

**Local Government (Auckland) Amendment Act Appeals to Plan Changes 13 to 18.**

ENV Court #	WCC #	Appellants To WCC Plan Changes	Section 274 Parties	Appeals						
				PC 13	PC 14	PC 15	PC 16	PC 17	PC 18	
Env-2007-AKL-000565	201	Auckland Regional Council		✓						
Env-2007-AKL-000568	201	Auckland Regional Council	Ockleston Family Trust		✓					
Env-2007-AKL-000566	201	Auckland Regional Council				✓				
Env-2007-AKL-000567	201	Auckland Regional Council					✓			
Env-2007-AKL-000680	202	AMP Capital Investors (NZ) Ltd						✓		
Env-2007-AKL-000680	202	AMP Capital Investors (NZ) Ltd							✓	
Env-2007-AKL-000680	202	AMP Capital Investors (NZ) Ltd								✓
Env-2007-AKL-000556	203	CSR, Huhtamaki (NZ), and others							✓	
Env-2007-AKL-000556	203	CSR, Huhtamaki (NZ), and others	Vusich, Borich, Bhana & others							✓
Env-2007-AKL-000556	203	CSR, Huhtamaki (NZ), and others								✓
Env-2007-AKL-000648	204	Garella Brothers Strawberry Gardens							✓	
Env-2007-AKL-000629	205	Gary Harfield								✓
Env-2007-AKL-000678	206	Henry Norcross								✓
Env-2007-AKL-000609	207	IMF NZ Ltd	Ockleston Family Trust		✓					
Env-2007-AKL-000616	207	IMF NZ Ltd								✓
Env-2007-AKL-000614	207	IMF NZ Ltd								✓
Env-2007-AKL-000537	208	Ivan and Milka Selak								✓
Env-2007-AKL-000626	209	John Calvert								✓
Env-2007-AKL-000522	210	Land Transport NZ	Progressive Enterprises Ltd							✓
Env-2007-AKL-000542	211	Maycey's Confectionary								✓
Env-2007-AKL-000623	212	Miggley, IB+GA, IE								✓
Env-2007-AKL-000658	213	Neil Construction Ltd								✓
Env-2007-AKL-000533	214	Neon Ltd and Boron Ltd	Westfield (NZ) Ltd							✓

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ENV Court #	WCC #	Appellants To WCC Plan Changes	Section 274 Parties	Appeals						
				PC 13	PC 14	PC 15	PC 16	PC 17	PC 18	
Env-2007-AKL-000552	215	North Shore CC		✓						
Env-2007-AKL-000543	216	Ockleston Family Trust			✓					
Env-2007-AKL-000585 PC 13	217	Progressive Enterprises Ltd		✓						
Env-2007-AKL-000597 PC 14	217	Progressive Enterprises Ltd								
Env-2007-AKL-000594 PC 15	217	Progressive Enterprises Ltd				✓				
Env-2007-AKL-000591 PC 16	217	Progressive Enterprises Ltd					✓			
Env-2007-AKL-000581 PC 17	217	Progressive Enterprises Ltd						✓		
Env-2007-AKL-000596 PC 18	217	Progressive Enterprises Ltd							✓	
Env-2007-AKL-000589	218	Titan Hunter Trust Formerly Rexford Family Trust				✓				
Env-2007-AKL-000540	219	Roy Wigg					✓			
Env-2007-AKL-000538	220	Steve Nuich						✓		
Env-2007-AKL-000564 PC 13	221	The National Trading Company (NZ) Ltd		✓						
Env-2007-AKL-000563 PC 14	221	The National Trading Company (NZ) Ltd	Ockleston Family Trust							
Env-2007-AKL-000561 PC 15	221	The National Trading Company (NZ) Ltd				✓				
Env-2007-AKL-000560 PC 16	221	The National Trading Company (NZ) Ltd					✓			
Env-2007-AKL-000558 PC 17	221	The National Trading Company (NZ) Ltd							✓	
Env-2007-AKL-000555 PC 18	221	The National Trading Company (NZ) Ltd								✓
Env-2007-AKL-000641 PC 16	222	The Warehouse Ltd						✓		
Env-2007-AKL-000646 PC 17	222	The Warehouse Ltd							✓	
Env-2007-AKL-000664 PC 18	222	The Warehouse Ltd								✓
Env-2007-AKL-000613 PC 14	223	Transit NZ	Ockleston Family Trust							
Env-2007-AKL-000613 PC 15	223	Transit NZ					✓			
Env-2007-AKL-000613 PC 16	223	Transit NZ							✓	

AR

ENV Court #	WCC #	Appellants To WCC Plan Changes	Section 274 Parties	Appeals						
				PC 13	PC 14	PC 15	PC 16	PC 17	PC 18	
Env-2007-AKL-000545	224	Vusich Borich, Bhana & others								
Env-2007-AKL-000530	225	Waitakere Ranges Protection Society					✓			
Env-2007-AKL-000636 PC 16	226	Warehouse Stationary Ltd					✓			
Env-2007-AKL-000639 PC 17	226	Warehouse Stationary Ltd						✓		
Env-2007-AKL-000642 PC 18	226	Warehouse Stationary Ltd							✓	
ENV-2007-AKL-000711 PC15	227	Westfield (NZ) Ltd					✓			
Env-2007-AKL-000595 PC16	227	Westfield (NZ) Ltd								
Env-2007-AKL-000618	228	Westgate Properties Ltd					✓			

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**DRAFT**

**MEMORANDUM OF UNDERSTANDING**

**FOR THE**

**AUCKLAND REGIONAL CLUSTER GROUP**

**IN THE**

**JOINT IMPLEMENTATION OF THE PROPOSED FOOD ACT 2008**

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# **MEMORANDUM OF UNDERSTANDING**

BETWEEN THE ENVIRONMENTAL HEALTH UNITS OF

RODNEY DISTRICT COUNCIL

NORTH SHORE CITY COUNCIL

WAITAKERE CITY COUNCIL

AUCKLAND CITY COUNCIL

MANUKAU CITY COUNCIL

PAPAKURA DISTRICT COUNCIL and

FRANKLIN DISTRICT COUNCIL

**FOR JOINT IMPLEMENTATION OF THE PROPOSED FOOD ACT 2008**

**1 March 2008**

**AS**

## **PURPOSE**

The purpose of this Memorandum of Understanding (MOU) is to define the relationship between, and intentions of, the Environmental Health Units of Rodney District Council, North Shore City Council, Waitakere City Council, Auckland City Council, Manukau City Council, Papakura District Council and Franklin District Council (the 'partners') when administering the proposed Food Act 2008 (the 'proposed Act').

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## **THE PARTIES TO THE MEMORANDUM**

The Environmental Health Units of each partner Council are responsible for all the regulatory processes under the proposed Act within their respective districts. These responsibilities include the following:

- Verifying the 'Off The Peg' Food Control Plans;
  - Registering the 'Off The Peg' Food Control Plans;
  - Issuing 'Food Handler Guidance';
  - Undertaking Enforcement;
  - Undertaking Emergency Responses;
  - Advising food premises operators of their legal obligations under the proposed Act;
  - Training and managing staff to ensure capacity / capability; and
  - Performing the required administration and reporting.
- 

## **BACKGROUND**

The principle aims of this regional approach are to:

- Develop and implement common processes, procedures, and standards for Environmental Health services across the region;

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- Develop joint training initiatives for each partner at a regional level;
- Achieve consistency of interpretation and application of the proposed Act; and
- Achieve accreditation for each partner before the statutory timeframe.

Senior staff from the partner Councils have started working together on developing a regional approach to implementing the proposed Act, for the benefit of all partner Councils and the region as a whole.

It is intended that the partner Councils achieve the required standards for accreditation (ISO 17020) by International Accreditation New Zealand (IANZ) or Joint Accreditation System–Australia New Zealand (JAS-ANZ), and any additional New Zealand Food Safety Authority (NZFSA) requirements for accreditation; by entering into joint arrangements to register with IANZ or JAS-ANZ at the same time; and as soon as is practicable and before the deadline of July 2014.

