

Proposed Selwyn District Plan



Section 42A Report PDP and Variation 1

Climate change adaptation and emissions reduction

Rachael Carruthers

2 June 2023

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List of PDP submitters and further submitters addressed in this report

The PDP submitters and further submitters addressed in this report are listed in each of the following s42A reports:

Chapter	Submitter List
Energy and Infrastructure	https://www.selwyn.govt.nz/_data/assets/pdf_file/0004/490135/EI-S42a-report-FINAL-23-August-2021.pdf
Transport	https://www.selwyn.govt.nz/_data/assets/pdf_file/0005/497165/Councils-s42A-Transport-Report.pdf
Natural Hazards	https://www.selwyn.govt.nz/_data/assets/pdf_file/0009/520569/s42A-Natural-Hazards-Report.pdf
Ecosystems and Indigenous Biodiversity	https://www.selwyn.govt.nz/property-And-building/planning/strategies-and-plans/selwyn-district-plan/selwyn-district-plan-review/hearings/quick-links-to-all-hearings-pages/hearing-10
Subdivision	https://www.selwyn.govt.nz/property-And-building/planning/strategies-and-plans/selwyn-district-plan/selwyn-district-plan-review/hearings/quick-links-to-all-hearings-pages/hearing-14-subdivision-and-public-access
Coastal Environment	https://www.selwyn.govt.nz/_data/assets/pdf_file/0007/891736/Coastal-Environment-s42A-Report.pdf
General Rural Zone	https://www.selwyn.govt.nz/_data/assets/pdf_file/0006/704886/S42-Report-General-Rural-Zone.pdf
Dairy Processing Zone	https://www.selwyn.govt.nz/_data/assets/pdf_file/0009/736911/S42a-Report-KNOZ-PORTZ-DPZ.pdf
Terrace Downs Zone	https://www.selwyn.govt.nz/property-And-building/planning/strategies-and-plans/selwyn-district-plan/selwyn-district-plan-review/hearings/quick-links-to-all-hearings-pages/hearing-27-special-purpose-terrace-downs-zone,-grasmere-zone-and-porters-zone
Designations	https://www.selwyn.govt.nz/_data/assets/pdf_file/0008/805454/Designations-Section-171-Report.pdf

List of Variation 1 submitters and further submitters addressed in this report

The Variation 1 submitters and further submitters addressed in this report are listed in each of the following s42A reports:

Chapter	Submitter List
Energy and Infrastructure	https://www.selwyn.govt.nz/_data/assets/pdf_file/0007/1760506/Part-A-Variation-1-to-PDP-s42A-District-Wide,-Area-Specific-and-Qualifying-Matters.pdf
Transport	https://www.selwyn.govt.nz/_data/assets/pdf_file/0003/1760637/Part-A-Variation-1-to-PDP-s42A-Transport.pdf
Subdivision	https://www.selwyn.govt.nz/_data/assets/pdf_file/0008/1758392/Variation-1-s42A-Subdivision-FINAL.pdf
Medium Density Residential Zone	https://www.selwyn.govt.nz/_data/assets/pdf_file/0004/1730218/Residential-Part-A-Variation-1-to-PDP-s42A-Report.pdf

Abbreviations

Abbreviations used throughout this report are:

Abbreviation	Full text
ANZBS	Te Mana o te Taiao – Aotearoa New Zealand Biodiversity Strategy 2020
DOC	Department of Conservation
EA	Electricity Authority
ERP	Aotearoa New Zealand's first emissions reduction plan 2022
HUD	Te Tūāpapa Kura Kāinga (Ministry of Housing and Urban Development)
LG	Local government
MBIE	Ministry of Business, Innovation and Employment
MfE	Ministry for the Environment
MOT	Te Manatū Waka Ministry of Transport
MPI	Ministry for Primary Industries
NAP	Aotearoa New Zealand's first national adaptation plan 2022
NIWA	National Institute of Water and Atmospheric Research
NZCPS	New Zealand Coastal Policy Statement
PDP	Proposed Selwyn District Plan
Planning Standards	National Planning Standards
RMA or Act	Resource Management Act 1991

1. Purpose of report

- 1.1 This report is prepared under s42A of the RMA to respond to **Minute 51** from the Hearing Panel, which directed that Council prepare a specific s42A report to address any emissions reduction plan (ERP) made in accordance with s5Z1 of the Climate Change Response Act 2002 (s74(2)(d) RMA)) and any national adaptation plan (NAP) made in accordance with s5Z5 of the Climate Change Response Act 2002 (s74(2)(e) RMA).
- 1.2 At the time that each of the PDP and Variation 1 were prepared and notified, no emissions reduction plan or national adaption plan existed. Since that time, both plans have been completed and as such, Council is required to have regard to these documents in preparing the PDP or Variation 1.
- 1.3 Given that the hearing of submissions on the PDP has now largely been completed, the Panel has directed the Council to:
 - a. review each of the emissions reduction and adaptation plans to identify actions within the scope of a district plan;
 - b. identify submission points on the PDP relating to the identified actions; and
 - c. review the Council officer recommendations relating to these submission points and recommend in a separate s42A report whether any changes are required in light of the emissions reduction and adaptation plans.
- 1.4 In preparing this report I have had regard to all PDP and Variation 1 s42a reports and right of reply reports prepared to date.
- 1.5 The conclusions reached and recommendations made in this report are not binding on either Hearing Panels. It should not be assumed that the Hearing Panels will reach the same conclusions having considered all the information in the submissions and the evidence to be brought before them, by the submitters.

2. Qualifications and experience

- 2.1 My full name is Rachael Margaret Carruthers. I am employed by the Council as a Policy Planner. My qualifications include Master of Social Science (Hons) and Post Graduate Diploma in Resource and Environmental Planning, both from the University of Waikato. I am an Intermediate member of the New Zealand Planning Institute.
- 2.2 I have 20 years of experience as a planner with Selwyn District, with my experience including monitoring and compliance of consent conditions, processing and reporting on resource consent applications, private plan change requests and notices of requirement for designations, district plan formulation and policy advice for the Council. My role as part of the District Plan Review Team includes consultation, research and reporting. I am Topic Lead for the *Natural Hazards, Ecosystems and Indigenous Biodiversity, Public Access, Subdivision, Activities on the Surface of Water* and *Designations* chapters of the PDP, and for Variation 1, I am the Topic Lead for the *Subdivision* chapter and the rezoning requests for Prebbleton.
- 2.3 I confirm that I have read the Code of Conduct for Expert Witnesses in the Environment Court Practice Note 2023 and that I have complied with it when preparing this report. Having reviewed

the submitters and further submitters relevant to this topic I advise there are no conflicts of interest that would impede me from providing independent advice to the Hearings Panel.

