

TO Celia Davison, Manager Planning, Central/South Planning ,
Planning & Resource Consents

FROM Roger Eccles, Policy Planner, Central/South Planning, Planning
& Resource Consents

DATE 28 August 2024

SUBJECT Update requested to the Auckland Unitary Plan
(Operative in Part 2016) (AUP)



I request an update to the AUP as outlined below:

Reason for update	Alteration to designation confirmed – Partial removal of Designation 5500
Chapter(s)	Chapter K – Designation Schedule Minister of Immigration
Designation only	
Designation #	Designation 5500 - Refugee Resettlement Centre
Location:	251 Massey Road, Mangere
Lapse Date	Given effect to (i.e. no lapse date)
Purpose	Refugee resettlement centre - short to medium term accommodation for migrants seeking residence in New Zealand and persons seeking refugee status
Changes to text (shown in underline and strikethrough)	NA
Changes to diagrams	NA
Changes to spatial data	Remove those parts of Designation 5500 in its current configuration from all land described as Section 2 Survey Office Plan 575553. The Designation 5500 areas to be removed are shown on - Attachment 2 .
Attachments	Attachment 1 Section 182 Partial Uplift Report (Designation 5500 – Minister of Immigration). Attachment 2. Map (Before and After) Re: Updated GIS viewer to Designation 5500

<p>Maps prepared by: Dean Thompson Geospatial Specialist</p>	<p>Text Entered by: NA Planning Technician</p>
<p>Signature:</p>  <p>28 August 2024</p>	<p>Signature:</p>
<p>Prepared by: Roger Eccles, Planner, Central/South Planning, Planning & Resource Consents</p>	<p>Reviewed by: Marc Dendale Team Leader, Central/South Planning, Planning & Resource Consents</p>
<p>Signature:</p>  <p>28 August 2024</p>	<p>Signature:</p>  <p>28 August 2024</p>
<p>Authorised by: Celia Davison Manager Planning - Central/South Planning , Planning & Resource Consents</p>	
<p>Signature:</p>  <p>30 August 2024</p>	

Attachment 1 Section 182
Partial Uplift Report (Designation
5500 – Minister of Immigration).

Partial removal of a designation under section 182 of the Resource Management Act 1991



To: Marc Dendale, Team Leader Planning - Central/South, Planning and Resource Consents Department.

From: Roger Eccles, Planner, Planning - Central/South, , Planning and Resource Consents Department

Date: 26 August 2024.

Subject: Partial removal of Designation 5500: Refugee Resettlement Centre in the Auckland Unitary Plan.

Summary

Auckland Council has received a request from the Minister of Immigration under section 182 of the Resource Management Act 1991 (RMA), dated 26 June 2024, to remove part of Designation 5500: Refugee Resettlement Centre.

A section 182(1) request is required to uplift the existing designation in part from land which is not held by the Minister of Immigration.

Auckland Council, as the territorial authority, is required to amend its district plan, without using the process in Schedule 1, as soon as reasonably practicable after receiving a Section 182 request unless it considers that the effect of the removal of part of the designation on the remaining designation is more than minor.

It is recommended that the partial removal be accepted.

Recommendation and Reasons

1. That the section 182 request from the Minister of Immigration for part of Designation 5500: Refugee Resettlement Centre be removed from all land described as Section 2 Survey Office Plan 575553 in the Auckland Unitary Plan be accepted for the following reason:
 - The Minister of Immigration has advised that this land, which makes up part of the Designation 5500, is no longer required by the Minister and is now owned by Goodman Nominee (NZ) Limited.
 - That Designation 5500 in its current configuration overlaps areas of the Section 2 Survey Office Plan 575553.
2. That as soon as reasonably practicable, Designation 5500: Refugee Resettlement Centre in the Designation overlay of the Auckland Unitary Plan be partially up-lifted to the extent that the designation notation currently shown on Section 2 Survey Office Plan 575553 (part of the land at 18 Savill Drive, Favona) is removed. The balance of the Designation is to remain.

1. Description

1.1. References

Designation number:	Designation 5500: Refugee Resettlement Centre
Lodgement date:	27 June 2024
Requiring authority:	Minister of Immigration
Reporting officer:	Roger Eccles, Policy Planner, Planning – Central/South, Planning and Resource Consents.
Site address:	251 Massey Road, Māngere East, Auckland
AUP Zoning:	Residential-Single House Zone (SHZ)

2.0 Background

2.1 Details of designation

Designation 5500: Refugee Resettlement Centre is identified in the Auckland Unitary Plan (AUP) in Chapter K Designations, Designation Schedule for Minister of Immigration. (See extract from the AUP Chapter K below).