It is intended that a successful working partnership will continue, to consider how the regulatory businesses in Environmental Health will be structured and how the proposed Act will be introduced in the five year transition period.

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## **PRINCIPLES**

The following principles will be considered:

- 1 This MOU does not create a new and / or separate organisation. It does not create any legally binding obligations. All courses of action agreed between the partner Councils must be formally implemented within their own respective organisational framework.
- 2 This MOU sets out the intention of the partners to participate in an ongoing cooperative relationship with each other; contributing their knowledge,

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skills and experience in a way that will enhance the partnership. The partners will also keep each other informed on matters relevant to the aims of this MOU and the proposed Act.

- 3 The partners will work collaboratively on all projects that they agree should be carried out jointly between the partners ("joint projects").
- 4 All joint projects will be entered in a spirit of good faith, honesty and openness.
- 5 The focus of all joint projects will be to improve the consistency of the interpretation and application of the proposed Act by all partners and their customers.
- 6 Any costs incurred in common will be divided amongst the partners equally. Any other costs will be negotiated as part of each project plan.
- 7 New joint projects will be agreed by the partners before any work on them begins.

## **THE PROJECTS**

The two main joint projects are:

- (i) To jointly develop the processes, procedures, quality management system, training and other requirements to meet the standard for accreditation; and
- (ii) To work together for the purposes of applying for accreditation by way of joint arrangements as described in Schedule 1 of this document.

An agreed project plan will be developed for all joint projects. Costs will be shared evenly by agreement.

Other joint projects may be undertaken to support the above two projects.

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## **RISKS**

Each partner will carry their own risks and liabilities inherent in each joint project.

## **RESOURCES**

Staff resources from each partner Council will be assigned on a project by project basis where practical. Staff will be selected according to the needs and outcomes of each joint project; including technical and management experience, and relevant knowledge. Individual staff will not be unreasonably withheld from being part of project teams. Where staff cannot be provided for a particular project by any of the partner Council(s), it may then be appropriate to make a financial contribution to another partner(s) in lieu of providing the staff resource.

## **REVIEW OF JOINT PROJECTS**

The partners will review each project. The results of each review will be used to inform further projects.

## **DISPUTE PROCEDURES**

Managers / Directors from each partnering Council will arbitrate in any disputes that cannot be resolved within the project teams. If necessary, Chief Executives will be asked to make a final decision in any dispute that cannot be resolved by Managers / Directors. However, it is acknowledged that this MOU defines the relationship between the parties and the projects, and does not create any legally binding organisation.

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## **AGREEMENT**

This MOU is freely entered into by the partners in a spirit of good faith. It is a statement of intention and forms the basis of a meaningful regional relationship, with the goal of each partner gaining accreditation before the statutory timeframe; and with a further goal of considering how regulatory functions, including Environmental Health will be structured in the five year transition period.

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## CEO APPROVAL

Geoff Mears <b>Acting Chief Executive</b> <b>Rodney District Council</b>	<b>Signature:</b> <b>Date:</b>
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John Brockies <b>Chief Executive</b> <b>North Shore City Council</b>	<b>Signature:</b> <b>Date:</b>
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Vijay Vaidyanath <b>Chief Executive</b> <b>Waitakere City Council</b>	<b>Signature:</b> <b>Date:</b>
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David Rankin <b>Chief Executive</b> <b>Auckland City Council</b>	<b>Signature:</b> <b>Date:</b>
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Leigh Auton <b>Chief Executive</b> <b>Manukau City Council</b>	<b>Signature:</b> <b>Date:</b>
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Theresa Stratton <b>Chief Executive</b> <b>Papakura District Council</b>	<b>Signature:</b> <b>Date:</b>
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Sally Davis <b>Chief Executive</b> <b>Franklin District Council</b>	<b>Signature:</b> <b>Date:</b>
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**All**

## Schedule 1

### Project Statement

Project Title: Joint  
Implementation of  
Proposed Food Act  
2008

Project Manager \_\_\_\_\_ Date \_\_\_\_\_

#### Project Statement

Territorial authority partners to enter joint arrangements to register for IANZ or JAS-ANZ accreditation for the proposed Act

Registration, verification and enforcement of food premises is carried out in accordance with the proposed Act by July 2009 (Food Bill Commencement date with a five year transition period for implementation)

#### Project Objectives

##### At end of project we will have:

1. IANZ or JAS-ANZ accreditation standards, NZFSA accreditation requirements, processes, procedures formally agreed & implemented by each of the partners within their respective organisations.
2. A functioning working relationship between the partners
3. Accreditation arrangements between the partners to offer full scope of work by 30 July 2008
4. A 5 year implementation plan between partners by 30 July 2008
5. Joint training initiatives developed for staff of each partnering Council at a regional level

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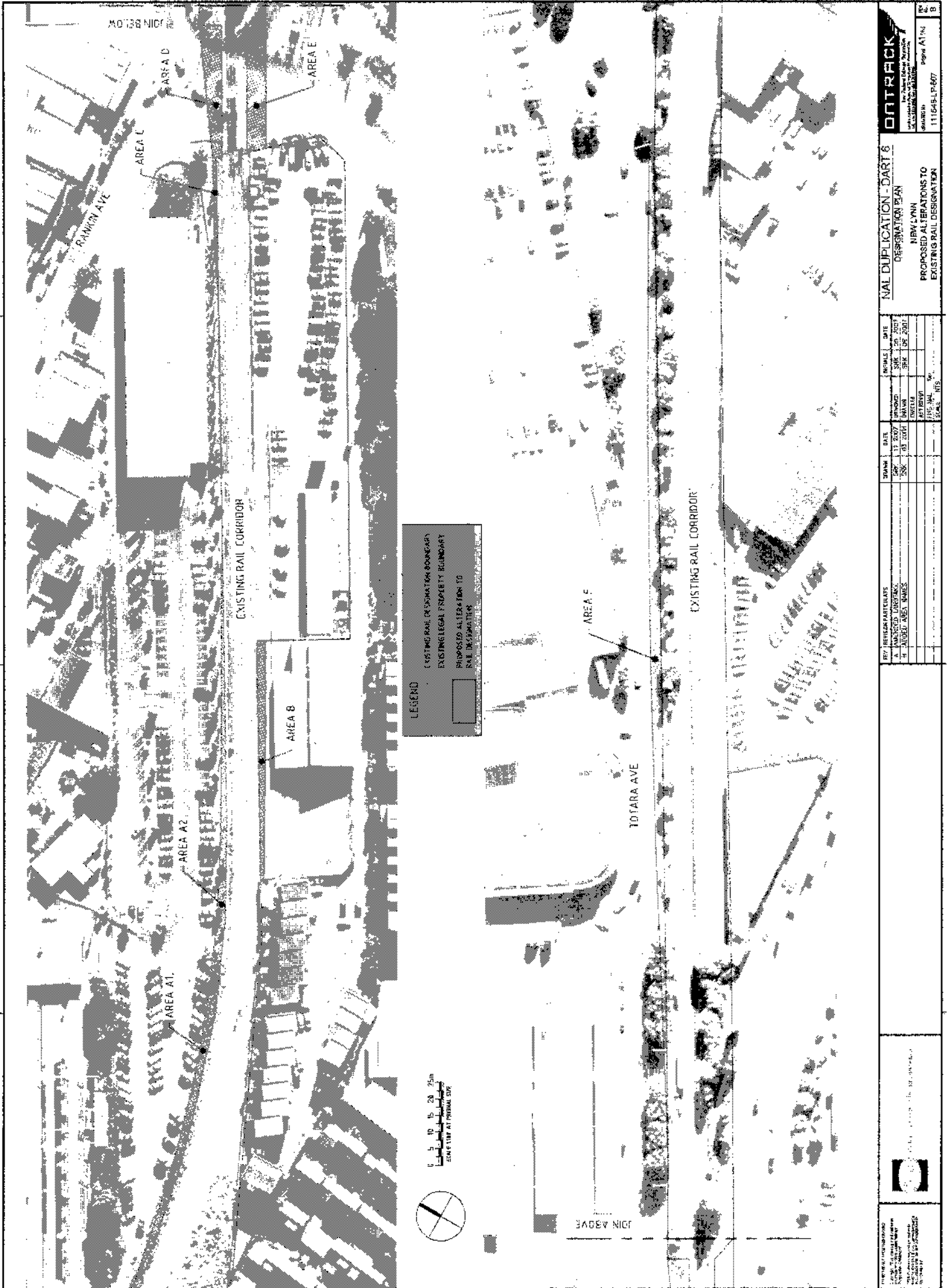
- 
6. Minimized time & cost of accreditation and training to each partner
  7. Improved consistency of interpretation & application of the proposed Act between the partners
  8. Customers consistently experiencing high quality and professional services
- 