3. Scope of report and topic overview

- 3.1 This report considers the submissions and further submissions that were received that relate to relevant actions in each of the ERP and the NAP, and considers whether the original officer recommendation should be retained or altered, having had regard to the ERP and NAP, as set out in **Appendix 1**.
- 3.2 Recommendations are made to either retain provisions without amendment, or delete, add to or amend the provisions. All recommended amendments are shown by way of strikeout and underlining in **Appendix 2**. Footnoted references to a submitter number, submission point and the abbreviation for their title provide the scope for each recommended change. Where no amendments are recommended to a provision, submissions points that sought the retention of the provision without amendment are not footnoted.
- 3.3 Clause 16(2) of the RMA allows a local authority to make an amendment to a proposed plan without using a Schedule 1 process, where such an alteration is of minor effect, or may correct any minor errors. A number of alterations have already been made to the PDP using cl.16(2) and these are documented in reports available on the Council's website. Where a submitter has requested the same or similar changes to the PDP that fall within the ambit of cl.16(2), then such amendments will continue to be made and documented as cl.16(2) amendments and identified by way of a footnote in this s42A report.

4. Statutory requirements and planning framework

Resource Management Act 1991

- 4.1 The PDP must be prepared in accordance with the Council's functions under section 31 of the RMA; Part 2 of the RMA; the requirements of sections 74 and 75, and its obligation to prepare, and have particular regard to, an evaluation report under section 32 of the RMA, any further evaluation required by section 32AA of the RMA; and give effect to any national policy statement, the New Zealand coastal policy statement, national planning standards; the CRPS, and any regulations¹. Regard is also to be given to any regional plan, district plans of adjacent territorial authorities, and the IMP.

Aotearoa New Zealand's first emissions reduction plan and Aotearoa New Zealand's first national adaptation plan

- 4.2 As set out in the PDP Overview s42A Report, there are a number of higher order planning documents and strategic plans that provide direction and guidance for the preparation and content of the PDP. The publication of the ERP² and NAP³ post-date the release of this report and were therefore not

¹ Section 74 RMA

² Aotearoa New Zealand's first emissions reduction plan <https://environment.govt.nz/publications/aotearoa-new-zealands-first-emissions-reduction-plan/>

³ Aotearoa New Zealand's first national adaptation plan <https://environment.govt.nz/publications/aotearoa-new-zealands-first-national-adaptation-plan/>

considered in it.

Aotearoa New Zealand's first emissions reduction plan

- 4.3 The ERP sets out actions to achieve national long-term targets and contribute to global efforts to limit temperature rise to 1.5°C above pre-industrial levels. The actions in this plan are intended to meet the first national emissions budget.
- 4.4 This requires a reduction in emissions by an extra 11.5 megatonnes of carbon dioxide equivalent (Mt CO₂-e) between 2022 and 2025. This is the emissions equivalent of approximately 4.3 to 5.5 million petrol-based cars driving 10,000 kilometres a year.

Aotearoa New Zealand's first national adaptation plan

- 4.5 The NAP is the first in a series. Every six years, He Pou a Rangi – Climate Change Commission will prepare a national climate change risk assessment. This will identify the climate risks that need to be addressed most urgently. New national adaptation plans that respond to those risks will then be developed.
- 4.6 The first plan focuses on getting the foundations right. It sets out what the Government will do to enable better risk-informed decisions, drive climate-resilient development in the right locations, help communities assess adaptation options (including managed retreat) and embed climate resilience into all of the Government's work.

5. Procedural matters

- 5.1 At the time of writing this s42A report there have not been any pre-hearing conferences, clause 8AA meetings or expert witness conferencing in relation to submissions on this topic.
- 5.2 Recommendations in this report are limited to a review of the recommendations on relevant submission and further submission points that have already been considered, in the light of the ERP and NAP.
- 5.3 The Planning Standards require that the Statutory context chapter include a list of other plans that are relevant to the context or content of the policy statement or plan under sections 61(2) and (2A), 66(2) and (2A) and 74(2) and (2A) of the RMA. I therefore recommend that, as a cl16(2) RMA amendment, *HPW3 – The Relationship with other Plans and Documents* be amended as shown in **Appendix 1**, to incorporate the ERP and the NAP in the list of documents that are of particular relevance⁴.

6. Consideration of submissions

Structure of this report

- 6.1 The report first identifies the actions of the ERP and the NAP that are of relevance to a district plan, and the associated PDP provisions. As PDP provisions can relate to several ERP and/or NAP actions, the assessment is set out by PDP chapter, in the order that each chapter appears in the PDP. The chapter is then assessed in light of the relevant ERP and the NAP actions as a whole.

⁴ ss58I(2) and 58I(3) RMA

- 6.2 Where a PDP chapter has been subject to Variation 1, the Variation 1 recommendations on the chapter have also been assessed.
- 6.3 This report does not replicate assessments that have already been made in other s42A and s171 reports. Rather, it reviews the recommended amendments arising from those other reports, in the light of the identified relevant ERP and the NAP actions.

ERP – actions identified as of relevance to a district plan

- 6.4 The actions within the ERP that are of relevance to a district plan, and the associated PDP provisions, are set out in Table 1 below.

Table 1 ERP actions relevant to district plans

Plan	Action	Lead agency	PDP Provisions
ERP	4.1 Prioritise nature-based solutions.	DOC, MfE	NH-P4 NH-P6 – NH-P9 NH-R4 – NH-R5 SUB-MAT3 SUB-MAT6 SUB-MAT9 SUB-MAT10 SUB-MAT13
ERP	10.1.1: Integrate land use planning, urban development and transport planning and investments to reduce transport emissions	MfE/MOT	TRAN-O1 TRAN-P1 – TRAN-P3 TRAN-P5 – TRAN-P6
ERP	10.1.2: Support people to walk, cycle and use public transport: <ul style="list-style-type: none"> Substantially improve infrastructure for walking and cycling. Provide support for local government to develop network plans for walking and cycling. Improve walking and cycling infrastructure to and along school routes, in schools, and in surrounding neighbourhoods. 	Waka Kotahi/LG	TRAN-O1 TRAN-P1 – TRAN-P3 TRAN-P5 – TRAN-P6 TRAN-REQ3 – TRAN-REQ6 TRAN-REQ11 TRAN-REQ19 TRAN-MAT1.1 TRAN-SCHED3 TRAN-SCHED5 UG-SCHED1 MRZ Zone DEV MEDU Designations
ERP	10.2.3: Support the rollout of EV charging infrastructure	MOT	EI-R15
ERP	11.2.1: Accelerate development of new renewable electricity generation across the economy	MBIE/MfE/ Kāinga Ora	EI-O EI-P1 – EI-P5 EI-P9
ERP	11.2.3: Support development and efficient use of transmission and distribution infrastructure to further electrify the economy	Transpower/ EA	EI-O EI-P1 – EI-P6
ERP	12.2.1: Shift expectations and grow the market for low-emissions buildings	MBIE	SUB-R1

Plan	Action	Lead agency	PDP Provisions
			<i>Medium Density Residential Zone Chapter</i>
ERP	14.1.2 Support landowners and others to undertake afforestation	MPI	CE-R2 GRUZ-R23 GRUZ-R26 DPZ-R2 TEZ-R16
ERP	14.2.3 Encourage greater levels of native afforestation over the long term.	MPI	GRUZ-R26 DPZ-R2 TEZ-R16
ERP	14.5: Improve fire-management planning	MPI, MfE	NH-O4 NH-P20 NH-REQ7 NH-MAT5

NAP – actions identified as of relevance to a district plan

6.5 The actions within the NAP that are of relevance to a district plan, and the associated PDP provisions, are set out in Table 2 below.