5500 Refugee Resettlement Centre

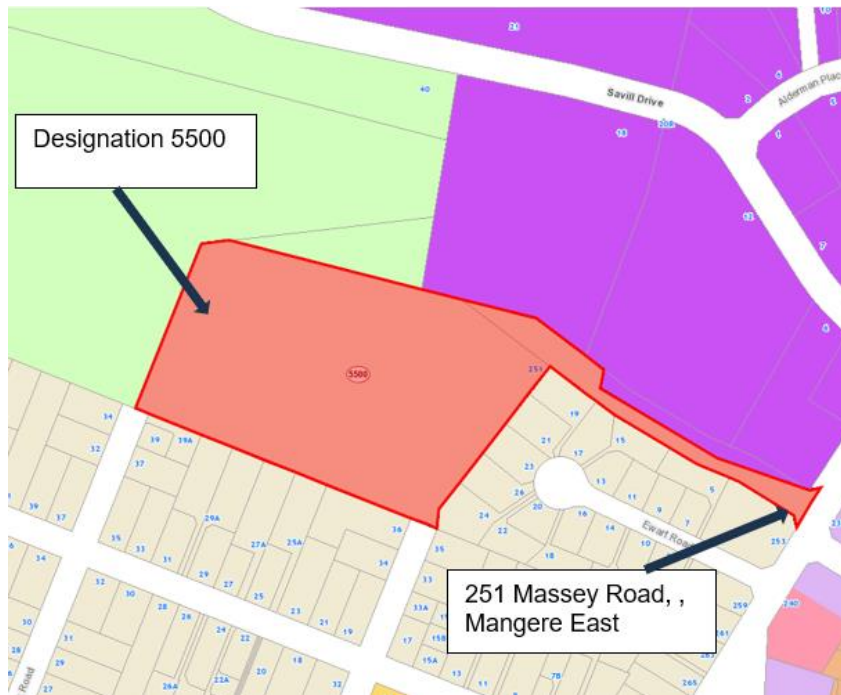
Designation Number	5500
Requiring Authority	Minister of Immigration
Location	251 Massey Road, Mangere
Rollover Designation	Yes
Legacy Reference	Designation 141, Auckland Council District Plan (Manukau Section) 2002
Lapse Date	Given effect to (i.e. no lapse date)

Purpose

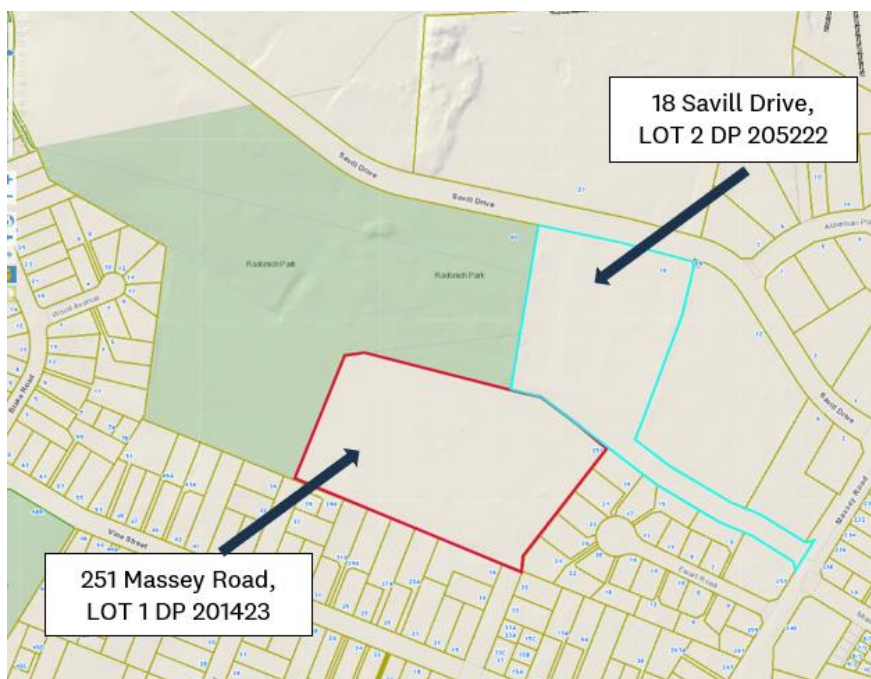
Refugee resettlement centre - short to medium term accommodation for migrants seeking residence in New Zealand and persons seeking refugee status who are considered to be of low risk or threat to security and are held in technical custody but not physically detained.