**Additional project objectives are:**

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1. The partners to achieve accreditation & registration (separately) at the same time
  2. The partners meeting the accreditation standard required by the New Zealand Food Safety Authority
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PROJECT INFORMATION PROJECT NAME: NEW SWIN PROJECT NUMBER: 111649-LP-007 SHEET NUMBER: 6 OF 8		DRAWN: [ ] CHECKED: [ ] DATE: 17/03/2007		SCALE: 1:500 DATE: 17/03/2007	
DESIGNATION PLAN PROPOSED ALTERATIONS TO EXISTING RAIL DESIGNATION		REVISIONS NO.   DATE   DESCRIPTION 1   17/03/2007   ISSUED FOR PERMIT 2   18/03/2007   ISSUED FOR PERMIT		PROJECT LOCATION PROJECT NUMBER: 111649-LP-007 SHEET NUMBER: 6 OF 8	
BY: [ ] FOR: [ ] DATE: 17/03/2007		DATE: 17/03/2007		SCALE: 1:500	
PROJECT TITLE: RAIL CORRIDOR PROJECT NUMBER: 111649-LP-007		PROJECT NUMBER: 111649-LP-007		SHEET NUMBER: 6 OF 8	



PROJECT TITLE: RAIL CORRIDOR  
 PROJECT NUMBER: 111649-LP-007  
 SHEET NUMBER: 6 OF 8

ONTRACK  
 THE RAIL CORRIDOR AUTHORITY  
 111649-LP-007  
 page 6 of 8

TOTARA AVE

RAMKIN AVE

EXISTING RAIL CORRIDOR

SITE

LOCATION PLAN

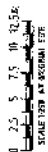
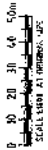
SCHEDULE OF LANDTAKE - AREA A1	
ADDRESS	3094-3194 GREAT NORTH ROAD
DESCRIPTION	LOT 1 OF 289281
CC	1976 / 206
ORIGINAL AREA	62706 ha
AREA TO BE TAKEN FOR RAIL	64508 ha (103 m <sup>2</sup> )
RESIDUAL AREA	02198 ha

EXISTING PROPERTY BOUNDARY

PROPOSED RAIL BOUNDARY

AREA A1

EXISTING RAIL BOUNDARY



DETAILED LANDTAKE PLAN

**AIS**

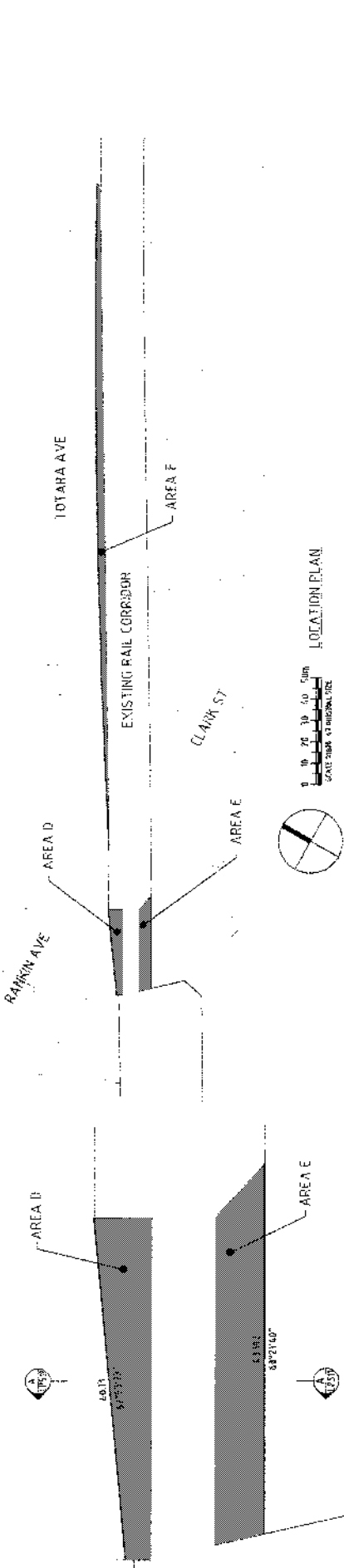
Permitted Project Name Location of Project Date of Issue	
<b>NAL DUPLICATION - DART 6</b> LANDTAKE PLAN NEW LYNN 3094 - 3096 GREAT NORTH ROAD	
PLAN NO 3094	DATE 23/09/2008
PREPARED BY S.M.	CHECKED BY S.M.
DRAWN BY S.M.	DATE 23/09/2008
SCALE 1:1000	PROJECT NO 3094
SHEET NO 1	TOTAL SHEETS 1
PROJECT NO 3094	SHEET NO 1
PROJECT NAME NAL DUPLICATION - DART 6	PROJECT LOCATION NEW LYNN
PROJECT ADDRESS 3094 - 3096 GREAT NORTH ROAD	PROJECT OWNER NAL
PROJECT CONTACT NAME TITLE	PROJECT CONTACT PHONE FAX EMAIL



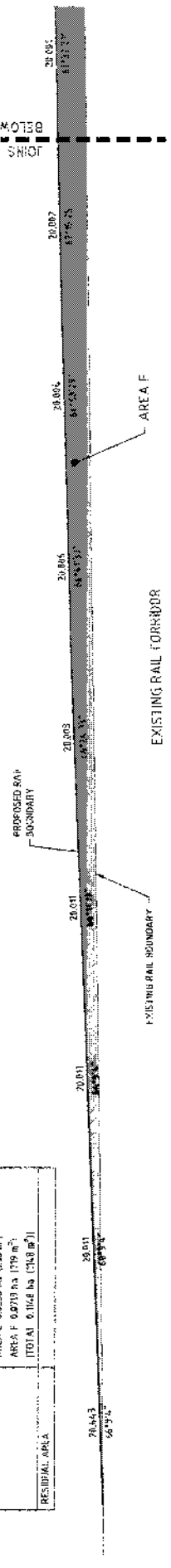
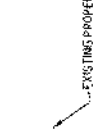




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SCHEDULE OF LANDTAKE - AREAS D, E, F	
ADDRESS	CLARK ST, RAMON AVE, IOTARA AVE
DESCRIPTION	ROAD RESERVE
CT	
ORIGINAL AREA	
AREA TO BE TAKEN FOR RAIL	
	AREA D 0.0573 ha (143 m <sup>2</sup> )
	AREA E 0.0236 ha (236 m <sup>2</sup> )
	AREA F 0.0713 ha (179 m <sup>2</sup> )
	(TOTAL) 0.1522 ha (348 m <sup>2</sup> )
RESIDUAL AREA	



0 2.5 5 7.5 10 12.5m  
SCALE 1:500 AT ORIGINAL SIZE

DETAILED  
LANDTAKE PLANS

NATIONAL DUBLICATION - PART 6 LANDTAKE PLAN	
PROJECT NO: 11545-LP-510	
PROJECT NAME: WAITAKERE CITY COUNCIL ROAD RESERVE PLANS	
PROJECT LOCATION: NEW LYNN	
DATE: 27/10/2018	DRAWN BY: [Name]
CHECKED BY: [Name]	APPROVED BY: [Name]
SCALE: 1:500	SHEET NO: 11545-LP-510



12 March 2008

ONTRACK NZRC - AUCKLAND  
PO Box 105916  
Auckland City  
AUCKLAND 1143

ENTERED  
26 MAR 2008

Dear Sir/Madam

**Resource Consent Application:** LUC-2008-335

**Proposal:** Proposed removal of trees along Totara Ave, New Lynn road reserve opposite Bus Transportation Centre (south side), also the relocation of 6 pohutakawea trees from ONTRACK owned railway land approximately 100m southwest of the RSA building.