Table 2 NAP actions relevant to district plans

Plan	Action	Lead agency	PDP Provisions
NAP	3.1 Provide access to the latest climate projections data	NIWA	Coastal Erosion Overlay Costal Inundation Overlay Plains Flood Management Overlay Waimakariri Flood Management Overlay
NAP	3.7.1 Promote the use of the New Zealand Climate Change Projections guidance	MfE	Coastal Erosion Overlay Costal Inundation Overlay Plains Flood Management Overlay Waimakariri Flood Management Overlay
NAP	5.7 Reduce and manage the impacts of climate hazards on homes and buildings	HUD, MBIE	<i>Natural Hazards Chapter</i>
NAP	5.9 Prioritise nature-based solutions	DOC, MfE	NH-P4 NH-P6 – NH-P9 NH-R4 – NH-R5 SUB-MAT3 SUB-MAT6 SUB-MAT9 SUB-MAT10 SUB-MAT13
NAP	5.16 Identify options to increase the integration of nature-based solutions into urban form	HUD	SUB-MAT2 SUB-MAT3

Plan	Action	Lead agency	PDP Provisions
			SUB-MAT6 SUB-MAT9 SUB-MAT10 SUB-MAT13
NAP	6.2 Engage with councils to implement the New Zealand Coastal Policy Statement	DOC	NH-O1 -NH-O4 NH-P1 – NH-P9 NH-R1 – NH-R4 NH-REQ1 – NH-REQ6 NH-MAT1 – NH-MAT2 NH-MAT6 <i>Coastal Environment</i> Chapter
NAP	6.3 Implement Te Mana o te Taiao – Aotearoa New Zealand Biodiversity Strategy 2020	DOC	Refer to Table 3 below
NAP	6.8.5 Prevent the spread of wilding conifers, and contain or eradicate established areas of wilding conifers by 2030	MPI	ECO-P11 ECO-R3
NAP	8.6 Invest in public transport and active transport	MOT, Waka Kotahi	TRAN-P2 TRAN-P5 TRAN-P6

Aotearoa New Zealand Biodiversity Strategy 2020

6.6 Action 6.3 of the NAP requires the implementation of Te Mana o te Taiao – Aotearoa New Zealand Biodiversity Strategy 2020 (ANZBS). The actions of the ANZBS relevant to a district plan are set out in Table 3 below.

Table 3 ANZBS actions relevant to district plans

Plan	Action	Lead agency	PDP Provisions
ANZBS	Multi-stakeholder involvement and governance is an emerging practice through joint management agreements, alliances, resource management plans and council committees.	LG	ECO-MAT1 ECO-SCHED2
ANZBS	Carbon calculator and resource consent offsetting are being trialled in some regional councils. Biodiversity offsetting exists in some regional policy statements and plans.	LG	ECO-SCHED5
ANZBS	Some regions continue to identify significant natural areas for wetlands, terrestrial areas and marine areas (estuarine and reef systems).	LG	ECO-SCHED4
ANZBS	Development of protection programmes for significant natural areas.	LG	<i>Ecosystems and Indigenous Biodiversity</i> Chapter
ANZBS	It is emerging practice to integrate mātauranga Māori into policies, plans and actions.	LG	ECO-SCHED2
ANZBS	Funding and support for landowners, iwi and hapū, and communities to carry out fencing, pest management and biodiversity restoration. Training	LG	ECO-R1 GRUZ-R26 DPZ-R2 TEZ-R16

Plan	Action	Lead agency	PDP Provisions
	and engagement, management plans, and workshops		
ANZBS	Councils support and, where appropriate, incentivise landowners, businesses, resource users/owners and industry to protect and restore indigenous biodiversity.	LG	ECO-R1 ECO-SCHED2
ANZBS	Baseline information is being improved through landscape-scale projects, priority biodiversity site programmes and resource management plans.	LG	ECO-SCHED1 ECO-SCHED2
ANZBS	Ongoing work is being carried out on significant natural areas, identified priority biodiversity sites or management units, priority rare and threatened ecosystems management plans and some collaborative restorative initiatives that extend from the mountains to the sea	LG	ECO-R1 ECO-SCHED1 ECO-SCHED2
ANZBS	Councils partner and engage with multiple sectors to improve understanding of indigenous biodiversity and encourage sustainable use practices.	LG	ECO-SCHED2
ANZBS	Nature-based solutions are integrated through council plans, strategies and policies	LG	NH-P4 NH-P6 – NH-P9 NH-R4 – NH-R5 SUB-MAT3 SUB-MAT6 SUB-MAT9 SUB-MAT10 SUB-MAT13

Energy and Infrastructure Chapter

6.7 The actions of the ERP and NAP relevant to the *Energy and Infrastructure Chapter* are:

Plan	Action
ERP	10.2.3: Support the rollout of EV charging infrastructure
ERP	11.2.1: Accelerate development of new renewable electricity generation across the economy
ERP	11.2.3: Support development and efficient use of transmission and distribution infrastructure to further electrify the economy

6.8 The notified provisions of the *Energy and Infrastructure Chapter* that respond to the actions of the ERP and the NAP are:

- EI-Objectives
- EI-P1, EI-P2, EI-P3, EI-P4, EI-P5, EI-P6 and EI P9
- EI-R1, EI-R2, EI-R3, EI-R4 and EI-R5, which relate to managing activities near transmission and distribution infrastructure which may affect the development and efficient use of that infrastructure
- EI-R6, EI-R8, EI-R10, EI-R11, EI-R22 which relate to the development and efficient use of existing transmission and distribution infrastructure
- EI-R15, which supports the rollout of EV charging stations

- EI-R20 and EI-R21, which provide for new transmission infrastructure
- EI-R28, EI-R30 and EI-R31, which provide for new renewable electricity generation across the economy
- EI-R29 which provides for the development of the Coleridge HEPS

6.9 Submissions and further submissions relating to the *Energy and Infrastructure* Chapter were assessed in the s42A report for Hearing 4: Energy and Infrastructure⁵, and then further assessed in the Officer's response to Panel questions⁶ and then in the Right of Reply⁷ report. The final suite of recommended amendments is set out in Appendix 2⁸ to that report.

