

Form 6

CLAUSE 8 OF FIRST SCHEDULE, RESOURCE MANAGEMENT ACT 1991

FURTHER SUBMISSION IN SUPPORT OF OR IN OPPOSITION TO SUBMISSIONS ON PUBLICLY
NOTIFIED PROPOSED KAIPARA DISTRICT PLAN

To: Kaipara District Council
Private Bag 1001
Dargaville 0340

Attention: districtplanreview@kaipara.govt.nz

Name of submitter: Chorus New Zealand Limited (Chorus)
PO Box 632
Wellington

Connexa Limited (Connexa)
167 Victoria St West
Auckland

Spark New Zealand Trading Limited (Spark)
Private Bag 92028
Auckland 1010

Fortysouth Group LP (Fortysouth)
Private Bag 92161
Auckland, 1142

One New Zealand (One NZ)
Private Bag 92161
Auckland, 1142

This is a further submission on the following proposed plan, change or variation: **Proposed Kaipara District Plan** (Proposed Plan).

1. Chorus, Connexa, Spark, Fortysouth and One NZ have lodged joint further submissions to the Proposed Plan.
2. Chorus, Connexa, Spark, Fortysouth and One NZ are each a person who has an interest in the Proposed Plan that is greater than the interest of the general public. This is because Chorus, Connexa, Spark, Fortysouth and One NZ have particular interests in ensuring that the Proposed Plan enables the continued and efficient operation and development of their regionally significant network utility infrastructure

3. Chorus, Connexa, Spark, Fortysouth and One NZ therefore make the following further submissions as set out in the table attached to this form.
4. Chorus, Connexa, Spark, Fortysouth and One NZ will not gain an advantage in trade competition through these further submissions.

Chorus, Connexa, Spark, Fortysouth and One NZ wish to be heard in support of their further submissions. If others make a similar submission, Chorus, Connexa, Spark, Fortysouth and One NZ will consider presenting a joint case with them at a hearing.



Signed:

On behalf of Chorus New Zealand Limited

Date: 12 December 2025



Signed:

On behalf of Connexa Limited

Date: 12 December 2025



Signed:

On behalf of Spark New Zealand Trading Limited

Date: 12 December 2025



Signed:

On behalf of Fortysouth Group LP and One New Zealand Limited

Date: 12 December 2025

Address for Service:

Chorus New Zealand Limited, Connexa Limited, Spark New Zealand Trading Limited, Fortysouth Group LP and One New Zealand Limited

C/- Incite

P O Box 3082

Auckland 1140

Contact Details:

Attention: Chris Horne

Telephone: 027 4794 980

E-mail: chris@incite.co.nz

	Submitter Name	Submitter + Submission point number	Specific Provision	Support OR Oppose	Reason for support/opposition	I seek that the whole (or part) of the submission be allowed (or disallowed):
FS42.1	Amanda (Mandy) Harris	122.4	Natural Hazards and Resilience	Oppose	The relief sought is impractical and unnecessary for telecommunications infrastructure.	Disallow the submission
FS42.2	Amanda (Mandy) Harris	122.5	Infrastructure	Oppose	The relief sought is impractical and unnecessary for telecommunications infrastructure.	Disallow the submission
FS42.3	Madara Vilde	125.11	Earthworks	Oppose	The proposed setbacks add unnecessary additional regulation to necessary infrastructure.	Disallow the submission
FS42.4	Federated Farmers of New Zealand (Inc) - Northland Province	136.37	Infrastructure Overview	Oppose	The wording of the Overview to the INF chapters as notified is supported. The further submitters would want to have input to any modified text to ensure it does not have unintended consequences.	Disallow the submission
FS42.5	Federated Farmers of New Zealand (Inc) - Northland Province	136.128	Earthworks	Support	Consolidating all earthworks provisions located throughout the Proposed District Plan into the Earthworks chapter is an efficient means of identifying all relevant earthworks controls.	Allow the submission
FS42.6	Royal Forest and Bird Protection Society of New Zealand Incorporated	149.27	INF-P5	Oppose	The existing framework in the INF chapter is preferred, as consideration is already given to minimise adverse effects to sensitive environments where infrastructure is required for an operational or functional need.	Disallow the submission
FS42.7	Royal Forest and Bird Protection Society of New Zealand Incorporated	149.31	Infrastructure Chapter	Support	Detailed cross referencing to other chapters will ensure legibility of the overall plan structure.	Allow the submission
FS42.8	Royal Forest and Bird Protection Society of New Zealand Incorporated	149.32	Infrastructure Rules	Oppose	The relief sought is uncertain and may have unintended consequences.	Disallow the submission
FS42.9	Royal Forest and Bird Protection Society of New Zealand Incorporated	149.45	Ecosystems and Indigenous Biodiversity	Oppose	The relief sought is uncertain and may have unintended consequences.	Disallow the submission

