

AUCKLAND UNITARY PLAN
INDEPENDENT HEARINGS PANEL

Te Paepae Kaiwawao Motuhake o te Mahere Kotahitanga o Tāmaki Makaurau

Report to Auckland Council
Hearing topic 074 Designations

Minister of Police

Designations 5701, 5702, 5704, 5709, 5724,
5732, 5738

May 2016

Report first prepared by Harry Bhana in accordance with the Auckland Unitary Plan Independent Hearing Panel procedure and in accordance with section 142 of the Local Government (Auckland Transitional Provisions) Act 2010, on 3 August 2015 and updated on 23 September 2015

Adopted as Auckland Unitary Plan Independent Hearings Panel recommendations in accordance with the Auckland Unitary Plan Independent Hearing Panel procedure and in accordance with section 144 of the Local Government (Auckland Transitional Provisions) Act 2010 on date of signature.

Contents

1. Introduction.....	3
2. Assessment.....	3
3. Recommendation to Panel.....	3
4. Panel recommendations to Auckland Council.....	4
5. Panel reasons.....	4
6. Assessment of modifications and designations.....	5
7. Attachment 1 changes to text of Proposed Auckland Unitary Plan.....	8
8. Attachment 2 changes to Maps in Proposed Auckland Unitary Plan.....	9

1. Introduction

The purpose of this report is to provide an assessment and recommendation in relation to modifications to and submissions on designations classified by the Independent Hearings Panel as minor matters and errors. This classification applies where there is a:

- i. modification to a designation and no submissions;
- ii. rollover of a designation with no modification and submissions lodged by the requiring authority (submissions to correct errors or address minor matters);
- iii. modification to a designation and submissions lodged by the requiring authority (modifications address minor matters and submissions to correct errors or address minor matters);
- iv. where the modification involves changes to the boundary to incorporate additional land and the requiring authority has an interest in the land sufficient for undertaking the proposed work.

2. Assessment

Errors do not require an assessment. The assessment applies the following criteria.

Does the modification/submission:

- i. involve no more than a minor change to the effects on the environment associated with the use or proposed use of land or any water concerned; or
- ii. involve only minor changes or adjustments to the boundaries of the designation?

See section 6 of this report for the application of these criteria to the individual designations.

On the basis of the assessment, this report concludes that the modifications and designations in section 6 meet the above criteria.

3. Recommendation to Panel

That the Panel recommends to Auckland Council the modifications/designation be confirmed as set out in section 6.

Author	Harry Bhana
Author's Signature	
Date	6 August 2015 and updated and amended on 23 September 2015

4. Panel recommendations to Auckland Council

The Auckland Unitary Plan Independent Hearings Panel recommends that Auckland Council recommends to the requiring authority that it confirms the notice of requirement for the modifications to the designations included in the Proposed Auckland Unitary Plan subject to the further modifications shown in Attachment 1 and Attachment 2.

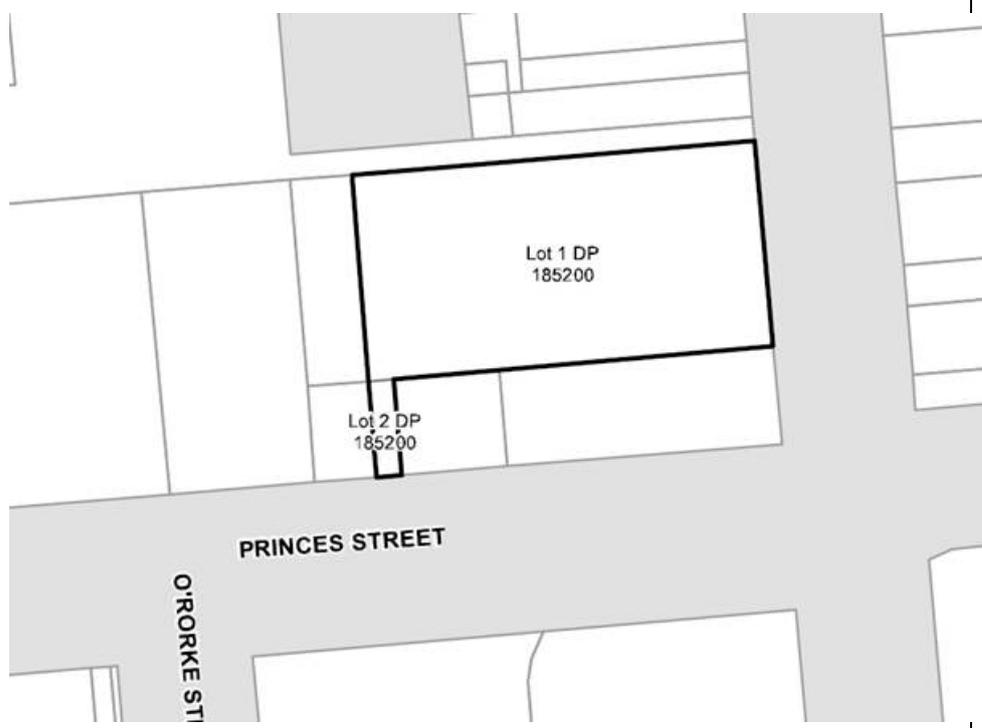
This recommendation applies to the designations listed in section 6 below.