**Site Address:** Totara Avenue, NEW LYNN

I am pleased to advise that your Resource Consent (Planning) application has been considered and consent has been granted pursuant to Sections 93, 94, 104, and 108 of the Resource Management Act 1991.

The full report considering your application and the decision which has been made is attached. The following contains the decision on your application and the conditions which must be met for your consent to be valid:

#### DECISION

Pursuant to Sections 93, 94, 94A – 94D, 104, 104C and 108 of the Resource Management Act 1991, being satisfied that no body or person is adversely affected, consent is granted to the application by Ontrack to remove protected trees from road reserve alongside Totara Avenue & Clark Street, New Lynn (13 She Oak- Casuarina spp, Camphor laurel, and Italian cedar) for the following reasons

- (i) The proposal has been considered in terms of the relevant assessment criteria, meets the relevant policies and objectives of the District Plan, and would create no more than minor adverse effects on the environment.
- (ii) The loss of vegetation would not detract from either the visual or landscape amenities associated with the site and the wider locality in the medium to long term.
- (iii) The removal of the trees is necessary to accommodate development otherwise permitted by the plan. Specifically widening of Clark Street, [part of the New Lynn Rail trench Project.
- (iv) Any actual or potential effects on the environment by the proposal are considered to be no more than minor and would be adequately avoided, remedied or mitigated by the conditions of consent.

**Conditions imposed on the consent are as follows:**

1. Subject to the conditions outlined below, the vegetation clearance shall proceed in accordance with the information submitted with the application, dated 6 March 2008, and referenced by Council as LUC-2008-335 Vegetation clearance shall be limited to the removal of the **13 She oak, Camphor Laurel and Italian cypress** trees described in the application.
2. The removal of the subject vegetation shall be undertaken by a competent Arborist using currently accepted arboricultural dismantling methods and practices, in a manner so as to cause no damage to other protected vegetation on the site.
3. Six Pohutukawa trees identified by WCC Parks shall be transplanted from the rail corridor to Olympic Park to the satisfaction of WCC Parks & Green Assets (contact person : Roscoe Webb)
4. Pursuant to Section 125 of the Resource Management Act 1991, this consent shall lapse after a period of two years from the commencement of the consent. The vegetation clearance shall be undertaken within 2 years of the issue of this consent. If this does not happen the consent lapses and a new consent will need to be applied for.
5. A copy of this consent shall be held on site throughout the process

**Advice note**

1. It is noted that several small Titoki trees on Clark Street are shown to be removed. These trees are all under 6m in height or 600mm in girth at 1.4m and therefore are not protected. Therefore you are able to remove these without consent.

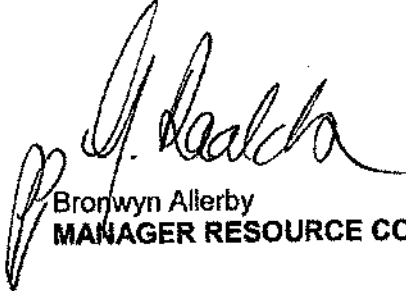
**\*End of Conditions\***

Compliance with the above conditions will be monitored by Councils Environmental Monitoring Officer in accordance with section 35(d) of the Resource Management Act. This will typically include site visits to verify compliance (or non compliance) and documentation (site notes and photographs) of the activity established under the Resource Consent. Only after all conditions of the Resource Consent have been met, will Council issue a letter of compliance on request of the applicant.

Please note also that you must complete the activity that is consented to within two (2) years including compliance with the conditions of consent. If that does not happen the consent lapses and you may need to apply for an extension or a new consent. **Note: Your consent lapses on 12 March 2010.**

Please contact Stephen Bishop (839 0400) of the Resource Consents Section if you have any general queries about the enclosed report or decision.

Yours faithfully



Bronwyn Allerby  
**MANAGER RESOURCE CONSENTS**

## REPORT FOR LIMITED DISCRETIONARY ACTIVITY APPLICATION SECTIONS 93, 94, 94A – 94D, 104 AND 104C ASSESSMENT AND DETERMINATION IN ACCORDANCE WITH THE RESOURCE MANAGEMENT ACT 1991

### 1. PROPOSAL

The removal of protected trees (She Oak – *Casuarina spp*; Italian Cypress & Camphor Laurel from Totara Avenue and Clark Street, to facilitate the New Lynn Rail Trench Project located (Ontrack)

*Please see advice note regarding removal of Titoki trees on Clark Street*

### 2. APPLICATION DETAILS

Arborist:	Stephen Bishop
Site Address:	Road Reserve, Totara Avenue & Clark Street, New Lynn
Applicant:	Ontrack
Date Received:	6 <sup>th</sup> March 2008
Resource Consent No:	LUC-2008-335
Ward:	New Lynn 4
Legal Description:	Adjacent to Lot 1 DP 69200 & Lot 3 DP 110248
Site Area:	N/A
Address for Service:	c/- Bryan James, Fletcher Construction, Private Bag 82059, Auckland 1142
District Plan:	Human Environment: Transport
Natural Area:	General
Landscape Elements:	N/A
Further Information Requested:	No
Site Visit:	6 March 2008

3.0 REASON FOR APPLICATION AND RELEVANT DISTRICT PLAN RULES

3.1 District Plan Rule(s) Infringed

General Natural Area – Rule 2 – Vegetation Alteration

Rule 2.3 – Limited Discretionary Activity

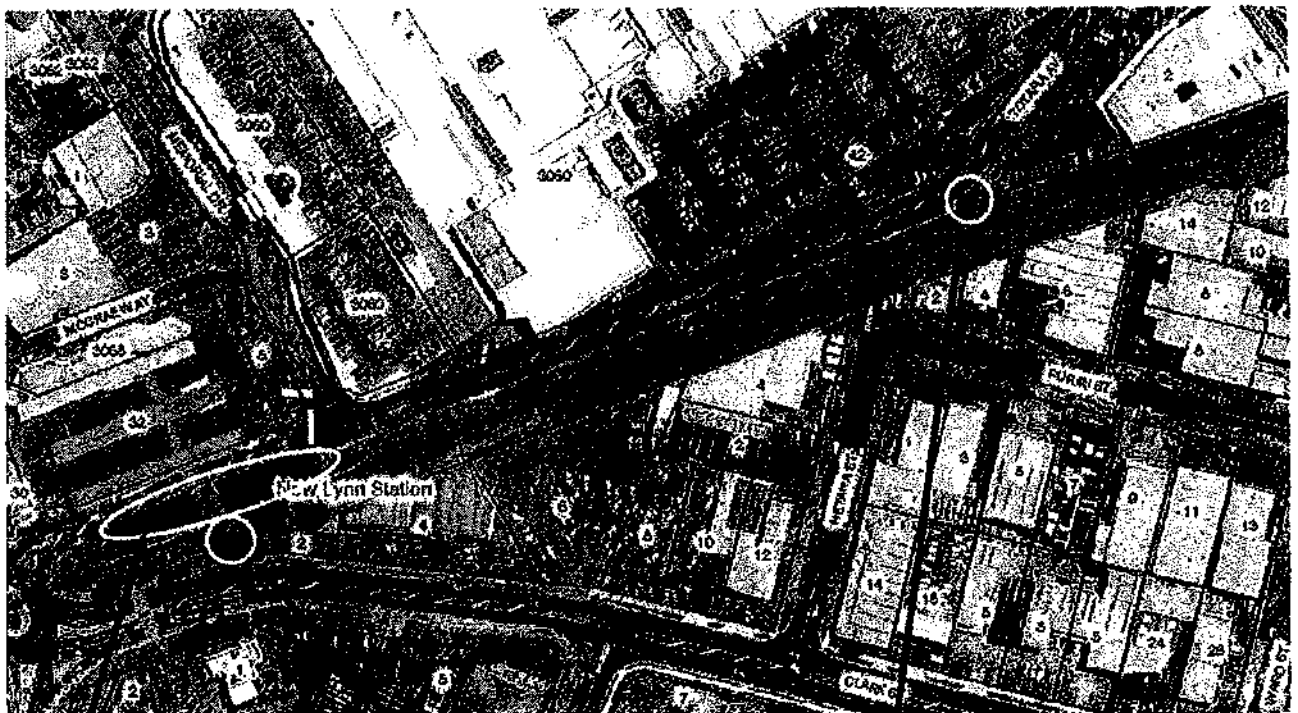
*The clearance of native vegetation and exotic vegetation which is more than 6.0m in height or more than 600mm in girth (measured at 1.4m above the ground).*

Overall the application is considered to be a Limited Discretionary Activity because the subject vegetation to be removed is greater than 6m height.