FS42.10

Royal Forest and Bird Protection Society of New Zealand Incorporated	149.53	NATC-S2	Oppose	Amendments sought to reduce permitted cut depth and additional measures during and after the works is not supported and does not align with policies NATC-P3 and NATC-P5 which recognises the operational and functional need for a structure to be within wetland, lake or river margins.	Disallow the submission
--	--------	---------	--------	--	-------------------------

FS42.11

Royal Forest and Bird Protection Society of New Zealand Incorporated	149.55	Natural Features and Landscapes	Oppose	Proposed amendments generally seeking to avoid adverse effects to natural features and landscapes. As notified, the NFL chapter manages adverse effects and recognises works in appropriate circumstances including when there is an operational need or a functional need. Proposed amendments in this submission would not align with notified policy INF-P5.	Disallow the submission
--	--------	---------------------------------	--------	--	-------------------------

FS42.12

Royal Forest and Bird Protection Society of New Zealand Incorporated	149.62	NFL-S4	Oppose	Enabling a “lifetime of plan limit” is not practical to monitor and implement. Amending NFL-S4.2 to reduce depth cut to 0.5m is not supported as it will impact on work such as pole foundations.	Disallow the submission
--	--------	--------	--------	--	-------------------------

FS42.13

Royal Forest and Bird Protection Society of New Zealand Incorporated	149.82	CE-R2	Oppose	Infrastructure otherwise meeting the standards set in the INF chapter is not expected to have significant adverse effects on the natural character of the Coastal Environment outside of specified overlays such as areas of high or outstanding natural character.	Disallow the submission
--	--------	-------	--------	---	-------------------------

FS42.14

Royal Forest and Bird Protection Society of New Zealand Incorporated	149.83	CE-R3	Oppose	Enabling a “lifetime of plan limit” is not practical to monitor and implement.	Disallow the submission
--	--------	-------	--------	--	-------------------------

FS42.15

Royal Forest and Bird Protection Society of New Zealand Incorporated	149.84	CE-R4	Oppose	Enabling a “lifetime of plan limit” is not practical to monitor and implement.	Disallow the submission
--	--------	-------	--------	--	-------------------------

FS42.16

Royal Forest and Bird Protection Society of New Zealand Incorporated	149.129	General	Oppose	The submission seeking the amend the Proposed District Plan in its entirety to give effect to the New Zealand Coastal Policy Statement is too uncertain and is not supported.	Disallow the submission
--	---------	---------	--------	---	-------------------------

FS42.17

P McDermott	255.2	SD-NH-O1	Oppose	The notified objective appropriately recognises and provides for natural hazard risks to be considered.	Disallow the submission
-------------	-------	----------	--------	---	-------------------------