The Minister of Immigration has requested that pursuant to section 182 of the Resource Management Act (1991) Designation 5500 be removed over that part of the land at 18 Savill Drive described as **Section 2 SO 575553** and owned by Goodman Nominee (NZ) Limited. The balance of Designation 5500 (refugee resettlement centre) will remain over the land described as **Section 1 on SO 575553**.

Map 1: The existing Designation 5500 is shown as part of 251 Massey Road, Māngere East in the AUP GIS map.



Map 2: Current property boundaries and legal description.

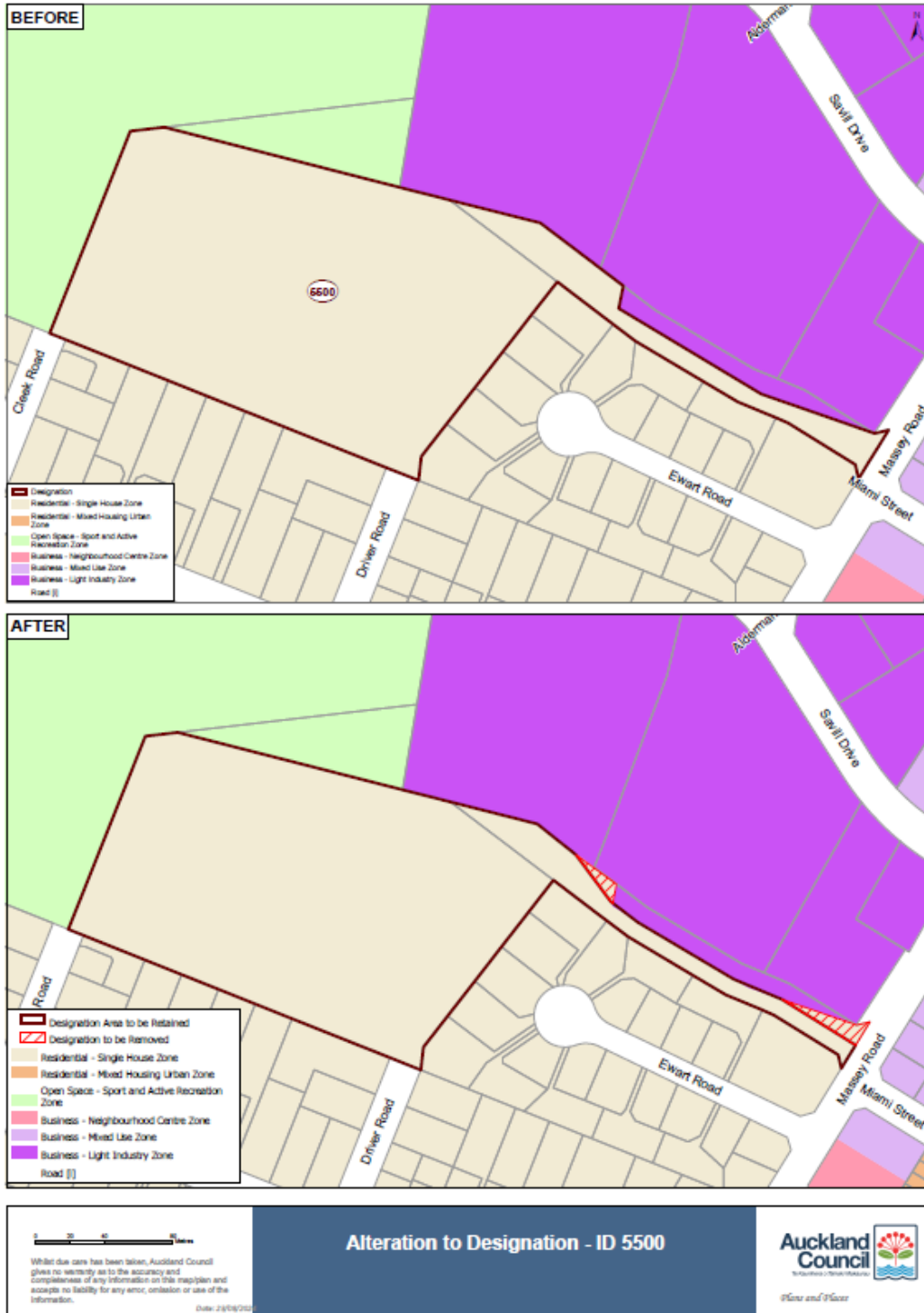


1.2 Land affected by removal.

The Minister of Immigration has provided a legal description outlining that part of the designation, which is to be partially removed from **Section 2 Survey Office Plan 575553** at 12 Saville Drive, Favona.

In practice this relates to two small areas shown on **Map 3, (AFTER)** below, as it is only these two areas of Designation 5500 which overlap onto the **Section 2 Survey Office Plan 575553** and that will be impacted when the designation is removed.

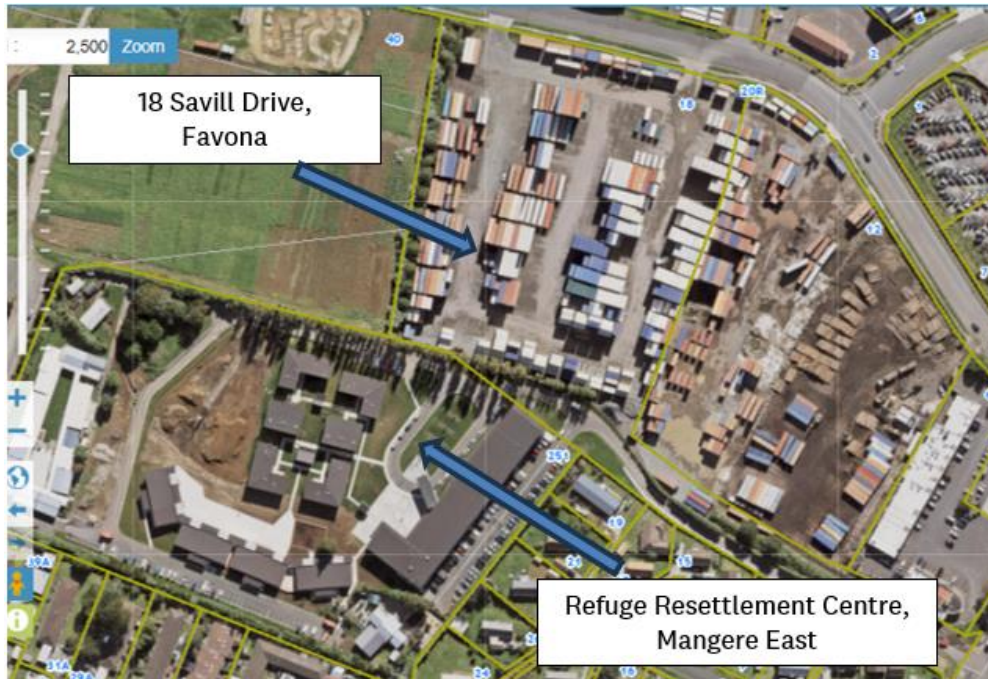
Map 3: Showing areas where Designation 5500 overlaps onto Sec 2 SO 575553



The SO Plan 575553 subdivides the Goodman's land to create two separate driveways. In future the vehicle access to the Refugee Resettlement Centre will be via **Section 1 Survey Office Plan 575553**.

It is in relation to this change that the Minister of Immigration is asking that Designation 5500 be removed from parts of the **Section 2 Survey Office Plan 575553**. This change will result in Designation 5500 being removed entirely from the **Section 2 Survey Office Plan 575553** as outlined in the Minister of Immigration's request.

Figure 1: Aerial photo showing 18 Savill Drive and Refugee Resettlement Centre



1.3 Delegated authority to consider alterations to designations.

The Team Leader, Planning – Central/South (Planning and Resource Consents Department-Tier 5) has delegated authority, in accordance with Schedule 2A of the Auckland Council Delegations: Chief Executive Officer (updated June 2024), to exercise the Council's functions, powers, duties and discretions under the Resource Management Act 1991 (RMA) in relation to Section 182 to approve a removal of a designation. The section 182 request to remove the designation can therefore be considered by the Team Leader, Mr Marc Dendale (Planning and Resource Consents Department -Tier 5) and accepted or declined.