4.0 LOCATION AND DESCRIPTION OF VEGETATION

**Photograph 1**

Aerial photograph of site taken in 2005 showing location of vegetation being



**Group 1**

Thirteen She oaks

**Tree 1**

One Italian cypress

**Tree 2**

Camphor laurel

**5.0 STATUTORY ASSESSMENT**

5.1 Section 93 of the Resource Management Act 1991 provides for resource consents to be processed on a non-notified basis if the Council is satisfied that the adverse effects of the activity on the environment will be minor.

Sections 94 and 94D require that even if notification is not required under section 93, that notice of the application must be served on all persons who, in the opinion of Council, may be adversely affected by the activity, unless the District Plan expressly provides that such an application does not need to be notified and notice of the application does not need to be served on adversely affected persons.

In addition it is considered that, the proposal would generate no more than minor adverse effects on the environment and that there are no persons who may be adversely affected by the proposal. It should be noted that in determining whether or not adverse effects on the environment would be minor or more than minor, any adverse effects on the environment that would arise from a permitted activity under the Operative Plan has been disregarded and any adverse effect that does not relate to a matter in the Plan that is specified as a matter to which Council has restricted its discretion has also been disregarded.

**6.0 ENVIRONMENTAL ASSESSMENT**

The District Plan has been prepared with a clear "effects-based" emphasis. Consideration of the proposed development in relation to each of the Plan's assessment criteria would ensure that all the relevant matters to which Council has restricted its discretion have been addressed. It should be noted that any adverse effect of the activity on the environment that does not relate to the above matters has been disregarded. The relevant matters to which Council has restricted its discretion in relation to the application will therefore be considered in accordance with the assessment criteria and are as follows: -

1. landscape treatment
2. scale
3. method, and
4. location and will be assessed in accordance with the following criteria: -

**GENERAL NATURAL AREA**

ASSESSMENT CRITERIA	Comments/ Mitigation Proposed
<p>2(a) The extent to which <i>vegetation alteration</i> adversely affects <b>amenity values</b> and <b>neighbourhood character</b></p>	<p>The trees are all easily viewed from the road and there will be a short term loss of local amenity values and neighbourhood character.</p> <p>It is noted that within the rail designation (NZR1), all vegetation can be removed as part of OPW 2007-2126 without mitigation. The applicant has offered to transplant 6 Pohutukawa trees to mitigate the loss of trees.</p> <p>Relocation of these trees to Olympic Park and the retention of other protected vegetation in the vicinity will reduce the adverse effects to a less than minor extent in the medium to long term.</p>
<p>2(b) The extent to which <i>vegetation alteration</i> will threaten natural ecosystems.</p>	<p>The retention of other protected vegetation within the site and the immediate area and will allow for the maintenance of any existing natural ecosystems.</p>

<p><b>2(c)</b></p> <p>The extent to which <i>vegetation alteration</i> creates, contributes to, or exacerbates stability problems.</p>	<p>The loss of the subject vegetation will not denude the site of vegetative cover and because of this it is considered there will be no affect on the sites stability as a result of proposed removal.</p>
<p><b>2(d)</b></p> <p>The extent to which <i>development</i> is located or can be <i>designed</i> in a way that avoids the need to remove <i>vegetation</i> and in particular the removal of any trees which are notable examples of their species.</p>	<p>N/A</p>
<p><b>2(e)</b></p> <p>The extent to which the proposed <i>vegetation alteration</i> is necessary:</p> <ol style="list-style-type: none"> <li>1. to accommodate <i>development</i> otherwise permitted by the <i>Plan</i></li> <li>2. to ensure the safety or integrity of existing <i>development</i> on the <i>site</i></li> <li>3. for <i>pruning</i> to provide light</li> <li>4. for <i>pruning</i> to preserve <i>public views</i>.</li> <li>5. to facilitate the appropriate use of land in the open space environment</li> </ol>	<p>The removal of the trees is necessary to accommodate development otherwise permitted by the plan. Specifically widening of Clark Street, [part of the New Lynn Rail trench Project.</p>
<p><b>2(f)</b></p> <p>The extent to which the <i>vegetation alteration</i> adversely affects <i>plant health</i>.</p>	<p>N/A</p>
<p><b>2(g)</b></p> <p>The extent to which the <i>vegetation alteration</i> adversely the historical, cultural or spiritual significance of any site or <i>waahi tapu</i> of significance to <i>iwi</i> or <i>archaeological site</i>.</p>	<p>N/A</p>
<p><b>2(h)</b></p> <p>The extent to which more than minor adverse <i>effects</i> can be adequately avoided, remedied, mitigated or offset through provision of works and services on or off the <i>site</i> and/or through payment or provision of a <i>financial contribution</i>.</p>	<p>It is considered that the retention of other protected trees on site and a condition of consent requiring size Pohutukawa trees be transplanted to Olympic Park will reduce any adverse effect to less than minor in the medium to long term.</p>
<p><b>2(i)</b></p> <p>The extent to which <i>vegetation alteration</i> reduces the ability to create linkages between <i>native vegetation</i>, fauna habitats, or <i>natural features</i> or landforms.</p>	<p>The retention of other protected vegetation within the immediate area will result in there being no reduction in the ability to create ecological linkages.</p>
<p><b>2(j)</b></p> <p>The extent to which vegetation alteration can be offset by restoration or enhancement around and within the area subject to the application.</p>	<p>It is considered that the retention of other protected vegetation within the immediate area and a condition of consent requiring six Pohutukawa trees to be transplanted from the rail corroder to Olympic park will offset any minor adverse effect.</p>

<p><b>2(k)</b></p> <p>The extent to which <i>vegetation alteration</i> adversely affects the significance, natural character or landscape value of any natural features.</p>	<p>It is considered that the proposed works will not cause any adverse effects to the natural character; landscape value of any natural features given the site locality is within the highly modified urban environment.</p>
<p><b>2(l)</b></p> <p>The extent to which the proposed vegetation alteration is for the development proposed in a relevant Operative Reserve Management Plan, Parks Concept Plan, current Waitakere City Parks Strategy or current operative Regional Parks Management Plan.</p>	<p>N/A</p>
<p><b>2 (m)</b></p> <p>The extent to which the proposed vegetation alteration in an open space environment avoids significant vegetation and any species known to be threatened endangered or uncommon.</p>	<p>N/A</p>

**7.0 POLICIES AND OBJECTIVES**

The District Plan Assessment Criteria, developed to address the issues covered in the relevant objectives and policies, have already been discussed in section 6.0.

The proposed works are considered to be consistent with these assessment criteria. For this reason the proposed works is also considered to be consistent with the relevant Objectives and Policies of the Plan.

**8.0 SPECIAL CIRCUMSTANCES**

Having regard to the matters discussed in this report it is considered that no special circumstances arise under Section 94c (2) of the Act.

**9.0 TIME PERIOD IN WHICH TO IMPLEMENT THE CONSENT**

Under section 125 of the Resource Management Act 1991, unless it is given effect to, a consent lapses either on the date that is specified in the consent or if no date is specified, five years after the date of commencement of the consent.

A standard five-year period in which to give effect to a consent is not considered appropriate in relation to vegetation because a five-year period would allow a substantial change in the size and status of the vegetation due to natural growth, to the point where it should more appropriately be reassessed.

