

OIA-2017-2619

2 February 2017

**Ben Ross**

[fyi-request-5194-af56b99e@requests.fyi.org.nz](mailto:fyi-request-5194-af56b99e@requests.fyi.org.nz)

Dear Mr Ross

I refer to your email of 10 January 2017 requesting, under the Official Information Act 1982 (OIA), the following in relation to the transfer of New Zealand Defence Force (NZDF) housing stock to civilian organisations such as Housing New Zealand:

1. *Is the Defence Force housing on Russell Avenue, the lower end of Arimu Road, and Dittmar Place in Papakura being transferred from the Defence Force to another organisation such Housing New Zealand?*

The 49 houses at Papakura (both the buildings and underlying land) are subject to purchase rights jointly in favour of Ngāi Tai ki Tāmaki and Ngāti Tamaoho. Any purchase would be at a fair market value through a deferred selection mechanism, subject to leaseback to the NZDF if the houses continue to be required. Notices of interest in purchasing may be given up until 30 June 2019.

Under the Tamaki Collective Deed there is a second option to purchase in respect of the Papakura housing and land. This means that if Ngāi Tai ki Tāmaki and Ngāti Tamaoho iwi do not give notice of interest in the specified timeframes, or if they do not give notice to purchase once the transfer value is agreed or determined, the Tāmaki Collective takes their place in the negotiation.

2. *When would a transfer take place if it was happening?*

The timeline for any transfer of housing from NZDF ownership is dependent on a number of variables and so it is not possible to anticipate the timing of any purchase of the houses. As outlined above, notices of interest to purchase may be given up until 30 June 2019.

3. *Why is the transfer taking place if it was happening?*

The process outlined above is part of the Crown's broader Treaty Settlement programme.

4. *Will Russell Avenue and Dittmar Place (currently private roads) be transferred to Auckland Transport to become public roads?*

The future designation and ownership of roads around the housing area will be subject to discussions with iwi while they have an interest in this property. A number

of options are possible, including (but not limited to) the transfer of the roads to Auckland Transport as you suggest or retention of these roads by Iwi if they purchase the properties.

Further information regarding the Treaty Settlement arrangements at Papakura can be found at: <https://www.govt.nz/treaty-settlement-documents/ngai-tai-ki-tamaki/>.

You have the right, under section 28(3) of the OIA, to ask an Ombudsman to review my response to your request.

Yours sincerely



**G.R. SMITH**  
Commodore, RNZN  
Chief of Staff HQNZDF