Section 182 of the RMA allows a requiring authority to remove a designation or part of a designation if it no longer wants it. This section also applies to a notice by a territorial authority, to withdraw its own designation or part of a designation within its own district.

Section 182(2) states that as soon as reasonably practicable the territorial authority shall, without using the process in Schedule 1, amend its district plan accordingly. If the territorial authority considers that the effect of the removal of part of a designation on the remaining designation is more than minor, it may, within 20 working days of receipt of a section 182 notice, decline to remove that part of the designation.

It is considered that the Minister of Immigration has provided justification for the partial removal of Designation 5500: Refugee Resettlement Centre for the following reasons:

- **Section 2 Survey Office Plan 575553** (with the areas of designated land) is owned by Goodman Nominee (NZ) Limited and is deemed surplus by the Minister of Immigration for the purposes of the Refugee Resettlement Centre and Designation 5500.

- The removal of Designation 5500 from **Section 2 Survey Office Plan 575553** will have little to no impact on the function of the remainder of the designation.
- The removal of Designation 5500 from **Section 2 Survey Office Plan 575553** solely affects Goodman Nominee Limited (the property owner), who supports and has requested the removal of the designation.

2.0 Recommendation

That pursuant to Section 182 of the Resource Management Act 1991 the partial removal of Designation 5500: Refugee Resettlement Centre from the land described as Section 2 Survey Office Plan 575553 be **accepted**, and the Auckland Unitary Plan (Operative in part) designation overlay be amended accordingly.

Prepared by: Roger Eccles,
Planner, Planning - Central
& South, Planning &
Resource Consents
Department.

Accepted by: Marc Dendale,
Team Leader Planning –
Central & South, Planning &
Resource Consents
Department.

Signature :



Signature :



Date : 27/08/2024

SCHEDULE OF ATTACHMENTS

Attachment A:

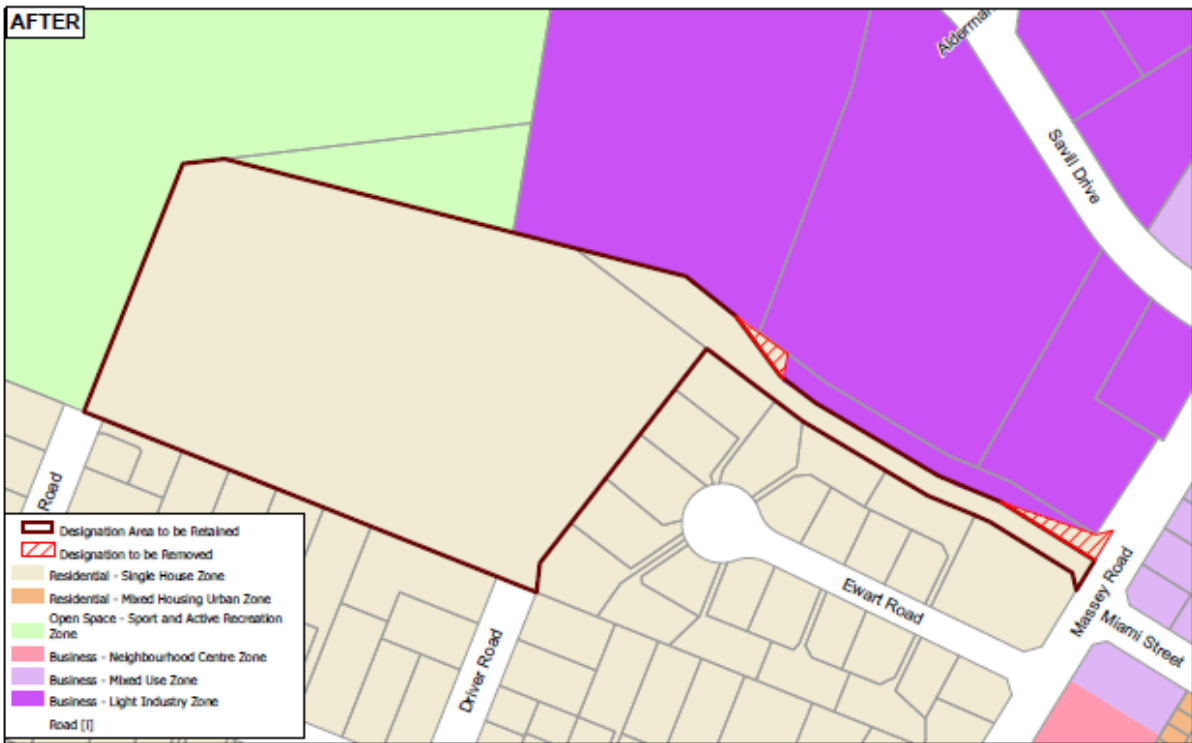
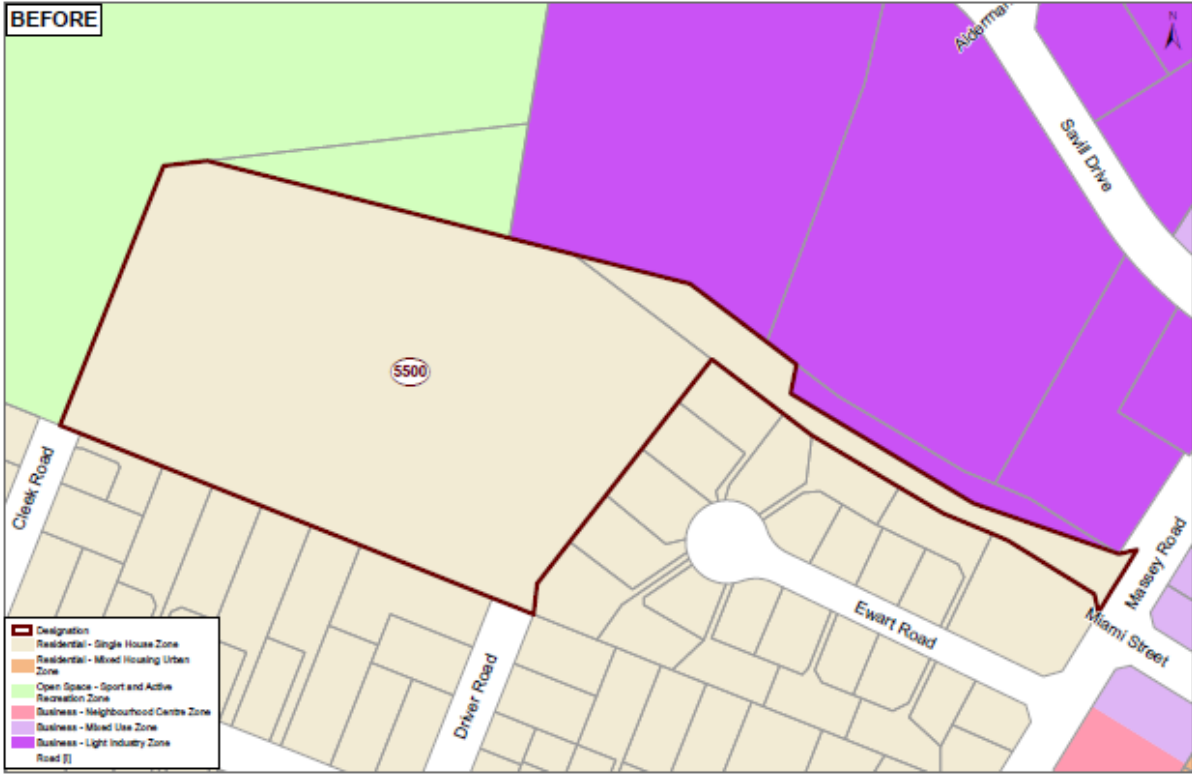
- Ministry of Business, Innovation and Employment covering letter dated 27 June 2024
- Minister of Immigration Section 182 Notice of Removal of part of Designation 5500 – Form 23.

Attachment B:

- Record of Title: Section 2 Survey Office Plan 575553 (Survey Approval Date 07/03/2024).
- Record of Title Transfer Act 2017 Freehold – NA128C/379

**Attachment 2. Map (Before and
After)**

Re: Updated GIS viewer to
Designation 5500



0 20 40 60 metres

Whilst due care has been taken, Auckland Council gives no warranty as to the accuracy and completeness of any information on this mapplan and accepts no liability for any error, omission or use of the information.

Date: 23/04/2021

Alteration to Designation - ID 5500



Auckland Council
By Appointment to Her Majesty the Queen

Place and Place