It is recommended that this period be restricted to 2 years in this instance. This would provide sufficient time to carry out the proposal without a significant change in the vegetation necessitating reassessment. Under section 125 of the Resource Management Act 1991, unless it is given effect to, this consent lapses two years after the date of commencement.

**10.0 MONITORING**

The proposal will be monitored in accordance with the conditions specified in this report, and the requirements contained in the District Plan.

## 11.0 DECISION

Pursuant to Sections 93, 94, 94A – 94D, 104, 104C and 108 of the Resource Management Act 1991, being satisfied that no body or person is adversely affected, **consent is granted** to the application by Ontrack to **remove protected trees from road reserve alongside Totara Avenue & Clark Street , New Lynn (13 She Oak- *Casuarina spp*, Camphor laurel, and Italian cedar)** for the following reasons

- (i) The proposal has been considered in terms of the relevant assessment criteria, meets the relevant policies and objectives of the District Plan, and would create no more than minor adverse effects on the environment.
- (ii) The loss of vegetation would not detract from either the visual or landscape amenities associated with the site and the wider locality in the medium to long term.
- (iii) The removal of the trees is necessary to accommodate development otherwise permitted by the plan. Specifically widening of Clark Street, [part of the New Lynn Rail trench Project.
- (iv) Any actual or potential effects on the environment by the proposal are considered to be no more than minor and would be adequately avoided, remedied or mitigated by the conditions of consent.

### ***Conditions imposed on the consent are as follows:***

1. Subject to the conditions outlined below, the vegetation clearance shall proceed in accordance with the information submitted with the application, dated 6 March 2008, and referenced by Council as LUC-2008-335 Vegetation clearance shall be limited to the removal of the **13 She oak, Camphor Laurel and Italian cypress** trees described in the application.
2. The removal of the subject vegetation shall be undertaken by a competent Arborist using currently accepted arboricultural dismantling methods and practices, in a manner so as to cause no damage to other protected vegetation on the site.
3. Six Pohutukawa trees identified by WCC Parks shall be transplanted from the rail corridor to Olympic Park to the satisfaction of WCC Parks & Green Assets (contact person : Roscoe Webb)
4. Pursuant to Section 125 of the Resource Management Act 1991, this consent shall lapse after a period of two years from the commencement of the consent. The vegetation clearance shall be undertaken within 2 years of the issue of this consent. If this does not happen the consent lapses and a new consent will need to be applied for.
5. A copy of this consent shall be held on site throughout the process

### ***Advice note***

1. *It is noted that several small Titoki trees on Clark Street are shown to be removed. These trees are all under 6m in height or 600mm in girth at 1.4m and therefore are not protected. Therefore you are able to remove these without consent.*

Waitakere City Council  
Private Bag 93 109  
Henderson  
WAITAKERE

Attention: Carolyn McAlley

Dear Carolyn

**Alteration to the designation under s.181(3) of the Resource Management Act 1991: DART 6 (New Lynn)**

**1. Introduction**

ONTRACK, as a requiring authority requests Waitakere City Council to make a minor alteration to the railway corridor designation from New Lynn to Waitakere township, as identified on Planning Map F11 in the Operative Waitakere City District Plan ('the Plan'), pursuant to s181(3) of the Resource Management Act 1991. The designation reference is NZR1. No alteration to the existing conditions (2) or restriction (1) attached to NZR1 designation is proposed.

**2 Background**

ONTRACK has a programme of projects to be completed by mid 2009 to Develop Auckland Rail Transport (DART). The objectives of DART are to grow total public transport patronage and in particular rail patronage in Auckland. In 2006, the government announced it would fund a rail trench at New Lynn as part of its \$600 million upgrade of the Auckland rail network to deliver a rail network capable of more frequent and reliable commuter services for Aucklanders. The Western Line track duplication is one of the four key elements to the upgrade of Auckland's railways.

The New Lynn station is the busiest station on the Western Line however the current station and single track layout does not facilitate a cohesive or connected environment. The current station and track layout incorporates three separate level crossings in the vicinity of the station (including one on a roundabout), has poor integration with the bus station and cuts through the heart of the town centre. This arrangement creates congestion and restricts access across town for both pedestrians and vehicles. In addition, the current single track and short station at New Lynn restrict train frequency, reliability and prevent longer trains that can carry more passengers.



The track through New Lynn will be double tracked and lowered by up to 8m in an open cut trench following the existing rail alignment between Portage Road and Titirangi Road. The trench will enable level crossings to be replaced by overbridges (4 in total). Furthermore, a new New Lynn station will be built. The New Lynn station rebuild will integrate with the re-development of the bus station to form a connected and cohesive environment. The upgraded New Lynn Station will integrate with the new bus station and will bring the town closer together.

### **3 Proposal**

A large proportion of the work required to complete the DART 6 New Lynn project is within the existing ONTRACK designation rail corridor (NZR1). However, at 5 separate locations works fall marginally outside of the existing designation.

ONTRACK request that Waitakere City Council make minor alterations to the existing designation boundary at these locations to enable all of the DART 6 works to sit within the designated rail corridor. The details of the requested alterations are set out below.

The alterations can be viewed in the Alteration to the Designation Plans and the Location Plan attached to this letter.

#### **3.1 Area A1 and A2**

Area A1 and A2 are located on the northern side of the railway corridor and represent 'slithers' of land. Both area A1 and A2 have a maximum width of approximately 2m at the widest point and extends a length of approximately 230m. The land is currently within two Certificates of Title, with part of the land being owned by Cambridge Clothing Company (as shown A1 depicted on plan 111545-LP-503 and the other by Waitakere City Council (as shown as A2 depicted on plan 111545-LP-502).

#### **3.2 Area B**

Area B is located on the southern side of the railway corridor and represents a slither of land. Area B has a maximum width of approximately 2.5m at its widest point and extends some 70m in length. The land is within the ownership of Waitakere City Council. Area B is depicted by appended plan 111545-LP-504.

#### **3.3 Area C**

Area C is another slither of land located on the northern side of the railway corridor. Area C is physically adjoined to Area D. Area C is a maximum of 1m in width, extending some 35m in length. The land is within the ownership of Waitakere City Council. Area C is depicted by appended plan 111545-LP-501.

#### **3.4 Area D**

Area D is located on the northern side of the existing railway corridor. Area D extends some 39m in length and is approximately 3m at the far western edge, increasing to approximately

6m at the far eastern edge. Area D is located within road reserve and within the ownership of Waitakere City Council. Area D is depicted by appended plan 111545-LP-510.

### 3.5 Area E

Area E is located opposite Area D, on the southern side of the railway corridor. Area E extends approximately 42m in length and is consistently 6m in width. Area E is located within road reserve and within the ownership of Waitakere City Council. Area E is depicted by appended plan 111545-LP-510.

Area D and E will result in a strata title alteration to the designation. Plan 111545-LP-511 shows cross section A of this strata title which allows the local road (Totara Ave) to be retained in council ownership but allow the designation to encroach into the road reserve approximately 100mm below the road surface.

### 3.6 Area F

Area F is located along the southern side of the railway corridor and extends some 300m in length. Area F represents a slither of land and is a maximum of 3m in width. Area F is located within road reserve and within the ownership of Waitakere City Council. Area F is depicted by plan 111545-LP-510.

Area F will also result in a strata title alteration to the designation. Plan 111545-LP-511, cross section B shows this strata title which allows the local road (Totara Ave) to be retained in council ownership but allow the designation to encroach into the road reserve approximately 100mm below the road surface.

## 4 RMA Provision to Alter a Designation

s181(3) of the Act provides a simplified procedure for an alteration to a designation, provided that a number of criteria are met. s181(3) of the Act states that:

*"A territorial authority may at any time alter a designation in its district plan or a requirement in its proposed district plan if—*

- (a) *The alteration—*
  - (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; and*
- (b) *Written notice of the proposed alteration has been given to every owner or occupier of the land directly affected and those owners or occupiers agree with the alteration; and*
- (c) *Both the territorial authority and the requiring authority agree with the alteration—*

*and sections 168 to 179 shall not apply to any such alteration.*

s181(3) allows for minor alterations to boundaries to be achieved in a pragmatic manner. We consider that the proposed boundary adjustments can be considered under s181(3) of the Act. The justification for this is provided in the following sections.