FS42.18 FS42.19	Piroa Conservation Trust	257.8	NFL-R2.3 & NFL-R2.4	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS49.20 FS49.21 FS49.22	Piroa Conservation Trust	257.9	NFL-R3.1 & NFL-R3.2 & NFL-R3.3	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS42.23 FS42.24 FS42.25	Piroa Conservation Trust	257.10	NFL-R4.1 & NFL-R4.2 & NFL-R4.3	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS42.26	Environmental Defence Society Incorporated	265.7	Coastal Environment	Oppose	The relief sought is too uncertain and may have unintended consequences.	Disallow the submission
FS42.27 FS42.28	J & C Hawley	272.8	NFL-R2.3 & NFL-R2.4	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS42.29 FS42.30 FS42.31	J & C Hawley	272.10	NFL-R3.1 & NFL-R3.2 & NFL-R3.3	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS42.32 FS42.33 FS42.34	J & C Hawley	272.11	NFL-R4.1 & NFL-R4.2 & NFL-R4.3	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS42.35	Mangawhai Hills Limited	277.13	Transport	Support	A clear statement on how the apply district plan provisions to works in roads is supported.	Allow the submission
FS42.36	Marunui Conservation Ltd	278.8	NFL-R2	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS42.37 FS42.38 FS42.39	Marunui Conservation Ltd	278.9	NFL-R3.1 & NFL-R3.2 & NFL-R3.3	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS42.40 FS42.41	Marunui Conservation Ltd	278.10	NFL-R4.1 & NFL-R	Oppose	The changes sought do not provide a practical framework for necessary network utilities works.	Disallow the submission
FS42.42	Northpower Limited and Northpower Fibre Limited	283.5	General	Support	Enabling permitted activity status for small scale electricity and telecommunication assets is supported.	Allow the submission
FS42.43	Northpower Limited and Northpower Fibre Limited	283.20	Definitions	Support in part	The further submitter has an interest in any amendments to this definition, particularly in regard to telecommunications networks.	Allow the submission in regard to the specific matter supported
FS42.44	Northpower Limited and Northpower Fibre Limited	283.42	Strategic Direction	Support	A new objective recognising the benefits of RSI is supported and reflects objective 3.7 of the Northland Regional Policy Statement.	Allow the submission

FS42.45	Northpower Limited and Northpower Fibre Limited	283.90	INF-R4	Support in part	The Telecommunication companies will take part in discussions with other Network Utility Operators and infrastructure providers if and where required to discuss any changes to infrastructure provisions to make them more enabling.	Allow the submission in regard to the specific matter supported
FS42.46	Northpower Limited and Northpower Fibre Limited	283.101	INF-R24	Support in part	The Telecommunication companies will take part in discussions with other Network Utility Operators and infrastructure providers if and where required to discuss any changes to infrastructure provisions to make them more enabling.	Allow the submission in regard to the specific matter supported
FS42.47	Northpower Limited and Northpower Fibre Limited	283.102	INF-R27	Support in part	The Telecommunication companies will take part in discussions with other Network Utility Operators and infrastructure providers if and where required to discuss any changes to infrastructure provisions to make them more enabling.	Allow the submission in regard to the specific matter supported
FS42.48	Northpower Limited and Northpower Fibre Limited	283.104	INF-R29	Support in part	The Telecommunication companies will take part in discussions with other Network Utility Operators and infrastructure providers if and where required to discuss any changes to infrastructure provisions to make them more enabling.	Allow the submission in regard to the specific matter supported
FS42.49	Northpower Limited and Northpower Fibre Limited	283.128	NH-R13	Support in part	In appropriate circumstances, infrastructure may need to be located in coastal hazard or flood hazard areas. Telecommunication infrastructure is not considered to be at risk and takes into account possible risks during design and siting. A permitted activity status appropriately reflects this.	Allow the submission in regard to the specific matter supported
FS42.50	Northpower Limited and Northpower Fibre Limited	283.130	Historic Heritage	Support	Policies to recognise and provide for infrastructure and connections to historic heritage resources and are supported.	Allow the submission
FS42.51	Northpower Limited and Northpower Fibre Limited	283.132	Historic Heritage	Support	A new rule providing for the operation, maintenance, repair, and upgrading of existing infrastructure containing a scheduled heritage resource is supported.	Allow the submission
FS42.52	Northpower Limited and Northpower Fibre Limited	283.133	Historic Heritage	Support	A permitted activity rule framework for electricity and telecommunication infrastructure on sites containing a heritage item, subject to suitable controls, is supported and reflects Policy HH-P3 which encourages the use and development of scheduled heritage items where adverse effects can be managed.	Allow the submission
FS42.53	Northpower Limited and Northpower Fibre Limited	283.202	INF-R26	Support in part	The Telecommunication companies will take part in discussions with other Network Utility Operators and infrastructure providers if and where required to discuss any changes to infrastructure provisions to make them more enabling. However, they are satisfied with standard making non-compliance with radio frequency standards a non-complying activity, which reflects Regulation 55 of the NESTF.	Allow the submission in regard to the specific matter supported
FS42.54	Northpower Limited and Northpower Fibre Limited	283.206	INF-R33	Support in part	The Telecommunication companies will take part in discussions with other Network Utility Operators and infrastructure providers if and where required to discuss any changes to infrastructure provisions to make them more enabling.	Allow the submission in regard to the specific matter supported
FS42.55	Transpower New Zealand Limited	292.23	Strategic Direction	Support	A new strategic objective recognising the benefits of RSI is supported.	Allow the submission