6.10 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendation

6.11 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *Energy and Infrastructure* Chapter, as amended by the Officer's Right of Reply report.

Transport Chapter

6.12 The actions of the ERP and NAP relevant to the *Transport* Chapter are:

Plan	Action
ERP	10.1.1: Integrate land use planning, urban development and transport planning and investments to reduce transport emissions
ERP	10.1.2: Support people to walk, cycle and use public transport: <ul style="list-style-type: none"> • Substantially improve infrastructure for walking and cycling. • Provide support for local government to develop network plans for walking and cycling. • Improve walking and cycling infrastructure to and along school routes, in schools, and in surrounding neighbourhoods.

6.13 The notified provisions of the *Transport* Chapter that respond to the actions of the ERP and the NAP are:

- TRAN-Objectives
- TRAN-P1, TRAN-P2, TRAN-P3, TRAN-P5, TRAN-P6
- TRAN-REQ3, TRAN-REQ4, TRAN-REQ5 and TRAN-REQ6, which relate to formation standards for vehicle crossings
- TRAN-REQ11, which relates to cycle parks and facilities
- TRAN-REQ19, which sets land transport infrastructure formation standards, including the provision of footpaths

⁵ https://www.selwyn.govt.nz/_data/assets/pdf_file/0004/490135/EI-S42a-report-FINAL-23-August-2021.pdf

⁶ https://www.selwyn.govt.nz/_data/assets/pdf_file/0003/518223/Officers-Response-to-Hearings-Panel-Questions-Hearing-5-Transport.pdf

⁷ https://www.selwyn.govt.nz/_data/assets/pdf_file/0011/557462/Right-of-Reply-EI-26-October-2021.pdf

⁸ https://www.selwyn.govt.nz/_data/assets/pdf_file/0004/557464/EI-Right-of-Reply-Appendix-2-26-October-2021.pdf

- TRAN-MAT1.1, which requires consideration of any effects on the visibility and safety of pedestrians, cyclists or motorists, where standards are not met
- TRAN-SCHED3, which sets road formation and operational standards, including the provision for pedestrians and cyclists
- TRAN-SCHED5, which includes minimum standards for the provision of cycle parking

6.14 Submissions and further submissions relating to the *Transport* Chapter were assessed in the s42A report for Hearing 5: Transport⁹, and then further assessed in the Officer's response to Panel questions¹⁰ and then in their Right of Reply¹¹ report. The final suite of recommended PDP amendments is set out in Appendix 2¹² to that report.

6.15 Amendments to the *Transport* Chapter were proposed through Variation 1. Variation 1 submissions and further submissions relevant to the Transport Chapter were assessed in the s42A report for Hearing 4: Transport¹³. The recommended amendments arising from that assessment are set out in Appendix 2¹⁴ to that report.

6.16 I consider that the amendments recommended in Appendix 2 of the PDP Officers Right of Reply report and Appendix 2 to the Variation 1 s42A report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendations

6.17 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the PDP s42A report for the *Transport* Chapter, as amended by the Officer's Right of Reply report.

6.18 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the Variation 1 s42A report for the *Transport* Chapter.

Natural Hazards Chapter

6.19 The actions of the ERP and NAP relevant to the *Natural Hazards* Chapter are:

Plan	Action
ERP	4.1 Prioritise nature-based solutions.
ERP	14.5: Improve fire-management planning
NAP	3.1 Provide access to the latest climate projections data
NAP	3.7.1 Promote the use of the New Zealand Climate Change Projections guidance
NAP	5.7 Reduce and manage the impacts of climate hazards on homes and buildings
NAP	5.9 Prioritise nature-based solutions

⁹ https://www.selwyn.govt.nz/_data/assets/pdf_file/0005/497165/Councils-s42A-Transport-Report.pdf

¹⁰ https://www.selwyn.govt.nz/_data/assets/pdf_file/0003/518223/Officers-Response-to-Hearings-Panel-Questions-Hearing-5-Transport.pdf

¹¹ https://www.selwyn.govt.nz/_data/assets/pdf_file/0008/558269/Right-of-Reply-Report-Transport-27-Oct-2021.pdf

¹² https://www.selwyn.govt.nz/_data/assets/pdf_file/0008/558269/Right-of-Reply-Report-Transport-27-Oct-2021.pdf

¹³ https://www.selwyn.govt.nz/_data/assets/pdf_file/0003/1760637/Part-A-Variation-1-to-PDP-s42A-Transport.pdf

¹⁴ https://www.selwyn.govt.nz/_data/assets/pdf_file/0010/1760635/Appendix-2-Recommended-amendments.pdf

Plan	Action
NAP	6.2 Engage with councils to implement the New Zealand Coastal Policy Statement
ANZBS	Nature-based solutions are integrated through council plans, strategies and policies

6.20 The notified provisions of the *Natural Hazards* Chapter that respond to the actions of the ERP and the NAP are:

- Coastal Erosion Overlay, Coastal Inundation Overlay, Plains Flood Management Overlay, and Waimakariri Flood Management Overlay, which used the latest climate projections data to identify areas where the impacts of climate hazards on homes and buildings need to be managed, in accordance with the New Zealand Climate Change Projections guidance and, where relevant, the NZCPS
- NH-Objectives to reduce and manage the impacts of natural hazards, including climate hazards, on homes and buildings
- NH-Policies to reduce and manage the impacts of natural hazards, including climate hazards, on homes and buildings, and to prioritise nature-based solutions
- NH-R1, NH-R2 and NH-R3, which reduce and manage the impacts of climate hazards on homes and buildings
- NH-R4 and NH-R5, which provide a more stringent consenting pathway for upgrading or establishing new hard protection coastal hazard mitigation works and defences against water than for nature-based solutions, as required by the NZCPS
- NH-REQ1, NH-REQ2, NH-REQ3, NH-REQ4 and NH-REQ7, which set standards to manage the impacts of climate hazards on homes and buildings
- NH-MAT1, NH-MAT2, NH-MAT5 and NH-MAT6, which set out relevant matters of control or discretion to manage the impacts of climate hazards, including wildfire, on homes and buildings and to implement the NZCPS

6.21 Submissions and further submissions relating to the *Natural Hazards* Chapter were assessed in the s42A report for Hearing 9: Natural Hazards¹⁵, and then further assessed in the Officer's response to Panel questions¹⁶ and then in the two Right of Reply reports, of 18 March 2022¹⁷ and 7 October 2022¹⁸. The final suite of recommended amendments is set out in Appendix 2 to the 7 October 2022 report¹⁹.

