



*Remember  
submissions  
close at 5pm,  
Friday 21  
October 2022*

## Proposed District Plan submission form

Clause 6 of Schedule 1, Resource Management Act 1991

Feel free to add more pages to your submission to provide a fuller response.

Form 5: Submission on Proposed Far North District Plan

**TO: Far North District Council**

This is a submission on the Proposed District Plan for the Far North District.

### 1. Submitter details:

Full Name:	Graeme McCarrison & Colin Clune		
Company / Organisation Name: (if applicable)	Spark New Zealand Trading Limited and Vodafone New Zealand Limited		
Contact person (if different):	Graeme McCarrison		
Full Postal Address:	Spark New Zealand Trading Limited, Private Bag 92028, Auckland 1010		
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Phone contact:	Mobile:	Home:	Work:
	+64274811816		
Email (please print):	<a href="mailto:graeme.mccarrison@spark.co.nz">graeme.mccarrison@spark.co.nz</a>		
	<a href="mailto:colin.clune@vodafone.co.nz">colin.clune@vodafone.co.nz</a>		

2. (Please select one of the two options below)

- I **could not** gain an advantage in trade competition through this submission  
 I **could** gain an advantage in trade competition through this submission

*If you could gain an advantage in trade competition through this submission, please complete point 3 below*

3.  I **am** directly affected by an effect of the subject matter of the submission that:  
 (A) Adversely affects the environment; and  
 (B) Does not relate to trade competition or the effect of trade competition
- I **am not** directly affected by an effect of the subject matter of the submission that:  
 (A) Adversely affects the environment; and  
 (B) Does not relate to trade competition or the effect of trade competition

*Note: if you are a person who could gain advantage in trade competition through the submission, your right to make a submission may be limited by clause 6(4) of Part 1 of Schedule 1 of the Resource Management Act 1991*

**The specific provisions of the Plan that my submission relates to are:**

*(please provide details including the reference number of the specific provision you are submitting on)*

This submission is separate to our combined Spark, Vodafone and Chorus submission on the whole Proposed Far North District Plan. The submission is specific to the requirements of telecommunication connections under district wide subdivisions chapter. The submission is relevant to SUB-P6 and SUB-P11; SUB-R1 Boundary Adjustments, SUB-R3 Subdivision of land to create a new allotment, SUB-R5 Subdivision around an approved multi-unit development, and SUB-R6 Environmental benefit subdivision and SUB-S6.



Confirm your position:  Support  Support In-part  Oppose  
(please tick relevant box)

**My submission is:**

(Include details and reasons for your position)

See the attached document that sets out the reasons for our submission and the amendments to SUB-S6 we are requested

**I seek the following decision from the Council:**

(Give precise details. If seeking amendments, how would you like to see the provision amended?)

See the attached document that sets out the reasons for our submission and the amendments to SUB-S6 we are requested

I wish to be heard in support of my submission  
 I do not wish to be heard in support of my submission  
(Please tick relevant box)

If others make a similar submission, I will consider presenting a joint case with them at a hearing  
 Yes  No

Do you wish to present your submission via Microsoft Teams?  
 Yes  No

But we are open to a Teams presentation.

**Signature of submitter:**

(or person authorised to sign on behalf of submitter)

Date:

21/10/2022

(A signature is not required if you are making your submission by electronic means)



**Important information:**

1. The Council must receive this submission before the closing date and time for submissions (5pm 21 October 2022)
2. Please note that submissions, including your name and contact details are treated as public documents and will be made available on council's website. Your submission will only be used for the purpose of the District Plan Review.
3. Submitters who indicate they wish to speak at the hearing will be emailed a copy of the planning officers report (please ensure you include an email address on this submission form).

**Send your submission to:**

**Post to:** Proposed District Plan  
Strategic Planning and Policy, Far North District Council  
Far North District Council,  
Private Bag 752  
KAIKOHE 0400

**Email to:** [pdp@fndc.govt.nz](mailto:pdp@fndc.govt.nz)

Or you can also deliver this submission form to any Far North District Council service centre or library, from 8am – 5pm Monday to Friday.

Submissions close **5pm, 21 October 2022**

Please refer to [pdp.fndc.govt.nz](http://pdp.fndc.govt.nz) for further information and updates.

*Please note that original documents will not be returned. Please retain copies for your file.*

**Note to person making submission**

Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least one of the following applies to the submission (or part of the submission):

- It is frivolous or vexatious
- It discloses no reasonable or relevant case
- It would be an abuse of the hearing process to allow the submission (or the part) to be taken further
- It contains offensive language
- It is supported only by material that purports to be independent expert evidence but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

## Spark and Vodafone - Far North Proposed District Plan – Subdivision connection rule

Requirement for subdivisions to have electricity and telecommunication connections is supported in SUB-P6 and SUB-P11

S517.001 &  
S517.002

### SUB-P6

Require **infrastructure** to be provided in an integrated and comprehensive manner by:

- a. demonstrating that the **subdivision** will be appropriately serviced and integrated with existing and planned **infrastructure** if available; and
- b. ensuring that the **infrastructure** is provided in accordance with the purpose, characteristics and qualities of the zone.

