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Waitomo District Plan Review


- The following designation(s) is still required to be included in the proposed plan as it currently appears on the planning map and designation appendices.

Designation	Purpose of designation	Operative Plan References
Court House		Map 38B

- The following designation(s) are to be included with the following modifications;

Designation	Description of modifications	Reason for modifications
Court House	Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities. Works include development and operation of land and buildings for aforementioned purposes.	Standardising new description nationwide as District Plans are reviewed and provides clarity to public regarding what activity can occur on site

- Attachment: Appendix 1 Schedule of Court Designation to be rolled over with Modifications



..... Signature and date

On behalf of the Hon. Andrew Little

Fraser Gibbs

General Manager, Commercial and Property

Ministry of Justice

(Acting under delegated authority from the Minister for Courts)

Form 18
Notice of requirement by Minister, local authority, or requiring authority for
designation or alteration of designation

Sections 168(1), (2) and 181 and clause 4 of First Schedule, Resource Management Act 1991

To Waitomo District Council

1. The Minister for Courts, the Hon. Andrew Little gives notice of a rollover of a requirement for a designation for a public work, being the District Court at Te Kuiti. The designation detailed within this notice is to be included *with modification* into the Waitomo District Council Plan via the plan review.

The site to which the requirement applies is as follows:

2. The site to which the requirement applies is detailed in the Table 1 below:

Table 1 – Schedule of Designations in the Waitomo District Council Plan

Map Reference	Description	Requiring Authority	Location	Legal Description
38B	Courthouse	Justice Department	Queen Street, Te Kuiti	Pt Allot 7,9 and 11, Blk XIV, Te Kuiti Maori Township

The nature of the proposed public work is:

3. The public work is the continued operation and management of the District Court in Te Kuiti. As part of the rollover process, the Minister requires that the designated purpose of the site identified in this notice be amended to:

“Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities. Works include development and operation of land and buildings for aforementioned purposes.”

The nature of the Modification

4. As identified in Paragraph 3 and Appendix 1, the Minister is amending the description of the purpose of the Te Kuiti District Court within the Waitomo District Council Plan.
5. This new description provides a national standardised and refined purpose and replaces the existing description (“Courthouse”) in the Waitomo District Council Plan. This amended purpose will provide greater certainty to an ordinary member of the public as to what activity can occur on the site and will provide a planning framework for assessing activities and development at the Courthouse.
6. This description is being adopted by the Minister for other sites across New Zealand as part of the District Plan review processes being undertaken progressively by other territorial authorities.
7. For administrative purpose the Requiring Authority is the Ministry of Justice as shown in Appendix 1

The effects that the public work (*or* project or work) will have on the environment, and the ways in which any adverse effects will be mitigated, are:

8. The Te Kuiti District Court identified within this notice is an existing facility which has been lawfully established.
9. The area to be rolled over encompasses the existing designated area only and, the activities on the site have not altered. As such, the effects of the maintenance and operation of the Te Kuiti District Court remain unchanged.

Alternative sites, routes, and methods have been considered to the following extent:

10. No alternative sites, routes, and methods have been considered. As such, the designation and associated activities are already well established on the site and consideration of alternative sites and methods is not deemed necessary.

The public work (*or* project or work) and designation (*or* alteration) are reasonably necessary for achieving the objectives of the requiring authority because:

11. This “roll over” corresponds to the Court House designation in Te Kuiti which has not lapsed.
12. The public work and designation are reasonably necessary for achieving the Minister’s objectives because they authorise the ongoing operation and management of the existing Courthouse, protect the site for this purpose and identify it as a public work.
13. The Minister for Courts is a requiring authority under section 166 of the Resource Management Act 1991. The Minister has the responsibility for providing administrative and other services necessary to:
 - Operate the New Zealand Court System;
 - Support independent judicial decision making;
 - Oversee the collection of fines and reparations;
 - Serve court documents; and
 - Enforce civil justice orders.
14. This designation is considered necessary to ensure an effective court service can be continued to be delivered in Te Kuiti and to continue operate the Te Kuiti court system in an efficient and effective manner.

Consultation

15. No consultation has been undertaken as part of the designation rollover process. The designations apply to the existing designated site and will not authorise any activities that are not already allowed as part of the existing designation. The proposed modifications have been limited to the refinement of the designated purpose for the Courthouse and administrative changes to update the property details of the designation. There are no existing conditions and the Minister is not proposing any new conditions. Finally, it is not considered these modifications will give rise to any effects above that which currently exist.

Attachments

The Minister attaches the following information required to be included in this notice by the district plan, regional plan, or any regulations made under the Resource Management Act 1991.

Appendix 1 – Schedule of Courts Designation to be rolled over with Modifications



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On behalf of the Hon. Andrew Little

Fraser Gibbs
General Manager, Commercial and Property
Ministry of Justice
(Acting under delegated authority from the Minister for Courts)

19/12/2019

.....
Date

Appendix 1: Schedule of Court Designation to be rolled over with Modifications**Minister for Courts – Designation in the Waitomo District Council Plan**

Map Reference	Description	Requiring Authority	Location	Legal Description
38B	Court House <u>Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities. Works include development and operation of land and buildings for aforementioned purposes.</u>	Justice Department <u>Minister of Justice</u>	Queen Street Te Kuiti	Pt Allot 7,9 and 11, Blk XIV, Te Kuiti Maori Township

Note: ~~Strike through~~ indicates deletions. Underline indicates additions