6.22 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

¹⁵ https://www.selwyn.govt.nz/data/assets/pdf_file/0009/520569/s42A-Natural-Hazards-Report.pdf

¹⁶ https://www.selwyn.govt.nz/data/assets/pdf_file/0009/547488/Hearing-9-Natural-Hazards-Officers-reponse-to-Panel-questions.pdf

¹⁷ https://www.selwyn.govt.nz/data/assets/pdf_file/0009/782667/NH-Right-of-reply-report-without-flood-assessment-certificates.pdf

¹⁸ https://www.selwyn.govt.nz/data/assets/pdf_file/0005/1206698/NH-Right-of-reply-report-flood-assessment-certificates.pdf

¹⁹ https://www.selwyn.govt.nz/data/assets/pdf_file/0016/1206700/NH-Right-of-Reply-Report-Appendix-2-Recommended-amendments.pdf

Recommendation

6.23 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *Natural Hazards* Chapter, as amended by the 7 October 2022 Officer's Right of Reply report.

Ecosystems and Indigenous Biodiversity Chapter

6.24 The actions of the ERP and NAP relevant to the *Ecosystems and Indigenous Biodiversity* Chapter are:

Plan	Action
ERP	14.2.3 Encourage greater levels of native afforestation over the long term.
NAP	6.3 Implement Te Mana o te Taiao – Aotearoa New Zealand Biodiversity Strategy 2020
NAP	6.8.5 Prevent the spread of wilding conifers, and contain or eradicate established areas of wilding conifers by 2030
ANZBS	Multi-stakeholder involvement and governance is an emerging practice through joint management agreements, alliances, resource management plans and council committees.
ANZBS	Carbon calculator and resource consent offsetting are being trialled in some regional councils. Biodiversity offsetting exists in some regional policy statements and plans.
ANZBS	Some regions continue to identify significant natural areas for wetlands, terrestrial areas and marine areas (estuarine and reef systems).
ANZBS	Development of protection programmes for significant natural areas.
ANZBS	It is emerging practice to integrate mātauranga Māori into policies, plans and actions.
ANZBS	Funding and support for landowners, iwi and hapū, and communities to carry out fencing, pest management and biodiversity restoration. Training and engagement, management plans, and workshops
ANZBS	Councils support and, where appropriate, incentivise landowners, businesses, resource users/owners and industry to protect and restore indigenous biodiversity.
ANZBS	Baseline information is being improved through landscape-scale projects, priority biodiversity site programmes and resource management plans.
ANZBS	Ongoing work is being carried out on significant natural areas, identified priority biodiversity sites or management units, priority rare and threatened ecosystems management plans and some collaborative restorative initiatives that extend from the mountains to the sea
ANZBS	Councils partner and engage with multiple sectors to improve understanding of indigenous biodiversity and encourage sustainable use practices.

6.25 The notified provisions of the *Ecosystems and Indigenous Biodiversity* Chapter that respond to the actions of the ERP and the NAP are:

- ECO-Objectives to identify, protect and restore significant natural areas
- ECO-Policies to identify, protect and restore significant natural areas
- ECO-Rules to manage the clearance of indigenous vegetation, manage pest plants, and manage plantation forestry
- ECO-Matters for control or discretion to protect and restore significant natural areas
- ECO-Schedules to identify criteria for determining significance, set out the contents of biodiversity management plans, identify SNAs and provide a framework for biodiversity offsetting

6.26 Submissions and further submissions relating to the *Ecosystems and Indigenous Biodiversity* Chapter were assessed in the s42A report for Hearing 10: Ecosystems and Indigenous Biodiversity²⁰, and then further assessed in the Officer's response to Panel questions²¹ and then in the Right of Reply report²². The final suite of recommended amendments is set out in Appendix 2²³ to that report.

6.27 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendation

6.28 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *Ecosystems and Indigenous Biodiversity* Chapter, as amended by the Officer's Right of Reply report.

Subdivision Chapter

6.29 The actions of the ERP and NAP relevant to the *Subdivision* Chapter are:

Plan	Action
ERP	4.1 Prioritise nature-based solutions.
ERP	12.2.1 Shift expectations and grow the market for low-emissions buildings
NAP	5.16 Identify options to increase the integration of nature-based solutions into urban form
ANZBS	Nature-based solutions are integrated through council plans, strategies and policies

6.30 The notified provisions of the *Subdivision* Chapter that respond to the actions of the ERP and the NAP are:

- SUB-R1, which sets out provisions for subdivision that shift expectations in regard to the Medium Density Residential Zone, and provide for nature-based solutions in all zones
- SUB-MAT2, which requires consideration of the hydrological characteristics and any ecological or cultural values of surface water bodies, water races and drains, together with natural cultural features, such as the retention of trees and water features, view shafts to mountains
- SUB-MAT3, which requires consideration of the design, siting, layout and construction of infrastructure
- SUB-MAT6, which requires consideration of the extent to which stormwater treatment contributes to an attractive public realm or provides ecological value while achieving the primary engineering purpose

²⁰ https://www.selwyn.govt.nz/_data/assets/pdf_file/0012/929973/EIB-s42a-Report.pdf

²¹ https://www.selwyn.govt.nz/_data/assets/pdf_file/0011/992189/EIB-Officer-response-to-Panel-questions.pdf

²² https://www.selwyn.govt.nz/_data/assets/pdf_file/0004/1172542/Right-of-Reply-Report-EIB.pdf

²³ https://www.selwyn.govt.nz/_data/assets/pdf_file/0007/1172545/Right-of-Reply-Appendix-2-Recommended-Amendments.pdf

- SUB-MAT9, which requires consideration of the landscaping and tree planting required in the road reserve and its contribution to amenity values and the recreational and environmental attributes of the street
- SUB-MAT10, which requires need for and practicality of any landscaping and tree planting required in reserves, including opportunities to incorporate indigenous vegetation

6.31 Submissions and further submissions relating to the *Subdivision* Chapter were assessed in the s42A report for Hearing 14: Subdivision and Public Access²⁴, then further assessed in the Officer's response to Panel questions²⁵ and the joint Officer's response to Panel questions²⁶ and then in the Right of Reply report²⁷. The final suite of recommended PDP amendments is set out in Appendix 2²⁸ to that report.

6.32 Amendments to the *Subdivision* Chapter were proposed through Variation 1. Variation 1 submissions and further submissions relevant to the *Subdivision* Chapter were assessed in the s42A report for Hearing 3: Subdivision²⁹. The recommended amendments arising from that assessment are set out in Appendix 2³⁰ to that report, with further amendments recommended in Appendices 1³¹ and 2³² to the Officer's response to the Hearing Panel³³.

