

8<sup>th</sup> April 2026

Hearings Commissioners  
Proposed Kaipara District Plan

By Email

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**Submitter 26 - Chorus New Zealand Limited (Chorus), Spark New Zealand Trading Limited (Spark), One New Zealand Limited (One NZ), Connexa Limited (Connexa) and Fortysouth Group LP (Fortysouth)**

### Hearing Topic 10 Māori Purpose Zone

We act for Chorus, Spark, One NZ, Connexa and Fortysouth (the Telecommunications Companies) who lodged a submission on all relevant zone rules in regard to setbacks not applying to infrastructure<sup>1</sup>.

|   |        |  |  |
|---|--------|--|--|
| All Zone rules referring to set back not applying to infrastructure | Oppose | Many of the zones include setback rules from the CMA or natural features stating that they do not apply to infrastructure and network utilities. As the Infrastructure Chapter states that no zone rules apply to Infrastructure, these zone standards (even as exemption clauses) may cause confusion and are inconsistent with the intent of the plan structure. | Delete the following zone standards referring to infrastructure: <ul style="list-style-type: none"> <li>• GRZ-S9(2)(d)</li> <li>• GRUZ-S3(2)(d)</li> <li>• RLZ-S3(2)(d)</li> <li>• COMZ-S11(2)(d)</li> <li>• HIZ-S4(2)(d)</li> <li>• LIZ-S5(2)(c)</li> <li>• NOSZ-S3(2)(d)</li> <li>• OSZ-S4(2)(d)</li> <li>• SARZ-S4(2)(d)</li> <li>• MPZ-S5(2)(d)</li> <li>• MHSPZ-S7(2)(d)</li> </ul> |
|---|--------|--|--|

The s42A recommendation is to accept the submission, noting that it is also recommended that a consistent approach is applied to all other relevant zone chapters this submission relates to as agreed on with the reporting planners for the other zone chapters<sup>2</sup>. This recommendation is supported by the Telecommunications Companies, and as such they wish to record their support for this recommendation. The Telecommunications Companies have elected not to attend the hearing for this topic as there are no outstanding matters in contention with the Council reporting planner.

The relevant s42A recommendation is as follows:

#### Māori Purpose Zone Standards

- Submission 26.88, Māori Purpose Zone-S5: recommendation to accept submission point 26.88 and therefore for MPZ-S5 CMA Setback sub-clause 2.d to be deleted<sup>3</sup>.

<sup>1</sup> Submission points S26.79, S26.80, S26.81, S26.82, S26.83, S26.84, S26.85, S26.86, S26.87, S26.89.

<sup>2</sup> Para 111 Māori Purpose Zone Section s42A report

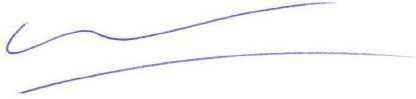
<sup>3</sup> Para 130 Māori Purpose Zone Section s42A report

The above s42A recommendation is supported by the Telecommunications Companies. Support for the remaining zone chapters adopting the same approach in deleting the CMA setback exemption reference to infrastructure will be provided at the infrastructure hearing. The Telecommunications Companies and their experts will be attending in person the infrastructure hearing.

Can you please table this letter of support for the recommendations with the Hearing Commissioners.

Yours sincerely

**Incite**

A handwritten signature in blue ink, consisting of a stylized 'C' followed by a long horizontal stroke that tapers to the right.

Chris Horne

**Director**

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