



## **ARA POUTAMA AOTEAROA THE DEPARTMENT OF CORRECTIONS: SUBMISSION ON THE PROPOSED WAIMAKARIRI DISTRICT PLAN**

**To:** Waimakariri District Council  
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Ara Poutama Aotearoa, the Department of Corrections (“Ara Poutama” or “the Department”) makes the submissions on the Proposed Waimakariri District Plan (the “PWDP”) in the **attached** document.

The Department confirms it could not gain an advantage in trade competition through this submission.

The Department would like to be heard in support of its submission. If other submitters make a similar submission, the Department will consider presenting a joint case with them at a hearing.

A handwritten signature in blue ink, appearing to read "Andrea Millar", is positioned above a horizontal line.

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**Andrea Millar – Manager, Resource Management and Land Management**

For and behalf of Ara Poutama Aotearoa, the Department of Corrections

Dated this 26<sup>th</sup> day of November 2021

## **Introduction**

Ara Poutama Aotearoa, the Department of Corrections (“Ara Poutama” or “the Department”) is responsible under the Corrections Act 2004 for enforcing sentences and orders of the criminal court and the New Zealand parole board. In meeting this responsibility, the Department establishes and operates custodial and non-custodial corrections sites, monitors people in the care of the Department serving their sentences in the community and provides residential accommodation (with support) to assist the rehabilitation and/or reintegration of people back into the community.

The Department considers that its services enable people and communities to provide for their social and cultural well-being and for their health and safety, and therefore those activities and services contribute to the sustainable management purpose of the RMA.

### **Custodial Corrections Facilities**

Custodial corrections facilities include prisons, and detention facilities and may include non-custodial accommodation for people with high and complex needs, who have completed a prison sentence and are being supported and prepared for reintegration and transition back into the community. Non-custodial rehabilitation activities and programmes may also occur on site.

There are no custodial corrections facilities in the Waimakariri District.

### **Non-Custodial Community Corrections Sites**

Non-custodial community corrections sites include service centres and community work facilities and are essential social infrastructure. Non-custodial services and their associated infrastructure play a valuable role in reducing reoffending. Community work helps offenders learn vital skills and to give back to their community, and in return the community benefits from improved amenities.

The service centres provide for probation, rehabilitation and reintegration services. Offenders report to probation officers as required by the courts or as conditions of parole. The Department's staff also use service centres to undertake assessments and compile reports for the courts, police and probation officers. Service centres may also be used as administrative bases for staff involved in community-based activities. The overall activity is effectively one of an office where the generic activities involved are meetings and workshop type sessions, activities which are common in other office environments.

In addition to these service centres, the Department operates community work facilities. Community work is a sentence where offenders are required to undertake unpaid work for non-profit organisations and community projects. Offenders will report to a community work facility where they subsequently travel to their community work project under the supervision of a Community Work Supervisor. The community work facilities can be large sites with yard-based activities and large equipment and/or vehicle storage. Service centres and community work facilities may also be co-located on the same site.

Community corrections sites support offenders living in that community. The Department therefore looks to locate its sites in areas accessible to offenders, and near other supporting government agencies. Commonly, sites are therefore located in commercial or business areas, but may also be located in industrial areas, where large lots and accessibility suit the yard-based nature of some operations. As community corrections facilities are not “sensitive” to the effects of an industrial environment (e.g. noise, high traffic movements, etc), they are not prone to reverse sensitivity.

The Department operates one non-custodial community corrections site in the Waimakariri District. Rangiora Community Corrections is located at 81 Ivory Street, Rangiora, and is designated for “community corrections activity” in the PWDP (reference MCOR-1). The designation is not subject to any conditions. The Department requires that the PWDP also provides for community corrections facilities in other appropriate locations, should they be required in the future.

## **Residential Activities**

The Department operates residential units in the community throughout New Zealand. There is a range of housing, rehabilitation, reintegration and support provided in these facilities, depending on the needs of the residents. This service provides housing and other support for some people in the Department's care to assist with their rehabilitation, transition and integration back into the community. This may be for people following their release from prison, but also those on bail or community-based sentences (such as home detention).

Residential accommodation (with support) provides necessary facilities, such as sleeping, cooking, bathing and toilet facilities, which encompass a typical household living scenario; and a typical residential dwelling is utilised for such purposes. People living in this residential environment are not detained on site, the same as anyone else living in the community, except that some people are electronically monitored and/or supervised. In some instances, supervisory staff are present on-site to provide a level of care (being a range of rehabilitation, integration and support services) appropriate to meet the needs of the individual(s) residing at the site. It is noted that these support staff do not reside on-site and have an alternative residential address. In other instances, supervisory staff will provide support on a part-time basis.