6.33 I consider that the amendments recommended in Appendix 2 of the PDP Officers Right of Reply report and Appendix 2 to the Variation 1 s42A report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendations

6.34 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the PDP s42A report for the Subdivision Chapter, as amended by the Officer's Right of Reply report.

²⁴ https://www.selwyn.govt.nz/data/assets/pdf_file/0006/1234077/s42A-Report-Subdivision-and-Public-Access.pdf

²⁵ https://www.selwyn.govt.nz/data/assets/pdf_file/0008/1320002/SUB-and-PA-Officer-response-to-Panel-questions.pdf

²⁶ https://www.selwyn.govt.nz/data/assets/pdf_file/0010/1320004/RESZ-and-SUB-Joint-Officer-response-to-Panel-questions.pdf

²⁷ https://www.selwyn.govt.nz/data/assets/pdf_file/0005/1380947/SUB-and-PA-Right-of-reply-report.pdf

²⁸ https://www.selwyn.govt.nz/data/assets/pdf_file/0008/1380950/SUB-and-PA-Right-of-reply-report-Appendix-2-Recommended-amendments.pdf

²⁹ https://www.selwyn.govt.nz/data/assets/pdf_file/0008/1758392/Variation-1-s42A-Subdivision-FINAL.pdf

³⁰ https://www.selwyn.govt.nz/data/assets/pdf_file/0010/1758394/Variation-1-s42A-Subdivision-Appendix-2-Recommended-Amendments-FINAL.pdf

³¹

<https://extranet.selwyn.govt.nz/sites/consultation/PartA/Shared%20Documents/3.%20Subdivision/Post%20hearing/Officer's%20Response%20to%20the%20Hearings%20Panel/Appendix%201%20-%20Provisions%20to%20provide%20for%20subdivision%20in%20the%20MRZ.pdf>

³²

<https://extranet.selwyn.govt.nz/sites/consultation/PartA/Shared%20Documents/3.%20Subdivision/Post%20hearing/Officer's%20Response%20to%20the%20Hearings%20Panel/Appendix%202%20-%20Provisions%20to%20provide%20for%20subdivision%20in%20the%20MRZ%20as%20CON%20in%20most%20circumstances.pdf>

³³

<https://extranet.selwyn.govt.nz/sites/consultation/PartA/Shared%20Documents/3.%20Subdivision/Post%20hearing/Officer's%20Response%20to%20the%20Hearings%20Panel/Subdivision%20-%20Officer's%20response%20to%20directions%20from%20the%20hearings%20panel%2016%20May%202023.pdf>

6.35 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the Variation 1 s42A report for the Subdivision Chapter, as amended by the Officer's response to the Hearing Panel.

Coastal Environment Chapter

6.36 The actions of the ERP and NAP relevant to the *Coastal Environment* Chapter are:

Plan	Action
ERP	14.1.2 Support landowners and others to undertake afforestation
NAP	6.2 Engage with councils to implement the New Zealand Coastal Policy Statement

6.37 The notified provisions of the *Coastal Environment* Chapter that respond to the actions of the ERP and the NAP are:

- CE-Objectives to implement the NZCPS
- CE-Policies to implement the NZCPS
- CE-Rules to manage activities within the coastal environment, in order to implement the NZCPS
- CE-Rule Requirements to manage activities, including afforestation, within the coastal environment, in order to implement the NZCPS
- CE-MAT to manage activities within the coastal environment, in order to implement the NZCPS
- CE-Schedules to identify the qualities and values of the coastal environment

6.38 Submissions and further submissions relating to the *Coastal Environment* Chapter were assessed in the s42A report for Hearing 20: Coastal Environment³⁴, and then further assessed in the Officer's response to Panel questions³⁵ and then in the Right of Reply report³⁶. The final suite of recommended amendments is set out in Appendix 2³⁷ to that report.

6.39 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendation

6.40 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *Coastal Environment* Chapter, as amended by the Officer's Right of Reply report.

³⁴ https://www.selwyn.govt.nz/_data/assets/pdf_file/0007/891736/Coastal-Environment-s42A-Report.pdf

³⁵ https://www.selwyn.govt.nz/_data/assets/pdf_file/0007/930931/Hearing-20-CE-Response-to-questions-from-the-Hearing-Panel.pdf

³⁶ https://www.selwyn.govt.nz/_data/assets/pdf_file/0019/1418041/Right-of-Reply-Report-Coastal-Environment.pdf

³⁷ https://www.selwyn.govt.nz/_data/assets/pdf_file/0019/1418041/Right-of-Reply-Report-Coastal-Environment.pdf, starting at p27

Urban Growth Chapter

6.41 The actions of the ERP and NAP relevant to the *Urban Growth* Chapter are:

Plan	Action
ERP	<p>10.1.2: Support people to walk, cycle and use public transport:</p> <ul style="list-style-type: none"> • Substantially improve infrastructure for walking and cycling. • Provide support for local government to develop network plans for walking and cycling. • Improve walking and cycling infrastructure to and along school routes, in schools, and in surrounding neighbourhoods.

6.42 The notified provisions of the *Urban Growth* Chapter that respond to the actions of the ERP and the NAP are:

- UG-SCHED1, which requires principal walking and cycling networks to be identified in outline development plans

6.43 Submissions and further submissions relating to the *Urban Growth* Chapter were assessed in the s42A report for Hearing 3: Urban Growth³⁸, and then further assessed in the Officer's response to Panel questions³⁹ and then in the Right of Reply report⁴⁰. The final suite of recommended amendments is set out in Appendix 2⁴¹ to that report.

6.44 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

6.45 More broadly, a compact urban form and greater intensification within the Greater Christchurch area supports these outcomes.

Recommendation

6.46 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *Urban Growth* Chapter, as amended by the Officer's Right of Reply report.

Medium Density Residential Zone Chapter

6.47 The actions of the ERP and NAP relevant to the *Medium Density Residential Zone* Chapter introduced through Variation 1 are:

Plan	Action
ERP	<p>10.1.2: Support people to walk, cycle and use public transport:</p> <ul style="list-style-type: none"> • Substantially improve infrastructure for walking and cycling. • Provide support for local government to develop network plans for walking and cycling. • Improve walking and cycling infrastructure to and along school routes, in schools, and in surrounding neighbourhoods.

