

Proposed District Plan
Strategic Planning and Policy
Far North District Council
Private Bag 752

Your reference

Our reference
1414650

By email pdp@fndc@govt.nz

17 September 2024

Further Submitter:

Ara Poutama Aotearoa the Department of Corrections
Private Box 1206
Wellington 6140

Ara Poutama Aotearoa the Department of Corrections - Further submission on the Far North Proposed District Plan

Introduction

- 1 This is further submission on the Far North Proposed District Plan (**PDP**) made on behalf of Ara Poutama Aotearoa the Department of Corrections (**Ara Poutama**).
- 2 Ara Poutama is a submitter (#158) and a further submitter (#42) on the PDP.
- 3 As a Central Government agency administering custodial and non-custodial corrections services in the Far North District, Ara Poutama has an interest in the PDP greater than the interest that the general public has.
- 4 Ara Poutama opposes the two original submission points on the PDP by Ngāwhā Generation Limited (**NGL**) requesting rezoning that was not shown on the Far North District Council (**Council**) 'PDP Submissions Explorer', and therefore was not identified by Ara Poutama until engagement (outside of the formal PDP process) was entered into with NGL.
- 5 Ara Poutama would like to be heard in support of this further submission at a hearing. If others make a similar submission, Ara Poutama will consider presenting a joint case with them at the hearing.
- 6 Ara Poutama lodges this further submission alongside an application for waiver of the time limit to make a further submission (**attached**).

Background

- 7 On 19 October 2022, Ara Poutama made a submission on the PDP (#158). On 4 September 2023, Ara Poutama made further submissions (#42). The time period to lodge any further submissions on the PDP closed on 4 September 2023.
- 8 On 3 November 2023, Ara Poutama made a late second further submission in opposition to two original submission points on the PDP by NGL requesting rezoning that was not shown on the Far North District Council 'PDP Submissions Explorer', and therefore was not identified by Ara Poutama until engagement (outside of the formal PDP process) was entered into with NGL.

- 9 On 9 February 2024, the Independent Hearings Panel (**Panel**) issued a Minute (**Minute 2**) which considered and made a finding on late submissions and further submissions received by the Far North District Council (**Council**) to the PDP. Minute 2 confirmed that the Panel rejected Ara Poutama's out-of-time further submission dated 3 November 2023.
- 10 This further submission is filed afresh (in the same form) together with an application for a waiver. We seek a reasoned decision from the Council on the waiver application that is filed in support of this re-lodged further submission.

Submission

- 11 This re-lodged further submission is in the same form as the further submission lodged by Ara Poutama on 3 November 2023. The further submission opposes NGL's submission seeking that the land located adjacent to the Northland Region Corrections Facility (**NRCF**) be rezoned to Light Industrial or Special Purpose.
- 12 Ara Poutama's re-lodged further submission seeks that:
- 12.1 The rezoning proposals in their current form be rejected; and
 - 12.2 If rezoning of the NGL land is to be implemented, that specific provisions be procured to recognise NRCF's designation and its status as "regionally significant infrastructure", and manage the potential effects associated with the activities enabled in the zone.
- 13 This further submission is **attached**.

Waiver of time limit for submission

- 14 An application for a waiver of the time limit to make a further submission on the PDP is filed on behalf of Ara Poutama alongside this submission. It respectfully seeks that the Panel waives the time limit for lodging submissions in this instance for this re-lodged further submission, and consequently that the Panel accepts this further submission.
- 15 The application for waiver sets out the reasons why Ara Poutama considers that the Panel should accept the late filing of this re-lodged further submission. Ara Poutama wishes to be heard if this waiver application is not granted, and requests to be provided with, and respond to, any further material that the Council takes into account in determining the waiver application.

Yours sincerely



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