5. Panel reasons

The reasons for the Panel's recommendation are set out in section 6 below.

Panel Chair	David Kirkpatrick
Chair's Signature	
Date	18 May 2016

6. Assessment of modifications and designations

Requiring authority	Minister of Police
Designation number (s)	5701, 5702, 5704, 5709, 5724, 5732, 5738.
Designation purpose	The public work authorised by the designation is the construction, undertaking, establishment, management, operation, alteration and maintenance of a policing facility and every use of the land for police and ancillary purposes as detailed in the Policing Act 2008 and subsequent updates.
Location	Various
Designation given effect to	Yes
Lapse date in operative plan	NA
Description of the modification	<p>5701, 5704, 5709 – Deletion of construction conditions no longer relevant as designation has been given effect to.</p> <p>5724 - Error in the mapping of the boundary of the Onehunga Police Station as outlined below.</p> <p>The designation boundary that was included in the rollover was not that which is shown in the in the Proposed Auckland Unitary Plan. When it was included in the Proposed Auckland Unitary Plan it incorrectly included an additional property in Princess Street.</p> <p>Rollover:</p> 

Proposed Auckland Unitary Plan



(Extract from email from Justine Bray to Harry Bhana dated 13 August 2015)

5738 – Amending designation to acknowledge dual use with Ministry of Transport.

5702 – Modification of designation boundaries to incorporate adjacent land already occupied by the NZ Police (Designation Plan MoP6 - Attachment 2).

5732 – Correction to designation boundaries (Designation Plan MoP32 - Attachment 2).

Land owned by the requiring authority	All designations with the exception of 5716 (requiring authority may have an interest) and 5729 (RA may have an interest) are owned by the requiring authority.
Submitter	No third party submissions
Matters addressed in submission	NA
Assessment and reasons	The modification / submission: <ul style="list-style-type: none"> i. involves no more than a minor change to the effects on the environment associated with the use or proposed use of land or any water concerned; or ii. involves only minor changes or adjustments to the boundaries of the designation or requirement.
Recommendation to Panel	That the Panel recommends to Council that the designations set out in Attachments 1 and 2 are confirmed with all modifications.
Response from requiring authority	Agrees with the above recommendations to Panel to confirm designations 5701, 5702, 5704, 5709, 5724, 5732, 5738 but sought

	<p>clearer recording of the changes that needed to be made in regard to 5702, 5709, 5732 and 5738.</p> <p>Disagrees with the above recommendations to the Panel regarding submission to Designation 5708 seeking amendment to Condition 1.</p> <p>Wishes to be heard on the following matters: Not required.</p> <p>Mediation requested on the following matters: Not required.</p>
Report writer's further recommendations	<p>The modifications and submissions to Designation 5708 have now been assessed in the report dealing with moderately complex Minister of Police designations.</p> <p>The amendments to the Proposed Auckland Unitary Plan to record the changes made in response to submissions have now been set out in Attachment 1 and Attachment 2.</p>
Recommendation from Panel	The Panel agrees with the report writer's recommendations.
Panel Reasons	The Panel agrees with the report writer's reasons.