³⁸ https://www.selwyn.govt.nz/_data/assets/pdf_file/0006/475476/s42A-Report-Draft-Urban-Growth-Overlay-2.0.pdf

³⁹ https://www.selwyn.govt.nz/_data/assets/pdf_file/0004/490144/Urban-Growth-response-to-Panel-questions.pdf

⁴⁰ https://www.selwyn.govt.nz/_data/assets/pdf_file/0018/935100/Right-of-Reply-Report-Urban-Growth.pdf

⁴¹ https://www.selwyn.govt.nz/_data/assets/pdf_file/0018/935100/Right-of-Reply-Report-Urban-Growth.pdf, from p99

Plan	Action
ERP	12.2.1 Shift expectations and grow the market for low-emissions buildings

6.48 The notified provisions of the *Medium Density Residential Zone* Chapter respond to the actions of the ERP in a broad sense, as a compact urban form and greater intensification within the Greater Christchurch area supports these outcomes

6.49 Submissions and further submissions relating to the *Medium Density Residential Zone* Chapter were assessed in the Variation 1 s42A report for Hearing 1: Residential⁴². The recommended amendments are set out in Appendix 2⁴³ to that report.

6.50 I consider that the amendments recommended in Appendix 2 of the Variation 1 s42A report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendation

6.51 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the Variation 1 s42A report for the *Medium Density Residential Zone* Chapter.

General Rural Zone Chapter

6.52 The actions of the ERP and NAP relevant to the *General Rural Zone* Chapter are:

Plan	Action
ERP	14.1.2 Support landowners and others to undertake afforestation
ERP	14.2.3 Encourage greater levels of native afforestation over the long term.
ANZBS	Funding and support for landowners, iwi and hapū, and communities to carry out fencing, pest management and biodiversity restoration. Training and engagement, management plans, and workshops

6.53 The notified provisions of the *General Rural Zone* Chapter that respond to the actions of the ERP and the NAP are:

- GRUZ-R24 to permit plantation forestry, except where it needs to be managed near Springfield Airfield and West Melton Aerodrome
- GRUZ-R26 to permit conservation activities such as fencing, pest management and biodiversity restoration

6.54 Submissions and further submissions relating to the *General Rural Zone* Chapter were assessed in the s42A report for Hearing 24: General Rural Zone⁴⁴, and then further assessed in the

⁴² https://www.selwyn.govt.nz/data/assets/pdf_file/0004/1730218/Residential-Part-A-Variation-1-to-PDP-s42A-Report.pdf

⁴³ https://www.selwyn.govt.nz/data/assets/pdf_file/0016/1730221/Residential-Appendix-2-Recommended-amendments.pdf

⁴⁴ https://www.selwyn.govt.nz/data/assets/pdf_file/0006/704886/S42-Report-General-Rural-Zone.pdf

Officer's response to Panel questions⁴⁵ and then in the Right of Reply report⁴⁶. The final suite of recommended amendments is set out in Appendix 2⁴⁷ to that report.

6.55 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendation

6.56 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *General Rural Zone* Chapter, as amended by the Officer's Right of Reply report.

Dairy Processing Zone Chapter

6.57 The actions of the ERP and NAP relevant to the *Dairy Processing Zone* Chapter are:

Plan	Action
ANZBS	Funding and support for landowners, iwi and hapū, and communities to carry out fencing, pest management and biodiversity restoration. Training and engagement, management plans, and workshops

6.58 The notified provisions of the *Dairy Processing Zone* Chapter that respond to the actions of the ERP and the NAP are:

- DPZ-R2 to permit conservation activities such as fencing, pest management and biodiversity restoration

6.59 Submissions and further submissions relating to the *Dairy Processing Zone* Chapter were assessed in the s42A report for Hearing 26: Special Purpose - Port Zone, Knowledge Zone & Dairy Processing Zone⁴⁸, and then further assessed in the Officer's response to Panel questions⁴⁹ and then in the Right of Reply report⁵⁰. The final suite of recommended amendments is set out in Appendix 2⁵¹ to that report.

6.60 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

⁴⁵ https://www.selwyn.govt.nz/data/assets/pdf_file/0006/754584/Response-to-Hearing-Panel-Questions-GRUZ.pdf

⁴⁶ https://www.selwyn.govt.nz/data/assets/pdf_file/0010/1549873/Right-of-Reply-Report-GRUZ.pdf

⁴⁷ https://www.selwyn.govt.nz/data/assets/pdf_file/0012/1549875/Appendix-2-Recommended-Amendments.pdf

⁴⁸ https://www.selwyn.govt.nz/data/assets/pdf_file/0009/736911/S42a-Report-KNOZ-PORTZ-DPZ.pdf

⁴⁹ https://www.selwyn.govt.nz/data/assets/pdf_file/0012/787539/Hearing-26-Questions-S42A-Special-Purpose-Port-Zone-Knowledge-Zone-Dairy-Processing-Zone17-March-2022.pdf

⁵⁰ https://www.selwyn.govt.nz/data/assets/pdf_file/0007/1323466/DPZ-PORTZ-KNOZ-right-of-reply-report.pdf

⁵¹ https://www.selwyn.govt.nz/data/assets/pdf_file/0010/1323469/Appendix-2-DPZ-KNOZ-PORTZ-APP2-ROR-.pdf

Recommendation

6.61 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *Dairy Processing Zone* Chapter, as amended by the Officer's Right of Reply report.

Terrace Downs Zone Chapter

6.62 The actions of the ERP and NAP relevant to the *Terrace Downs Zone* Chapter are:

Plan	Action
ERP	14.1.2 Support landowners and others to undertake afforestation
ERP	14.2.3 Encourage greater levels of native afforestation over the long term.
ANZBS	Funding and support for landowners, iwi and hapū, and communities to carry out fencing, pest management and biodiversity restoration. Training and engagement, management plans, and workshops

6.63 The notified provisions of the *Terrace Downs Zone* Chapter that respond to the actions of the ERP and the NAP are:

- TEZ-R16 to permit conservation activities such as fencing, pest management and biodiversity restoration

6.64 Submissions and further submissions relating to the *Terrace Downs Zone* Chapter were assessed in the s42A report for Hearing 27: Special Purpose - Terrace Downs Zone, Grasmere Zone & Porters Ski Zone⁵², and then further assessed in the Officer's response to Panel questions⁵³ and then in the Right of Reply report⁵⁴. The final suite of recommended amendments is set out in Appendix 2⁵⁵ to that report.

6.65 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendation

6.66 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *Terrace Downs Zone* Chapter, as amended by the Officer's Right of Reply report.