In summary, Ara Poutama is responsible for a range of residential accommodation activities, which vary in nature and scale, all of which fall within the ambit of a residential activity.

## **The Department's Submission on the Proposed Waimakariri District Plan**

The Department has a vested interest in the implications that the PWDP may have on the establishment and operation of custodial and non-custodial facilities, and transitional and supported accommodation. The Department's specific submissions on the PWDP are outlined in the following table.

## Submissions

PSDP Provision	Submission	Relief Sought (additions shown in <u>underline</u> , deletions shown in <del>striketrough</del> )
Part 1 – Introduction and General Provisions / Te Whakamaramatanga – Interpretation / Definitions – Definition of “Community Corrections Activity”	<p><b>Support</b></p> <p>The Department requests the definition of “Community Corrections Activity” is retained.</p> <p>The definition of “Community Corrections Activity” is consistent with the wording provided for in 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.</p>	1. Retain the definition of “Community Corrections Activity”
Part 1 – Introduction and General Provisions / Te Whakamaramatanga – Interpretation / Definitions – Definition of “Residential Activity”	<p><b>Support</b></p> <p>The Department requests the definition of “Residential Activity” is retained.</p> <p>The definition of “Residential Activity” is consistent with the wording provided for in the National Planning Standards. This definition applies to a range of residential activities including those that involve an element of supervision, assistance, care and/or treatment support, such as the residential activities provided by Ara Poutama.</p>	1. Retain the definition of “Residential Activity”
Part 2 – District-wide Matters / Strategic Directions / SD - Rautaki ahunga - Strategic Directions / Objectives – Objective SD-O2	<p><b>Support in part</b></p> <p>The Department requests objective SD-O2 is retained but amended to ensure urban development provides for community needs and well-being.</p> <p>Urban development that enables communities to provide for their social and cultural wellbeing is important to build strong and resilient communities to achieve the purpose of the RMA and give effect to the National Policy Statement on Urban Development.</p>	<p>1. Amend Objective SD-O2 as follows:</p> <p><b><i>SD-O2 Urban development</i></b></p> <p><i>Urban development and infrastructure that:</i></p> <ol style="list-style-type: none"> <li><i>is consolidated and integrated with the urban environment;</i></li> <li><i>that recognises existing character, amenity values, and is attractive and functional to residents, businesses and visitors;</i></li> <li><i>utilises the District Council's reticulated wastewater system, and potable water supply and stormwater infrastructure where available;</i></li> <li><i>provides a range of housing opportunities, focusing new residential activity within existing towns, and identified development areas in Rangiora and Kaiapoi, in order to achieve the housing bottom lines in UFD-O1;</i></li> <li><i>supports a hierarchy of urban centres, with the District's main centres in Rangiora, Kaiapoi, Oxford and Woodend being:</i></li> </ol>

PSDP Provision	Submission	Relief Sought (additions shown in <u>underline</u> , deletions shown in <del>strikethrough</del> )
		<p>a. <i>the primary centres for community facilities;</i></p> <p>b. <i>the primary focus for retail, office and other commercial activity; and</i></p> <p>c. <i>the focus around which residential development and intensification can occur.</i></p> <p>6. <i>provides opportunities for business activities to establish and prosper within a network of business and industrial areas zoned appropriate to their type and scale of activity and which support district self-sufficiency;</i></p> <p>7. <i>provides people with access to a network of spaces within urban environments for open space and recreation;</i></p> <p>8. <i>supports the transition of the Special Purpose Zone (Kāinga Nohoanga) to a unique mixture of urban and rural activities reflecting the aspirations of Te Ngāi Tūāhuriri Rūnanga;</i></p> <p>9. <i>provides limited opportunities for Large Lot Residential development in identified areas, subject to adequate infrastructure; and</i></p> <p>10. <i>recognise and support Ngāi Tūāhuriri cultural values through the protection of sites and areas of significance to Māori identified in SASM-SCHED1; and</i></p> <p>11. <u>enables the community to provide for their wellbeing.</u></p> <p>2. Any consequential amendments required to give effect to this relief.</p>
Part 2 – District-wide Matters / Strategic Directions / UFD – Āhuatanga auaha ā tāone – Urban Form and Development / Policies – Policy UFD-PX	<p><b>New Provision</b></p> <p>The Department requests the addition of a new policy that implements the range of housing opportunities referred to in SD-O2 by supporting the provision of a range of residential activities to meet the needs of the community.</p> <p>Providing for a range of residential activities (including residential activities that involve an element of supervision, assistance, care and/or treatment support) is important to meet community needs, build strong and resilient communities, and enable people and communities to provide for their social and cultural well-being and health and safety to achieve the purpose of the RMA and give effect to the National Policy Statement on Urban Development.</p>	<p>1. Insert new Policy UFD-PX as follows:</p> <p><b><u>UFD-PX</u></b></p> <p><u>Support a range of residential activities to meet the needs of the community.</u></p> <p>2. Any consequential amendments required to give effect to this relief.</p>

