

SECTION 42A REPORT

Rebuttal Evidence

Hearing 25: Zone Extents

Special Purpose Zone - Hopuhopu

Report prepared by: Betty Connolly

Date: 10 May 2021



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1 Introduction

1.1 Background

1. My full name is Betty Marguerite Connolly. I am employed by Waikato District Council (WDC) as a Policy Planner.
2. I am the writer of the original s42A report for Hearing 25: Zone Extents: Special Purposes Zone - Hopuhopu.
3. My qualifications and experience are set out in the s42A report in section 1.1, along with my agreement to comply with the Code of Conduct for Expert Witnesses in the Environment Court Practice Note 2014, as set out in section 1.2.

2 Purpose of the report

4. In the directions of the Hearings Panel dated 26 June 2019, paragraph 18 states:
If the Council wishes to present rebuttal evidence it is to provide it to the Hearings Administrator, in writing, at least 5 working days prior to the commencement of the hearing of that topic.
5. The purpose of this report is to respond to further submitters whose submissions were inadvertently missed from the s42A report.
6. No rebuttal evidence was received.
7. Evidence was filed by the following submitters within the timeframes outlined in the directions from the Hearings Panel:

Submitter	Submission number
Lorraine Dixon on behalf of Waikato Tainui	286.2
Lorraine Dixon on behalf of Waikato Tainui	286.3
Lorraine Dixon on behalf of Waikato Tainui	286.17
Lorraine Dixon on behalf of Waikato Tainui (part)	286.1

3 Consideration of evidence received

3.1 Further submissions received but not yet responded to.

8. Further submissions were received from the following submitters, which were inadvertently missed when writing the s42A report.

Submission point	Further Submitter	Submission number	Decision requested
286.1	<i>Pareoranga Te Kata</i>	<i>FS1035.7</i>	<i>Support</i>
286.1	<i>Perry International Trading Group Limited</i>	<i>FS1348.5</i>	<i>Support</i>

4 Response to further submitter evidence

9. The following further submissions were received in response to Waikato-Tainui submission 286.1 below.

To enable the land at Hopuhopu to be planned for, developed and used in accordance within the mandate of the Te Wherowhero title. This submission addresses a gap in the Proposed Plan. Hopuhopu will not get the benefit of the proposed new rules that confer additional permitted activities on Maaori freehold land, because Hopuhopu is in special Te Wherowhero title created under the Waikato Raupatu Claims Settlement Act 1995.
10. **Pareoranga Te Kata [FS1035.7]** supports the proposal in full and submits that Council needs to partner with Kaitiaki, mana whenua, or review strategies with Waikato Tainui to ensure preservation and restoration of the Waikato River.
11. **Perry International Trading Group Limited (PITGL) [FS1348.5]** supports the inclusion of Hopuhopu as a specific area. They consider that the adoption of special purpose zoning will facilitate a diversity of business opportunities and enable significant economic benefits for the Waikato District. PITGL consider that special purpose zoning will enable development to occur in an integrated, cohesive and sustainable manner at a scale that achieves sustainable economic and environmental outcomes.
12. As explained in full in the s42A report, the outcome sought by both of these further submissions is consistent with the approach taken by Waikato Tainui to establish the special purpose zone.
13. As a result of analysis on the above two further submissions, I recommend that these be accepted in full.

5 Conclusion

14. I recommend that the Hearings Panel **accept** *Pareoranga Te Kata [FS1035.7]* and *Perry International Trading Group Limited (PITGL) [FS1348.5]*.

Appendix I: Submission Points

Submission number	Submitter	Support / oppose	Summary of submission	Recommendation	Section of this report where the submission point is addressed
286.1	Waikato Tainui		To enable the land at Hopuhopu to be planned for, developed and used in accordance within the mandate of the Te Wherowhero title. This submission addresses a gap in the Proposed Plan. Hopuhopu will not get the benefit of the proposed new rules that confer additional permitted activities on Maaori freehold land, because Hopuhopu is in special Te Wherowhero title created under the Waikato Raupatu Claims Settlement Act 1995	Accept in part	S42A report 4.2 para 78
<i>FS1035.7</i>	<i>Pareoranga Te Kata</i>	<i>Support</i>		<i>Accept</i>	<i>4</i>
<i>FS1348.5</i>	<i>Perry International Trading Group Limited</i>	<i>Support</i>		<i>Accept</i>	<i>4</i>