⁵² https://www.selwyn.govt.nz/_data/assets/pdf_file/0006/738726/SPZ-GRAZ-SKIZ-TEZ-s42-Report.pdf

⁵³ https://www.selwyn.govt.nz/_data/assets/pdf_file/0015/800115/Response-to-Hearing-Panel-Questions-SPZ-GRAZ-SKIZ-TEZ-Hearing-27-.pdf

⁵⁴ https://www.selwyn.govt.nz/_data/assets/pdf_file/0004/1009372/SPZ-GRAZ-SKIZ-TEZ-Right-of-Reply-Report.pdf

⁵⁵ https://www.selwyn.govt.nz/_data/assets/pdf_file/0004/1009372/SPZ-GRAZ-SKIZ-TEZ-Right-of-Reply-Report.pdf, from p12

Development Areas

6.67 The actions of the ERP and NAP relevant to development areas are:

Plan	Action
ERP	<p>10.1.2: Support people to walk, cycle and use public transport:</p> <ul style="list-style-type: none"> • Substantially improve infrastructure for walking and cycling. • Provide support for local government to develop network plans for walking and cycling. • Improve walking and cycling infrastructure to and along school routes, in schools, and in surrounding neighbourhoods.

6.68 The notified provisions of the *Development Areas* Chapter that respond to the actions of the ERP and the NAP are:

- Outline Development Plans (ODP), that set the general patterns of development over an area to guide future development. They provide a reliable mechanism for integrating future and anticipated urban development with infrastructure requirements, and a design rationale for the key structuring elements including the roading network, cycle and pedestrian network, and access to open space for the area.

6.69 Submissions and further submissions relating to the *Development Areas* Chapter were assessed in the s42A report for Hearing 14: Subdivision and Public Access⁵⁶, then further assessed in the Officer's response to Panel questions⁵⁷ and the joint Officer's response to Panel questions⁵⁸ and then in the Right of Reply report⁵⁹. The final suite of recommended PDP amendments is set out in Appendix 2⁶⁰ to that report.

6.70 Amendments to the *Development Areas* Chapter were proposed through Variation 1. Variation 1 submissions and further submissions relevant to the *Development Areas* Chapter were assessed in the Variation 1 s42A report for Hearing 1: Residential⁶¹. The recommended amendments are set out in Appendix 2⁶² to that report.

6.71 I consider that the amendments recommended in Appendix 2 of the PDP Officers Right of Reply report and Appendix 2 to the Variation 1 s42A report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendations

6.72 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the PDP s42A report for the *Development Areas* Chapter, as amended by the Officer's Right of Reply report.

⁵⁶ https://www.selwyn.govt.nz/data/assets/pdf_file/0006/1234077/s42A-Report-Subdivision-and-Public-Access.pdf

⁵⁷ https://www.selwyn.govt.nz/data/assets/pdf_file/0008/1320002/SUB-and-PA-Officer-response-to-Panel-questions.pdf

⁵⁸ https://www.selwyn.govt.nz/data/assets/pdf_file/0010/1320004/RESZ-and-SUB-Joint-Officer-response-to-Panel-questions.pdf

⁵⁹ https://www.selwyn.govt.nz/data/assets/pdf_file/0005/1380947/SUB-and-PA-Right-of-reply-report.pdf

⁶⁰ https://www.selwyn.govt.nz/data/assets/pdf_file/0008/1380950/SUB-and-PA-Right-of-reply-report-Appendix-2-Recommended-amendments.pdf

⁶¹ https://www.selwyn.govt.nz/data/assets/pdf_file/0004/1730218/Residential-Part-A-Variation-1-to-PDP-s42A-Report.pdf

⁶² https://www.selwyn.govt.nz/data/assets/pdf_file/0016/1730221/Residential-Appendix-2-Recommended-amendments.pdf

6.73 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the Variation 1 s42A report for the *Development Areas* Chapter, as amended by the Officer's response to the Hearing Panel.

MEDU Designations

6.74 The actions of the ERP and NAP relevant to schools, including sites designated by the Minister of Education are:

Plan	Action
ERP	<p>10.1.2: Support people to walk, cycle and use public transport:</p> <ul style="list-style-type: none"> • Substantially improve infrastructure for walking and cycling. • Provide support for local government to develop network plans for walking and cycling. • Improve walking and cycling infrastructure to and along school routes, in schools, and in surrounding neighbourhoods.

6.75 Schools subject to designation by the Minister of Education are listed in the *Designations* Chapter, while those not subject to designation are subject to both district-wide provisions and the provisions of their zone. Where sites are designated, consideration of walking and cycling infrastructure in schools can be considered as part of the outline plan approval process.

6.76 Submissions and further submissions relating to the *Designations* Chapter were assessed in the two s171 reports for Hearing 29: Designations⁶³, and then in the Right of Reply report⁶⁴. The final suite of recommended amendments is set out in Appendix 2⁶⁵ to that report.

6.77 I consider that the amendments recommended in Appendix 2 of the Officers Right of Reply report support the identified relevant actions in the ERP and the NAP and that appropriate regard has been given to them. I therefore consider that no further amendment is required.

Recommendation

6.78 I recommend, for the reasons given above, that the Hearings Panel accept the recommendations of the s42A report for the *Designations* Chapter, as amended by the Officer's Right of Reply report.

7. Conclusion

7.1 For the reasons set out throughout this report, I consider that the amended provisions will be efficient and effective in achieving the purpose of the RMA, the relevant objectives of this plan and other relevant statutory documents.

⁶³ https://www.selwyn.govt.nz/_data/assets/pdf_file/0008/805454/Designations-Section-171-Report.pdf and https://www.selwyn.govt.nz/_data/assets/pdf_file/0009/833598/Supplementary-Report-Designations.pdf

⁶⁴ https://www.selwyn.govt.nz/_data/assets/pdf_file/0008/1174922/Right-of-Reply-Designations.pdf

⁶⁵ https://www.selwyn.govt.nz/_data/assets/pdf_file/0010/1174924/Designations-Right-of-reply-report-Appendix-2-Recommended-amendments.pdf

Appendix 1: Recommended amendments

Recommended insertions are shown underlined and recommended deletions are shown ~~struck through~~.

HPW3 - The Relationship with other Plans and Documents	
...	
Name of Document	Description
<u>Aotearoa New Zealand's first emissions reduction plan 2022</u> ⁶⁶	<u>Council must have regard to Aotearoa New Zealand's first emissions reduction plan 2022, which sets out actions to achieve national long-term targets and contribute to global efforts to limit temperature rise to 1.5°C above pre-industrial levels. The actions in this plan are intended to meet the first national emissions budget.</u>
<u>Aotearoa New Zealand's first national adaptation plan 2022</u> ⁶⁷	<u>Council must have regard to Aotearoa New Zealand's first national adaptation plan 2022, which sets out what the Government will do to enable better risk-informed decisions, drive climate-resilient development in the right locations, help communities assess adaptation options (including managed retreat) and embed climate resilience into all of the Government's work.</u>

⁶⁶ Cl16(2) RMA amendment to list a document to which the preparation of the PDP has had regard

⁶⁷ Cl16(2) RMA amendment to list a document to which the preparation of the PDP has had regard