PSDP Provision	Submission	Relief Sought (additions shown in <u>underline</u> , deletions shown in <del>strikethrough</del> )
Part 3 – Area Specific Matters / Zones / RESZ – Whaitua Nohonoho – Residential Zones / RESZ – General Objectives and Policies for all Residential Zones – Objective RESZ-O1	<p><b>Support</b></p> <p>The Department requests that objective RESZ-O1 is retained. This objective, in particular (2), recognises that sustainable residential growth should be responsive to the needs of the community and district.</p>	<p>1. Retain objective RESZ-O1 unchanged.</p>
Part 3 – Area Specific Matters / Zones / RESZ – Whaitua Nohonoho – Residential Zones / RESZ – General Objectives and Policies for all Residential Zones – Objective RESZ-O5	<p><b>Support in part</b></p> <p>The Department requests objective RESZ-O5 is retained but amended so that a range of residential activities that support and provide diverse social opportunities are provided for in residential zones, including residential activities that involve an element of supervision, assistance, care and/or treatment support.</p> <p>This includes residential activities provided by the Department that provide housing, and associated care and support for people following their release, to assist with their transition and integration back into the community; and housing for those on bail or community-based sentences.</p> <p>Providing for a range of residential activities with support in residential zones is important to meet community needs, build strong and resilient communities, and enable people and communities to provide for their social and cultural well-being and health and safety to achieve the purpose of the RMA and give effect to the National Policy Statement on Urban Development.</p>	<p>1. Amend Objective RESZ-O5 as follows:</p> <p><b>RESZ-O5 Housing choice</b></p> <p><i>Residential Zones provide for the needs of the community through:</i></p> <ol style="list-style-type: none"> <li><i>a range of residential activities, including those that promote <u>diverse social opportunities, such as residential activities that involve supervision, assistance, care, and/or treatment support.</u></i></li> <li><i>a range of residential unit types; and</i></li> <li><i>a variety of residential unit densities</i></li> </ol> <p>2. Any consequential amendments required to give effect to this relief.</p>
Part 3 – Area Specific Matters / Zones / RESZ – Whaitua Nohonoho – Residential Zones / RESZ – General Objectives and Policies for all Residential Zones – Policy RESZ-P8	<p><b>Support in part</b></p> <p>The Department requests policy RESZ-P8 is retained but amended so that a range of residential activities that support and provide diverse social opportunities are enabled in residential zones, including residential activities that involve an element of supervision, assistance, care and/or treatment support.</p> <p>This includes residential activities provided by the Department that provide housing, and associated care and support for people following their release, to assist with their transition and integration back into the community; and housing for those on bail or community-based sentences.</p> <p>Providing for a range of residential activities with support in residential zones is important to meet community needs, build strong and resilient communities, and enable people and communities to provide for their social and cultural well-being and health and safety to achieve the purpose of the RMA and give effect to the National Policy Statement on Urban Development.</p>	<p>1. Amend Objective RESZ-P8 as follows:</p> <p><b>RESZ-P8 Housing choice</b></p> <p><i>Enable a range of residential <u>activities</u>, unit types, sizes, and densities where:</i></p> <ol style="list-style-type: none"> <li><i>good urban design outcomes are achieved; and</i></li> <li><i>development integrates with surrounding residential areas and infrastructure.</i></li> </ol> <p>2. Any consequential amendments required to give effect to this relief.</p>