7. Attachment 1 changes to text of Proposed Auckland Unitary Plan

Designation 5709

Amend Condition 1 as follows:

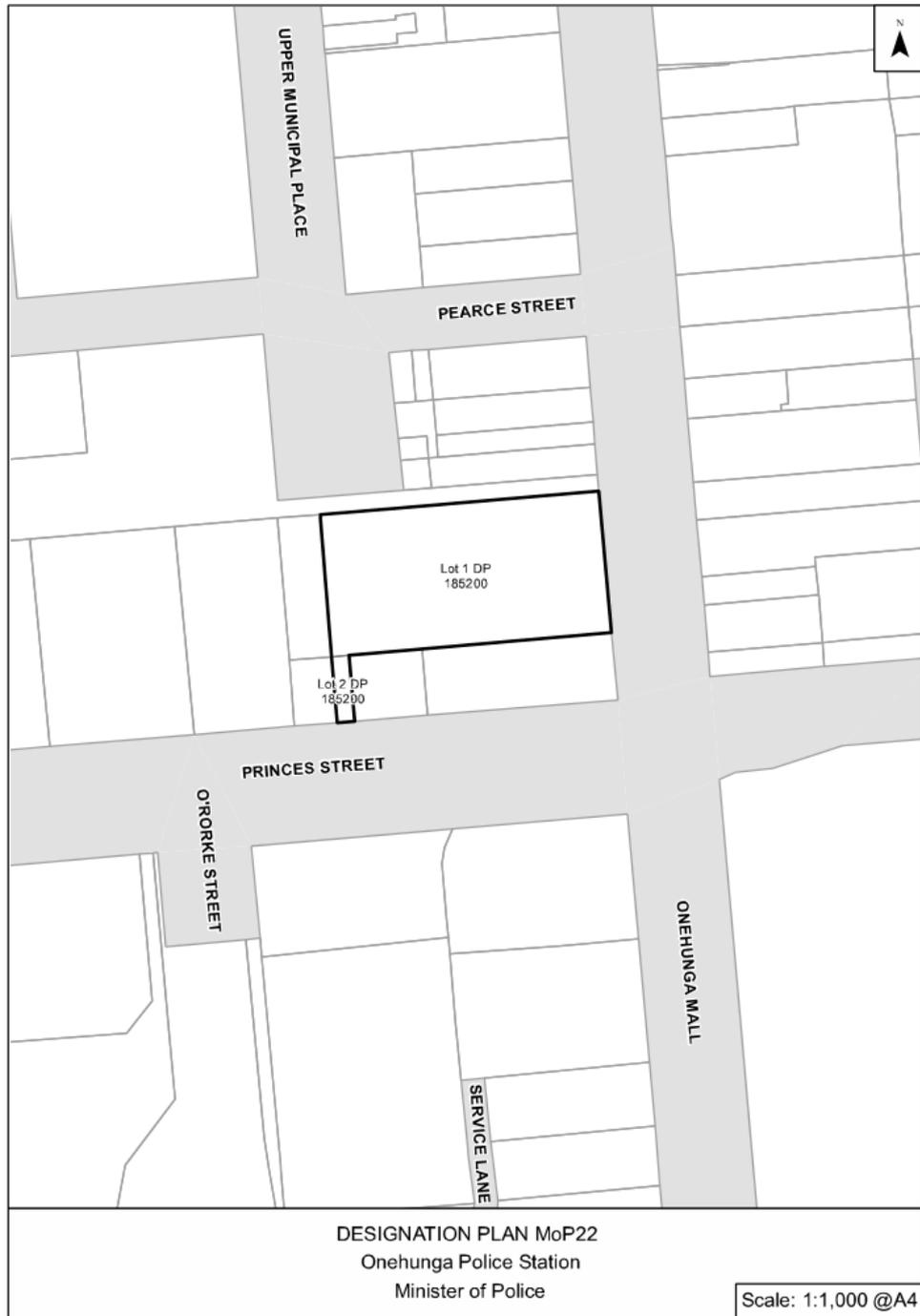
1. Work which affects the exterior of the New Lynn Police Station building, described in the heritage schedule as ~~CHI-1619~~ 00198, shall be limited to repairs, maintenance and works such as security lighting, alarms and cameras which are required for security purposes. Such work shall be carried out without an outline plan of works.