FS42.56	Transpower New Zealand Limited	292.24	Strategic Direction	Support	New strategic objective addressing effects on RSI from incompatible activities is supported.	Allow the submission
FS42.57 FS42.58	Transpower New Zealand Limited	292.62	ECO-R1 & ECO-R1.1.I	Support	A more enabling framework for access tracks associated with RSI is supported.	Allow the submission
FS42.59	Transpower New Zealand Limited	292.68	Natural Features and Landscapes	Support	The submission seeks a clear and practical rules framework for RSI that may need to locate in such areas due to functional or operational need.	Allow the submission
FS42.60	Transpower New Zealand Limited	292.72	CE-R2	Support	The submission seeks a clear and practical rules framework for RSI that may need to locate in such areas due to functional or operational need.	Allow the submission
FS42.61	Transpower New Zealand Limited	292.83	NFL-R3	Support	The submission seeks a clear and practical rules framework for RSI that may need to locate in such areas due to functional or operational need.	Allow the submission
FS42.62	Transpower New Zealand Limited	292.84	NFL-R4	Support in part	The submission seeks a clear and practical rules framework for RSI that may need to locate in such areas due to functional or operational need.	Allow the submission in regard to the specific matter supported
FS42.63	Bream Tail Residents Association Incorporated	300.3	General Approach	Support	A clear statement on how the apply district plan provisions to works in roads is supported.	Allow the submission
FS42.64	Director General of Conservation	304.86	NATC-S2	Oppose	No revised earthworks quantity is specified to determine impact of any change. The notified version of NATC-S2 is considered to be appropriate.	Disallow the submission
FS42.65	Director General of Conservation	304.87	NATC-S3	Oppose	Amendments sought to halve the permitted threshold for indigenous vegetation clearance and require an ecological assessment where exceeded (regardless of circumstances) is not supported and does not align with policies NATC-P3 and NATC-P5 which recognises the operational and functional need for a structure to be within a wetland, lake or river margins.	Disallow the submission
FS42.66	J Warden	319.11	Ecosystems and Indigenous Biodiversity	Oppose	The relief sought is too uncertain and may have unintended consequences.	Disallow the submission
FS42.67	Northland Regional Council	332.17	ECO-P3	Oppose	The submission seeks to delete this policy which provides recognition for the operational and functional need for RSI to traverse areas of indigenous biodiversity in appropriate circumstances.	Disallow the submission
FS42.68	Northland Regional Council	332.27	NFL-R3.4	Support in part	A more enabling framework for existing activities and removal of hazardous trees is supported. Any amendments affecting RSI are of specific interest.	Allow the submission in regard to the specific matter supported
FS42.69	Northland Regional Council	332.28	NFL-R4.4	Support in part	A more enabling framework for existing activities and removal of hazardous trees is supported. Any amendments affecting RSI are of specific interest.	Allow the submission in regard to the specific matter supported
FS42.70	Northland Regional Council	332.29	General	Support	More enabling provisions for RSI is supported.	Allow the submission