### SUB-P11

Manage **subdivision** to address the **effects** of the activity requiring resource consent including (but not limited to) consideration of the following matters where relevant to the application:

- a. consistency with the scale, density, design and character of the **environment** and purpose of the zone;
- b. the location, scale and design of **buildings** and **structures**;
- c. the adequacy and capacity of available or programmed **development infrastructure** to accommodate the proposed activity; or the capacity of the **site** to cater for on-site **infrastructure** associated with the proposed activity;
- d. managing **natural hazards**;
- e. Any adverse **effects** on areas with **historic heritage** and cultural values, natural features and landscapes, natural character or indigenous biodiversity values; and
- f. any historical, spiritual, or cultural association held by **tangata whenua**, with regard to the matters set out in Policy TW-P6.

SUB-R1 Boundary Adjustments, SUB-R3 Subdivision of land to create a new allotment, SUB-R5 Subdivision around an approved multi-unit development, and SUB-R6 Environmental benefit subdivision all require telecommunication connection via compliance with SUB-S6. Non-compliance becomes a restricted discretionary.

SUB-S6	Telecommunications and power supply	
General Residential zone	<p>Connections shall be provided at the <b>boundary</b> of the <b>site</b> area of the <b>allotment</b> for:</p> <ol style="list-style-type: none"> <li>1. telecommunications                             <ol style="list-style-type: none"> <li>i. Fibre where it is available or;</li> <li>ii. Copper where fibre is not available</li> </ol> </li> <li>2. Electricity supply through the local electricity distribution network.</li> </ol> <p><b>Note:</b> This standard does not apply to <b>allotments</b> for a utility, <b>road</b>, reserve or for access purposes.</p>	<p><b>Matters of discretion are restricted to :</b></p> <ol style="list-style-type: none"> <li>a. alternative provision of telecommunication and electricity supply.</li> </ol>
Kororāreka Russell Township zone		
Mixed Use zone		
Light Industrial zone		
Heavy Industrial zone		
Settlement zone		
Rural Residential zone		
Horticulture Processing Facility zone		

SUB-R6 requires connection not clear if there is a requirement to provide telecommunication connections beyond the urban and Rural residential and Horticulture Processing Facility zones as Rural and Rural Production zones are not mentioned in SUB-R6.

In addition, Rural residential and Horticulture Processing Facility zones are zones that would be normally under RBI be serviced via wireless connectivity. Spark and Vodafone are submitting to amend SUB-S6 to recognise wireless connectivity in rural areas. We have marked up an alternative SUB-S6 below.

Spark and Vodafone consider that the following amendments in red underline enable and support all Far North residents/business and customers both urban and rural to achieve access to telecommunications. In urban areas the emphasis is fibre connectivity and where this is not available wireless connectivity. If neither is available, then VDSL copper is the minimum standard. If nothing is available, the applicant will have to go for a restricted discretionary application. S517.003

SUB-S6	Telecommunications and power supply	
<p><b><u>All zones and all Special Purpose Zones</u></b></p> <p><b>General Residential zone</b></p> <p><b>Kororāreka Russell Township zone</b></p> <p><b>Mixed Use zone</b></p> <p><b>Light Industrial zone</b></p> <p><b>Heavy Industrial zone</b></p> <p><b>Settlement zone</b></p> <p><b>Rural Residential zone</b></p> <p><b><u>Horticulture Processing Facility zone</u></b></p>	<p>Connections shall be provided at the <u>boundary</u> of the <u>site</u> area of the <u>allotment</u> for:</p> <ol style="list-style-type: none"> <li>1. telecommunications               <ol style="list-style-type: none"> <li>i. Fibre where it is available; or</li> <li>ii. <u>Where fibre is not available Mobile/Wireless, which includes satellite; or</u></li> <li>iii. <u>Where fibre or mobile/wireless connectivity is not available copper VDSL is minimum connection standard; and</u></li> <li>iv. <u>The applicant shall provide with any subdivision consent application of written confirmation from a telecommunication network operator confirming that connection; and</u></li> <li>v. <u>At the time of subdivision, sufficient land for telecommunications, transformers and any associated ancillary services must be set aside. For a subdivision that creates more than 15 lots, proof of consultation with the telecommunications network utility operators may will be required.</u></li> </ol> </li> <li>2. Electricity supply through the local electricity distribution network.</li> </ol> <p><b>Note:</b> This standard does not apply to <u>allotments</u> for a utility, <u>road</u>, reserve or for access purposes.</p>	<p><b>Matters of discretion are restricted to:</b></p> <ol style="list-style-type: none"> <li>a. alternative provision of telecommunication and electricity supply.</li> </ol>