

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

Television New Zealand Ltd

Minor matters and errors

May 2016

Report first prepared by Murray Kivell 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 13 August 2015 and updated 21 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.

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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 or others (submissions to correct errors or address minor matters);
- iii. modification to a designation and submissions lodged by the requiring authority or others (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	Murray Kivell
Author's Signature	
Date	13 August 2015 and updated on 21 September 2015 with no change

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 Designations 8300, 8301 and 8302 included in the Proposed Auckland Unitary Plan.

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	Television New Zealand Ltd							
Designation number (s)	8300 Television Broadcasting Centre 8301 Microwave Transmission Corridor 8302 Satellite Earth Station Transmission Path							
Designation purpose	8300: Television broadcasting centre including offices, studios, production facilities, technical services and facilities, transmission equipment, and associated storage and car parking. 8301: Microwave Transmission Corridor - a protection corridor of specified height (elevation above sea level) and width through which no building, structure or tree can pass to ensure continuity of a microwave linking / transmission path from the TVNZ Broadcasting Centre at 100 Victoria Street West, Central Auckland to the Waiatarua Transmission Station at 539 Scenic Drive, Waiatarua. 8302: Satellite earth station transmission path - areas subject to height restrictions.							
Location	8300: 100 Victoria Street, Auckland Central. 8301: 100 Victoria Street West, Auckland Central to Ponsonby Road Ponsonby. 8302: 100 Victoria Street West to airspace north and west, Auckland Central.							
Designation given effect to	Yes							
Lapse date in operative plan if not marked as 'given effect to' in the Proposed Auckland Unitary Plan	NA							
Land owned by the requiring authority	Yes							
Matters addressed in modifications, amendments and assessment and reasons								
<table border="1"> <thead> <tr> <th>TVNZ Designation</th> <th>Modification</th> <th>Assessment and Reasons</th> </tr> </thead> <tbody> <tr> <td>8300 – Television Broadcasting Centre, 100 Victoria Street</td> <td>The operative plan designation refers to development controls set out in Part 6 and Part 7 of the Auckland Council District Plan – Operative (Central Area Section). The modification for designation 8300 includes these controls as self-contained conditions to</td> <td>These are minor changes that avoid cross-referencing to plan provisions by replacement with now self-contained conditions. Improves readability. No alteration/change to assessment of effects when considered in terms of actual modifications which are similar in effect to the operative plan provisions.</td> </tr> </tbody> </table>			TVNZ Designation	Modification	Assessment and Reasons	8300 – Television Broadcasting Centre, 100 Victoria Street	The operative plan designation refers to development controls set out in Part 6 and Part 7 of the Auckland Council District Plan – Operative (Central Area Section). The modification for designation 8300 includes these controls as self-contained conditions to	These are minor changes that avoid cross-referencing to plan provisions by replacement with now self-contained conditions. Improves readability. No alteration/change to assessment of effects when considered in terms of actual modifications which are similar in effect to the operative plan provisions.
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	the designation.	
8301 – Microwave Transmission Corridor 100 Victoria Street- Ponsonby Road (joint designation with Kordia)	The modifications are: Expanded description of the designation to clarify the purpose of the transmission corridor. Correction of addresses. Correction of reference to current Standard NZS2772.2:1999 which replaced NZS6609:1990 and deletion of reference to outdated Auckland City Consolidated Bylaw 1991. Inclusion of additional technical information about the route and function of the transmission corridor.	These are minor changes. Description change improves readability. Additional technical papers by specialists improve understanding of purpose and transmission corridor. No alteration/change to assessment of effects when considered in terms of actual modifications.
8302 – Satellite Earth Station Transmission Path	The modifications are: i. correction of reference to current Standard NZS2772.2:1999 which replaced NZS6609:1990; ii. substitution of a new higher quality plan of the entire transmission pathway to replace current fragmented plans.	These are minor changes. No alteration /change to assessment of effects when considered in terms of actual modifications.
Submitters and summary of relief sought in submissions	None	
Assessment of submissions and reasons	NA	
Recommendation to Panel	That the Panel recommends to Council that the designations set out are confirmed with all modifications.	
Response from Requiring Authority: 3 September 2015	Agrees with the above recommendations to Panel.	
Report writer's further comments	None required.	
Recommendation from Panel	The Panel agrees with the report writer's recommendations.	
Reasons	The Panel agrees with the report writer's reasons.	