## **5 Minor Boundary Adjustments to the Designation Boundary and Minor Effects: s181(3)(a)(i & ii)**

The wording of s181(3)(a) (inclusion of the word 'or') requires that in order to benefit from the simplified procedure, an alteration must comply with only one of the minor tests in subsection (a).

### **5.1 Minor Boundary Adjustment: s181(3)(a)(ii)**

We consider that the boundary adjustments at Areas A through to Area F are sufficiently minor to benefit from subsection s181(3)(a)(ii) and be considered under the simplified procedures.

Areas A1, A2, B, C and F all represent 'slithers' of land with a maximum increase in width by approximately 3m. When viewed in the context of the railway corridor, which in the general area has an approximate width of 20m and runs for many kilometres, we consider that the boundary adjustments are minor.

In respect of Areas D and E, we acknowledge that the proposed boundary adjustments provide a more substantial change than that compared to the 'slithers' (Areas A1, A2, B, C and F). However, we consider that the adjustments are also minor when viewed against the designation as a whole. Furthermore, whilst the history has not been investigated, we note the shape of the designation where it crosses Rankin Avenue, Totara Street and Clark Street intersection, is unusual in that it narrows somewhat as it crosses the road. The effect of the proposed boundary adjustment at these points will be to expand what could have once been the original designation.

In addition, the relevant district planning map (F11) is of such a scale / resolution that the proposed boundary adjustments involve only a minor movement of the lines on the planning map. A general reader of the planning map could be hard pushed to notice the change when viewing the proposed boundary adjustments against the original version.

Accordingly, the alterations are considered to be a minor adjustments and compliant with s181(3)(a)(ii) of the Act.

### **5.2 Minor Effects: s181(3)(a)(i)**

As noted in section 5.1 above, the proposed boundary adjustments at Areas E and D are more substantial than A1, A2, B, C and F. Whilst maintaining the adjustments at Areas D and E to be minor boundary adjustments, we also consider that the effect of the aforementioned boundary adjustments will be to reduce ongoing effects, as the rail will run beneath the road at the point, rather than across it.

Accordingly, the alterations at Areas D and E are considered to enable a reduction of ongoing effects and are compliant with s181(3)(a)(i) of the Act.

## 6 Land Owners Approvals: s181(3)(b)

Table 1 below identifies those landowners and occupiers directly affected by the proposed alterations.

**Table 1: Affected landowners**

Area	Appellation	Title	Owner	Occupier
A1	Lot 1 DP 209280	137B/298	Cambridge Clothing Company Ltd	N/a
A2	Lot 2 DP 209280	137B/299	Waitakere City Council	N/a
B	Lot 1 DP 199076	127D/557	Waitakere City Council	Lollipops
C	Lot 2 DP 142028	Public Land	Waitakere City Council; Recreation Reserve	N/a
D,E & F	Road Reserve	N/a	Waitakere City Council	N/a

Discussions have been held with Waitakere City Council and ONTRACK understands that they consent to the proposed designation boundary adjustment. ONTRACK has discussed WCC's landowner approval with Denis Sheard (WCC General Counsel) and Ross McLeod (acting as WCC Chief Executive at time of discussions).

ONTRACK have an agreement to purchase the 'slither' of land from Cambridge Clothing Company (A1). As the land is not presently in owned by ONTRACK a landowner written approval letter will be submitted shortly.

We confirm that written notice of the alteration has been given to Waitakere City Council (as the landowner).

## 7 Agreement to the works by ONTRACK and Waitakere City Council: s181(3)(c)

In respect of s181(3)(c), Waitakere City Council is the relevant territorial authority. As a directly affected landowner, the written agreement from Waitakere City Council has been obtained as required by s181(3)(b). We see no reason why Waitakere City Council should not agree to the adjustment, especially in light of Council providing its written approval to the alterations as an affected landowner.

## 8 Applicability

This letter has been prepared for the benefit of ONTRACK with respect to the particular brief given to us and it may not be relied upon in other contexts or for any other purpose without our prior review and agreement.

## 9 Conclusions

It is considered that ONTRACK's request to alter the designation at the respective locations meets the criteria referred to above and that Waitakere City Council can agree to the alteration via the simplified procedure. This will allow the proposed minor alterations to boundary in a pragmatic manner, and without the need to submit a formal Notice of Requirement.

Please feel free to contact me to discuss me on the details below.

Yours sincerely



**Anna Lewis**  
Resource Management Planner  
[alewis@tonkin.co.nz](mailto:alewis@tonkin.co.nz)  
DDI: 09 355 0738  
Mob: 021 333 748

1-Apr-08

P:\24268\24268.100 RMA Planning\Issued Documents\Alteration to designation\Further Info Request\ALL amended letter 010408.doc

Enc: Location Plan and Alteration to Designation Plans

cc: Rolland Lindsay - ONTRACK

Daniel Nordh - Fletchers

# NATIONAL POLICY STATEMENT

## on Electricity Transmission

Document of the Government of the Republic of Azerbaijan

2013

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tevlis.gov.az

## Preamble

This national policy statement sets out the objective and policies to enable the management of the effects of the electricity transmission network under the Resource Management Act 1991.

In accordance with section 55(2A)(a) of the Act, and within four years of approval of this national policy statement, local authorities are to notify and process under the First Schedule to the Act a plan change or review to give effect as appropriate to the provisions of this national policy statement.

The efficient transmission of electricity on the national grid plays a vital role in the well-being of New Zealand, its people and the environment. Electricity transmission has special characteristics that create challenges for its management under the Act. These include:

- Transporting electricity efficiently over long distances requires support structures (towers or poles), conductors, wires and cables, and sub-stations and switching stations.
- These facilities can create environmental effects of a local, regional and national scale. Some of these effects can be significant.
- The transmission network is an extensive and linear system which makes it important that there are consistent policy and regulatory approaches by local authorities.
- Technical, operational and security requirements associated with the transmission network can limit the extent to which it is feasible to avoid or mitigate all adverse environmental effects.
- The operation, maintenance and future development of the transmission network can be significantly constrained by the adverse environmental impact of third party activities and development.
- The adverse environmental effects of the transmission network are often local – while the benefits may be in a different locality and/or extend beyond the local to the regional and national – making it important that those exercising powers and functions under the Act balance local, regional and national environmental effects (positive and negative).
- Ongoing investment in the transmission network and significant upgrades are expected to be required to meet the demand for electricity and to meet the Government's objective for a renewable energy future, therefore strategic planning to provide for transmission infrastructure is required.

The national policy statement is to be applied by decision-makers under the Act. The objective and policies are intended to guide decision-makers in drafting plan rules, in making decisions on the notification of the resource consents and in the determination of resource consent applications, and in considering notices of requirement for designations for transmission activities.

However, the national policy statement is not meant to be a substitute for, or prevail over, the Act's statutory purpose or the statutory tests already in existence. Further, the national policy statement is subject to Part 2 of the Act.

For decision-makers under the Act, the national policy statement is intended to be a relevant consideration to be weighed along with other considerations in achieving the sustainable management purpose of the Act.

This preamble may assist the interpretation of the national policy statement, where this is needed to resolve uncertainty.

## 1. Title

This national policy statement is the National Policy Statement on Electricity Transmission 2008.

## 2. Commencement

This national policy statement comes into force on the 28<sup>th</sup> day after the date on which it is notified in the *Gazette*.

## 3. Interpretation

In this national policy statement, unless the context otherwise requires:  
Act means the Resource Management Act 1991.

**Decision-makers** means all persons exercising functions and powers under the Act.

**Electricity transmission network, electricity transmission and transmission activities/assets/infrastructure/resources/system** all mean part of the national grid of transmission lines and cables (aerial, underground and undersea, including the high-voltage direct current link), stations and sub-stations and other works used to connect grid injection points and grid exit points to convey electricity throughout the North and South Islands of New Zealand.

