minor alterations to designation boundaries. One submission in support received. See also section 3 and Appendix B.	No
	NZTA-2	To undertake construction, maintenance, operation, use and improvement of the state highway network and associated infrastructure	Has been given effect to	Confirm	Rollover of existing designation, with modifications as detailed in the Notice of Requirement, including unbundling of SH71 (Lineside Rd) from the SH1 designation, modification to designation purpose, and minor alterations to designation boundaries. No submissions received. See also section 3.	No
	NZTA-3	To undertake construction, maintenance, operation, use and improvement of the Woodend Bypass and associated infrastructure	15 years (2030)	Confirm	Rollover of existing designation, with modifications as detailed in the Notice of Requirement, including modification to designation purpose, and updated mapping. Two submissions in support received. See also section 3 and Appendix B.	No

Appendix C, Table 3: Designations and Requirements recommended to be modified						
Requiring Authority	Designation Identifier	Designation Purpose	Lapse Period	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
KRH - KiwiRail Holdings Ltd	KRH-1 to KRH-23	Railway purposes	Have been given effect to	Modify	Rollovers of existing designations without modification. The mapping of the designations is recommended to be amended as requested by KiwiRail in its submission based on the plans provided in its submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix B.	Yes – see Appendix A
MEDU - Minister of Education	MEDU-1 to MEDU-23	Education purposes	Have been given effect to	Modify	Rollovers of existing designations, with modification to designation purpose. The definition of "education purposes" is a	Yes – see Appendix A

Appendix C, Table 3: Designations and Requirements recommended to be modified						
Requiring Authority	Designation Identifier	Designation Purpose	Lapse Period	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
					condition, and forms the designated purpose, of all the Minister's designations. The designated purpose is recommended to be amended as requested in the Minister's submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix B.	
	MEDU-24 to MEDU-25	Education purposes	5 years	Modify	New requirements to designate existing schools. The definition of "education purposes" is a condition, and forms the designated purpose, of all the Minister's designations. The designated purpose is recommended to be amended as requested in the Minister's submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix B.	Yes – see Appendix A
	MEDU-26	Education purposes	5 years	Modify	New requirement to designate an existing school. The definition of "education purposes" is a condition, and forms the designated purpose, of all the Minister's designations. The designated purpose and legal description are recommended to be amended as requested in the Minister's submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix B.	Yes – see Appendix A
MPNZ - Mainpower NZ Ltd	MPNZ-4	Electricity substation	Has been given effect to	Modify	Rollover of an existing designation without modification. The mapping of the designation boundary is recommended to be amended as requested by Mainpower in its submission based on the corrected image provided in its submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix B.	Yes – see Appendix A
	MPNZ-9	Electricity substation	Has been given effect to	Modify	Rollover of an existing designation, with modification to site address. The mapping of the designation boundary is recommended to be amended as requested by Mainpower in its submission based on the revised plan provided in its submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix B.	Yes – see Appendix A

Appendix C, Table 3: Designations and Requirements recommended to be modified						
Requiring Authority	Designation Identifier	Designation Purpose	Lapse Period	Officer's Recommendation	Officers' Reasons/Comments (Summary)	Recommended Amendments to Designations or Requirements?
MPOL - Minister of Police / NZ Police	MPOL-2	Police station	Has been given effect to	Modify	Rollover of existing designation without modification. Legal description recommended to be amended as requested in Minister's submission and as set out in Appendix A. No other submissions received. See also section 3 and Appendix B.	Yes – see Appendix A

Appendix D. Report Author's Qualifications and Experience

My full name is Neil Lindsay Sheerin.

I hold the following qualifications:

- Bachelor of Social Sciences (double major - Geography and Earth Sciences), University of Waikato; and
- Master of Regional and Resource Planning (with Credit), University of Otago.

I am a Full Member of the New Zealand Planning Institute.

I have over 30 years' experience working as a planner in local and central government and in a large multi-disciplinary private consultancy. My experience includes plan assessment; environmental effects assessment; submissions; consultation; resource consents; district plan reviews; plan changes; designations; outline plans; and Council hearings and Environment Court appeals, involving a wide range of subjects and projects.

I have been employed by the Waimakariri District Council since July 2017 as a Senior Policy Planner. My sole focus has been the Waimakariri District Plan Review. This has included work on various district-wide and zone provisions; Section 32 reports; the designation process; summarising and assessing submissions; and Section 42A reports.