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Part 3 – Area Specific Matters / Zones / RESZ – Whaitua Nohonoho – Residential Zones / GRZ General Residential Zone – Rule GRZ-R4	<p><b>Support</b></p> <p>The Department requests rule GRZ-R4 is retained.</p> <p>The rule provides “Residential Activities” as a permitted activity in the General Residential Zone, which includes housing, and associated care and support for people following their release, to assist with their transition and integration back into the community; and housing for those on bail or community-based sentences.</p>	<p>1. Retain rule GRZ-R4 unchanged.</p>
Part 3 – Area Specific Matters / Zones / RESZ – Whaitua Nohonoho – Residential Zones / MRZ Medium Density Residential Zone – Rule MRZ-R4	<p><b>Support</b></p> <p>The Department requests rule MRZ-R4 is retained.</p> <p>The rule provides “Residential Activities” as a permitted activity in the Medium Density Zone, which includes housing, and associated care and support for people following their release, to assist with their transition and integration back into the community; and housing for those on bail or community-based sentences.</p>	<p>1. Retain rule MRZ-R4 unchanged.</p>
Part 3 – Area Specific Matters / Zones / CMUZ – Whaitua Arumoni – Commercial and Mixed Use Zones / MUZ – Mixed Use Zone – Policy MUZ-P1	<p><b>Oppose</b></p> <p>The Department requests Policy MUZ-P1 is amended to provide for community activities within the Mixed Use Zone, such as “Community Corrections Activity”.</p> <p>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 and for their health and safety to achieve the purpose of the RMA.</p> <p>Many community corrections activities are located in mixed use zone locations nationally. Such locations provide suitable sites for community corrections activities, due to their accessibility to offenders in the community they serve and other supporting social government agencies.</p> <p>Community corrections activities are a compatible and appropriate activity in mixed use zones. They are akin to an office activity which is consistent with the character and amenity of such zones.</p>	<p>1. Amend Policy MUZ-P1 as follows:</p> <p><b><i>MUZ-P1 Integration with the town centres</i></b></p> <p><i>Provide for a mixture of commercial, <u>community</u>, and residential activities in the Mixed Use Zone where these:</i></p> <ol style="list-style-type: none"> <li><i>support the Kaiapoi Town Centre’s identified function, role and amenity values;</i></li> <li><i>are of a scale, configuration or duration that to not result in strategic or cumulative effects on the efficient use and continued viability of the Kaiapoi Town Centre; and</i></li> <li><i>support the ongoing regeneration of the Kaiapoi township.</i></li> </ol> <p>2. Any consequential amendments required to give effect to this relief.</p>

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Part 3 – Area Specific Matters / Zones / CMUZ – Whaitua Arumoni – Commercial and Mixed Use Zones / MUZ – Mixed Use Zone – Activity Rules	<p><b>Oppose</b></p> <p>As notified, “Community Corrections Activity” would be a discretionary activity in the Mixed Use Zone under rule MUZ-R24. The Department requests “Community Corrections Activity” be provided for as a permitted activity in the Mixed Use Zone.</p> <p>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 and for their health and safety to achieve the purpose of the RMA.</p> <p>Many community corrections activities are located in mixed use zone locations nationally. Such locations provide suitable sites for community corrections activities, due to their accessibility to offenders in the community they serve and other supporting social government agencies.</p> <p>Community corrections activities are a compatible and appropriate activity in mixed use zones. They are akin to an office activity which is consistent with the character and amenity of such zones.</p>	<p>1. Add the following new rule to the MUZ – Mixed Use Zone activity rules:</p> <table border="1"><tr><th colspan="2"><u><b>MUZ-R21 Community Corrections Activities</b></u></th></tr><tr><td><u><b>Activity Status: PER</b></u></td><td><u><b>Activity status when compliance not achieved: N/A</b></u></td></tr></table> <p>2. Any consequential amendments required to give effect to this relief.</p>	<u><b>MUZ-R21 Community Corrections Activities</b></u>		<u><b>Activity Status: PER</b></u>	<u><b>Activity status when compliance not achieved: N/A</b></u>
<u><b>MUZ-R21 Community Corrections Activities</b></u>						
<u><b>Activity Status: PER</b></u>	<u><b>Activity status when compliance not achieved: N/A</b></u>					
Part 3 – Area Specific Matters / Zones / CMUZ – Whaitua Arumoni – Commercial and Mixed Use Zones / TCZ – Town Centre Zone – Policy TCZ-P2	<p><b>Support</b></p> <p>The Department requests Policy TCZ-P2 is retained.</p> <p>The policy enables community facilities such as “Community Corrections Activity” which is essential social infrastructure and plays 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 and for their health and safety to achieve the purpose of the RMA.</p> <p>Many community corrections activities are located in town centre zone locations nationally, and the Departments current facility in Rangiora is located within the Town Centre Zone under the PWDP. Such locations provide suitable sites for community corrections activities, due to their accessibility to the offenders in the community they serve and other supporting social government agencies.</p> <p>Community corrections activities are a compatible and appropriate activity in town centre zones. They are akin to an office activity which is consistent with the character and amenity of such zones.</p>	<p>1. Retain policy TCZ-P2 unchanged.</p>				