Designation 5738

Amend the note under the table header to the description of this designation as follows:

*Indicates this is a joint designation with the New Zealand Transport Agency (designation ~~6746~~ 6747)

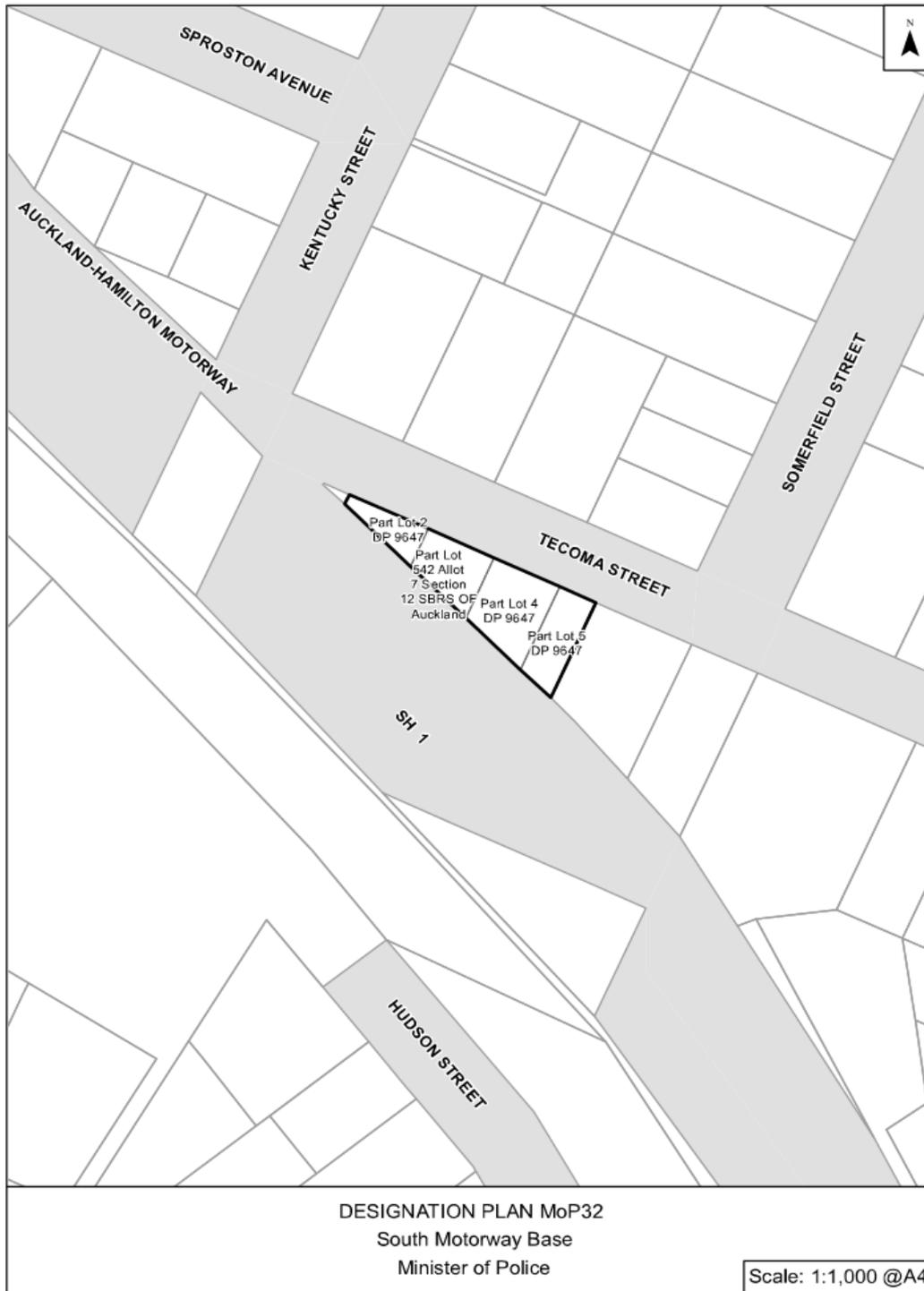
8. Attachment 2 changes to Maps in Proposed Auckland Unitary Plan



Amend Proposed Auckland Unitary Plan Map of Designation 5724 to accord with the above Map



Amend Proposed Auckland Unitary Plan Map of Designation 5709 to accord with above Map.



Amend Proposed Auckland Unitary Plan Map of Designation 5732 to accord with above Map. The requiring authority and Council will need to provide shape files for these amended maps to the satisfaction of the Panel.