**National environmental standard** means a standard prescribed by regulations made under the Act.

**National grid** means the assets used or owned by Transpower NZ Limited.

**Sensitive activities** includes schools, residential buildings and hospitals.

#### 4. Matter of national significance

The matter of national significance to which this national policy statement applies is the need to operate, maintain, develop and upgrade the electricity transmission network.

#### 5. Objective

To recognise the national significance of the electricity transmission network by facilitating the operation, maintenance and upgrade of the existing transmission network and the establishment of new transmission resources to meet the needs of present and future generations, while:

- managing the adverse environmental effects of the network; and
- managing the adverse effects of other activities on the network.

#### 6. Recognition of the national benefits of transmission

##### POLICY 1

In achieving the purpose of the Act, decision-makers must recognise and provide for the national, regional and local benefits of sustainable, secure and efficient electricity transmission. The benefits relevant to any particular project or development of the electricity transmission network may include:

- i) maintained or improved security of supply of electricity; or
- ii) efficient transfer of energy through a reduction of transmission losses; or
- iii) the facilitation of the use and development of new electricity generation, including renewable generation which assists in the management of the effects of climate change; or
- iv) enhanced supply of electricity through the removal of points of congestion.

The above list of benefits is not intended to be exhaustive and a particular policy, plan, project or development may have or recognise other benefits.

#### 7. Managing the environmental effects of transmission

##### POLICY 2

In achieving the purpose of the Act, decision-makers must recognise and provide for the effective operation, maintenance, upgrading and development of the electricity transmission network.

##### POLICY 3

When considering measures to avoid, remedy or mitigate adverse environmental effects of transmission activities, decision-makers must consider the constraints imposed on achieving those measures by the technical and operational requirements of the network.

##### POLICY 4

When considering the environmental effects of new transmission infrastructure or major upgrades of existing transmission infrastructure, decision-makers must have regard to the extent to which any adverse effects have been avoided, remedied or mitigated by the route, site and method selection.

##### POLICY 5

When considering the environmental effects of transmission activities associated with transmission assets, decision-makers must enable the reasonable operational, maintenance and minor upgrade requirements of established electricity transmission assets.

#### POLICY 6

Substantial upgrades of transmission infrastructure should be used as an opportunity to reduce existing adverse effects of transmission including such effects on sensitive activities where appropriate.

#### POLICY 7

Planning and development of the transmission system should minimise adverse effects on urban amenity and avoid adverse effects on town centres and areas of high recreational value or amenity and existing sensitive activities.

#### POLICY 8

In rural environments, planning and development of the transmission system should seek to avoid adverse effects on outstanding natural landscapes, areas of high natural character and areas of high recreation value and amenity and existing sensitive activities.

#### POLICY 9

Provisions dealing with electric and magnetic fields associated with the electricity transmission network must be based on the International Commission on Non-ionising Radiation Protection *Guidelines for limiting exposure to time varying electric magnetic fields (up to 300 GHz)* (Health Physics, 1998, 74(4): 494-522) and recommendations from the World Health Organisation monograph *Environment Health Criteria* (No 328, June 2007) or revisions thereof and any applicable New Zealand standards or national environmental standards.

### 8. Managing the adverse effects of third parties on the transmission network

#### POLICY 10

In achieving the purpose of the Act, decision-makers must to the extent reasonably possible manage activities to avoid reverse sensitivity effects on the electricity transmission network and to ensure that operation, maintenance, upgrading, and development of the electricity transmission network is not compromised.

#### POLICY 11

Local authorities must consult with the operator of the national grid, to identify an appropriate buffer corridor within which it can be expected that sensitive activities will generally not be provided for in plans and/or given resource consent. To assist local authorities to identify these corridors, they may request the operator of the national grid to provide local authorities with its medium to long-term plans for the alteration or upgrading of each affected section of the national grid (so as to facilitate the long-term strategic planning of the grid).

### 9. Maps

#### POLICY 12

Territorial authorities must identify the electricity transmission network on their relevant planning maps whether or not the network is designated.

### 10. Long-term strategic planning for transmission assets

#### POLICY 13

Decision-makers must recognise that the designation process can facilitate long-term planning for the development, operation and maintenance of electricity transmission infrastructure.

#### POLICY 14

Regional councils must include objectives, policies and methods to facilitate long-term planning for investment in transmission infrastructure and its integration with land uses.

#### Explanatory note

*This note is not part of the national policy statement but is intended to indicate its general effect*

This national policy statement comes into force 28 days after the date of its notification in the *Gazette*. It provides that electricity transmission is a matter of national significance under the Resource Management Act 1991 and prescribes an objective and policies to guide the making of resource management decisions.

The national policy statement requires local authorities to give effect to its provisions in plans made under the Resource Management Act 1991 by initiating a plan change or review within four years of its approval.



**Waitakere City Council submission on  
proposed National Environmental Standards  
for Electricity Transmission.**

To: Standards,  
Ministry for the Environment,  
PO Box 10362,  
WELLINGTON.

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This is a submission of the

**Waitakere City Council**

on the

**proposed National Environmental Standards for Electricity Transmission.**

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Submission Structure and Overview:

This submission is complementary to the earlier submission of the Waitakere City Council to the Board of Inquiry into the National Policy Statement on Electricity Transmission.

This submission covers three main points:

- Waitakere City Council supports the general intent of the National Environmental Standards for Electricity Transmission;
- however, support for the intent is qualified with some concerns;
- for which some solutions or improvements are suggested on each of the proposed standards to enable the objectives to be better achieved in a more equitable and sustainable manner.

The submission is organised in the order outlined above, with respect to each of the two proposed standards.

Waitakere City Council looks forward to working with the Ministry for the Environment and other interested parties in order to improve the approach and outcomes from these standards.

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# Part 1: General Support

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## 0. Introduction/Context:

- 0.1 Waitakere City Council supports the increasing level of guidance from central government to Territorial Authorities regarding issues of national significance. The lack of such guidance has been a key reason why there is such variation between even adjacent Territorial Authorities around the management of issues with similar effects, such as the transmission network.
- 0.2 Waitakere City Council *supports the intent* of the Proposed National Environmental Standards for Electricity Transmission to provide greater guidance to Territorial Authorities, Transpower and adjacent land use activities, regarding the national significance of the transmission network as a physical resource, and the way in which lines and activities adjacent to them are managed.
- 0.3 Waitakere City Council considers that a secure, resilient and efficient energy transmission system is vital to the achievement of the purpose of the Act, particularly in allowing for people and their communities to provide for their social, economic and cultural wellbeing.
- 0.4 A strong network is required to support the governments aims with respect to increased levels of electrical generation from renewable sources, an aim which is supported by Waitakere City Council.
- 0.5 Waitakere City Council supports a directive approach from central government to ensure a nationally consistent approach to national scale infrastructure, such as the electricity system.
- 0.6 However such a directive approach must be integrated, clear and easily implemented. In this respect Waitakere City Council does have concerns with the wording and content of the Proposed National Environmental Standards for Electricity Transmission.

## Reasons for Support:

- 0.7 Waitakere City is currently almost 100%<sup>1</sup> dependant on electrical energy imported to the City from and through other regions of the country via the Transmission Network. Security of supply to Waitakere City is therefore somewhat dependent on the approach taken by other Territorial Authorities to the Generation and Transmission of electricity, including the management of activities that impact on the efficient and safe operation of the network, as well as the level of investment by Transpower, generation and distribution companies in their infrastructure.
- 0.8 The Auckland Region as a whole generates only some 25% of its peak load generation, the remainder entering the region of Auckland via a small number of cables (the Transmission Network). These cables continue through the region and Waitakere City, to serve the rapidly growing Northland Region.

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<sup>1</sup> The only significant embedded or distributed generation in the City is used at the on-site use scale (e.g. solar hot water heating, PV panels and small scale wind turbines for houses, business, community facilities and isolated infrastructure) or used on-site (e.g. Watercare Services operates some small scale hydro plants at their water supply dams for onsite needs). Waitakere City Council actively supports and encourages Solar Hot Water installations by fully subsidising building consent costs and providing encouragement.