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Part 3 – Area Specific Matters / Zones / CMUZ – Whaitua Arumoni – Commercial and Mixed Use Zones / TCZ – Town Centre Zone – Activity Rules	<p><b>Oppose</b></p> <p>As notified, “Community Corrections Activity” would be a discretionary activity in the Town Centre Zone under rule TCZ-R26. The Department requests “Community Corrections Activity” be provided for as a permitted activity in the Town Centre Zone.</p> <p>Community corrections activities build strong and resilient communities and enable people and communities to provide for their social and cultural well-being and for their health and safety to achieve the purpose of the RMA.</p> <p>Many community corrections activities are located in town centre locations nationally, and the Departments current facility in Rangiora is located within the Town Centre Zone under the PWDP. Such locations provide suitable sites for community corrections activities, due to their accessibility to offenders in the community they serve and other supporting social government agencies.</p> <p>Community corrections activities are a compatible and appropriate activity in town centre zones. They are akin to an office activity which is consistent with the character and amenity of such zones.</p>	<p>1. Add the following new rule to the TCZ – Town Centre Zone activity rules:</p> <table border="1"><tr><th colspan="2"><u><b>TCZ-24 Community Corrections Activities</b></u></th></tr><tr><td><u><b>Activity Status: PER</b></u></td><td><u><b>Activity status when compliance not achieved: N/A</b></u></td></tr></table> <p>2. Any consequential amendments required to give effect to this relief.</p>	<u><b>TCZ-24 Community Corrections Activities</b></u>		<u><b>Activity Status: PER</b></u>	<u><b>Activity status when compliance not achieved: N/A</b></u>
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<u><b>Activity Status: PER</b></u>	<u><b>Activity status when compliance not achieved: N/A</b></u>					
Part 3 – Area Specific Matters / Zones / INZ – Whaitua Ahumahi – Industrial Zones / INZ – General Industrial and Policies for all Industrial Zones – Policy INZ-P1	<p><b>Support</b></p> <p>The Department requests Policy INZ-P1 is retained.</p> <p>The policy enables “Community Corrections Activity” which is essential social infrastructure and plays 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 and for their health and safety to achieve the purpose of the RMA.</p> <p>Such facilities are appropriately located within industrial zones where they are accessible to offenders in the community they serve and are consistent with the character and amenity of such zones. In particular community work components often require large sites for yard-based activities and large equipment and/or vehicle storage. Furthermore, as community corrections facilities are not sensitive to the effects of an industrial environment (e.g. noise, high traffic movements, etc), they are not prone to reverse sensitivity.</p>	<p>1. Retain policy INZ-P1 unchanged.</p>				
Part 3 – Area Specific Matters / Zones / INZ – Whaitua Ahumahi – Industrial Zones / LIZ – Light Industrial Zone / Activity Rules / Rule LIZ-R7	<p><b>Support</b></p> <p>The Department requests rule LIZ-R7 is retained.</p> <p>The rule provides for “Community Corrections Activity” as a permitted activity in the Light Industrial Zone which is essential social infrastructure and plays 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 and for their health and safety to achieve the purpose of</p>	<p>1. Retain rule LIZ-R7 unchanged.</p>				

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	<p>the RMA</p> <p>Such facilities are appropriately located within industrial zones where they are accessible to offenders in the community they serve and are consistent with the character and amenity of such zones. In particular community work components often require large sites for yard-based activities and large equipment and/or vehicle storage. Furthermore, as community corrections facilities are not sensitive to the effects of an industrial environment (e.g. noise, high traffic movements, etc), they are not prone to reverse sensitivity</p>	
<p>Part 3 – Area Specific Matters / Zones / INZ – Whaitua Ahumahi – Industrial Zones / GIZ – General Industrial Zone / Activity Rules / Rule GIZ-R7</p>	<p><b>Support in part</b></p> <p>The Department requests rule GIZ-R7 is retained.</p> <p>The rule provides for “Community Corrections Activity” as a permitted activity in the General Industrial Zone which is essential social infrastructure and plays 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 and for their health and safety to achieve the purpose of the RMA.</p> <p>Such facilities are appropriately located within industrial zones where they are accessible to offenders in the community they serve and are consistent with the character and amenity of such zones. In particular community work components often require large sites for yard-based activities and large equipment and/or vehicle storage. Furthermore, as community corrections facilities are not sensitive to the effects of an industrial environment (e.g. noise, high traffic movements, etc), they are not prone to reverse sensitivity</p>	<p>1. Retain rule GIZ-R7 unchanged.</p>