

07 September 2022

Official information request No. 8140010708
(Please quote this in any correspondence)

Sean Marshall

By email: fyi-request-20267-53a9da69@requests.fyi.org.nz

Tēnā koe Sean

Local Government Official Information and Meetings Act 1987

Re: NPS-UD and the Hauraki Gulf Islands

Thank you for your email of 18 August 2022, in relation to the NPS-UD and the Hauraki Gulf Islands. Your specific request and our response are set out below.

Can you provide information on the Council's plan to review the Hauraki Gulf Islands District Plan to align it with the National Policy Statement for Urban Development.

For context, I note that, as offshore islands, the Gulf Islands were exempt from the requirement to following the intensification planning process. However, some of the islands are still part of an Urban Environment as defined in the NPS. This means that the Council is required to review the Gulf Islands plan for consistency.

The Hauraki Gulf Islands section of the Auckland Council District Plan was made operative in part on 7 October 2013 and fully operative on 22 March 2018. The Resource Management Act 1991 requires that a review of the plan commence 10 years after being made operative. The 2013 date would mean an October 2023 commencement date for review. However, the Covid 19 Response (Management Measures) Legislation Act 2021 has extended this to 30 September 2024. Other pending legislation changes such as the replacement of the Resource Management Act 1991, and the requirement to apply National Planning Standards under the Resource Management Act 1991 by 2029 could further influence timing.

In terms of the National Policy Statement on Urban Development (NPSUD) and the related Resource Management (Enabling Housing Supply and Other Matters) Amendment Act 2021, the council has considered the Hauraki Gulf Islands section of the Auckland Council District Plan and has determined that no amendments to that plan are required. This is set out in the section 32 analysis for Proposed Plan Change 78 (the council's Intensification Planning Instrument). Sections 3.2.1, 3.2.2 and 6.8, and Appendices 9, 10 and 11 of the analysis deal with policy 3 NPSUD matters and conclude that no changes are necessary for the Hauraki Gulf Islands. In effect, the more settled western part of Waiheke Island is treated in the same way as rural settlements on the mainland. The Amendment Act is clear that the Medium Density Residential Standards do not apply to offshore islands.

The section 32 report for Proposed Plan Change 78 is available on the council website under the Unitary Plan tab and then the list of all plan changes.

You can use the following link:

<https://www.aucklandcouncil.govt.nz/plans-projects-policies-reports-bylaws/our-plans-strategies/unitary-plan/auckland-unitary-plan-modifications/Pages/details.aspx?UnitaryPlanId=140>

Decisions relating to the information that is being released to you were made by **John Duguid General Manager Plans and Places**.

Should you believe Auckland Council has not responded appropriately to your request, you have the right by way of complaint, under section 27(3) of the LGOIMA, to apply to the Ombudsman to seek an investigation and review of the decision.

Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

If you have any further queries, please contact me on 09 301 0101 quoting official information request number 8140010708.

Ngā mihi



Angela Hare
Senior Privacy & LGOIMA Business Partner
Governance Services