

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 WAITOMO DISTRICT PLAN

To: Waitomo District Council  
PO Box 404  
Queen Street  
Te Kuiti 3941

Attention: [districtplan@waitomo.govt.nz](mailto:districtplan@waitomo.govt.nz)

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

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

One New Zealand Group Limited (One NZ)  
Private Bag 92161  
Auckland 1142

Connexa Limited (Connexa)  
167 Victoria St West  
Auckland

FortySouth (FortySouth)  
PO Box 91224  
Victoria Street West  
Auckland 1142

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

1. Chorus, Spark, One NZ, Connexa and FortySouth ("the Companies") lodge joint further submissions to the Proposed Plan. Vodafone New Zealand Limited who was part of this same submitter group in the initial submissions on the Proposed Plan has rebranded to One NZ. One NZ has also now sold its fixed mobile assets (i.e. power and cabinets) to FortySouth, and accordingly FortySouth is a further submitter as well as a successor company in regard to the joint submission previously submitted.

2. Each of the companies in this joint submission are a person who has an interest in the Proposed Plan that is greater than the interest of the general public. This is because the Companies 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. The Companies therefore make the following further submissions as set out in the table attached to this form.
4. The Companies will not gain an advantage in trade competition through these further submissions.

**The Companies wish to be heard in support of their further submissions. If others make a similar submission, the Companies will consider presenting a joint case with them at a hearing.**



**Signed:** .....

On behalf of Chorus New Zealand Limited



**Signed:** .....

On behalf of Spark New Zealand Trading Limited



**Signed:** .....

On behalf of Connexa Limited



**Signed:** .....

On behalf of One New Zealand Limited and Forty South

**Dated** at Auckland this 13th day of July 2023.

**Address for Service:**

Chorus New Zealand Limited, Connexa Limited, Spark New Zealand Trading Limited, One New Zealand Group Limited and FortySouth  
C/- Incite  
P O Box 3082  
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**Contact Details:**

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Service to:

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<b>Submitter Name</b>	<b>Submitter + Submission point number</b>	<b>Specific Provision</b>	<b>Support OR Oppose</b>	<b>Reason for support/opposition</b>	<b>I seek that the whole (or part) of the submission be allowed (or disallowed):</b>
Heritage New Zealand Pouhere Taonga	03.29	19. Network Utilities Policy NU-P12	Oppose	The submitters support the policy as notified. A number of submitters have sought different changes to this provision which the submitters wish to retain standing on in regard to any changes that are recommended.	Disallow the submission
Heritage New Zealand Pouhere Taonga	03.76	24. Historic Heritage Policy HH-P17	Oppose	The proposed policy amendment seeks full avoidance of effects in the policy including adjacent sites. The cascade of considerations in the policy as notified allows for consideration of works in appropriate circumstances.	Disallow the submission
Waikato Regional Council	10.18	19. Network Utilities General	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. Relocation of certain provisions out of this chapter such as earthworks for network utilities is not supported. Network utilities including their ancillary earthworks have different functional and operational requirements to activities in general.	Disallow the submission
Waikato Regional Council	10.28	19. Network Utilities NU-R27 and NU-R29	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.29	19. Network Utilities NU-R31 and NU-R32	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.30	19. Network Utilities NU-R33 to NU-R36	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.31	19. Network Utilities NU-R37	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.32	19. Network Utilities NU-R38	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.33	19. Network Utilities NU-R39	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.34	19. Network Utilities NU-R40	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.35	19. Network Utilities NU-R46	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.36	19. Network Utilities NU-R47	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission

Waikato Regional Council	10.37	19. Network Utilities NU-R51	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Waikato Regional Council	10.38	19. Network Utilities NU-R52	Oppose	A largely self-contained network utilities chapter including earthworks for network utilities is supported. A number of WRC submissions appear to be seeking to unwind this structure which is not supported.	Disallow the submission
Royal Forest and Bird Protection Society	47.50	19. Network Utilities Policy NU-P12	Oppose	The submitters support the policy as notified. A number of submitters have sought different changes to this provision which the submitters wish to retain standing on in regard to any changes that are recommended.	Disallow the submission
Royal Forest and Bird Protection Society	47.129	28. Natural features and landscapes NFL-P4	Oppose	Amendments are sought to this policy which will apply to network utilities. A strict avoid approach is not workable due to the functional and operational requirements of network utilities.	Disallow the submission
Kiwi Rail Holdings	51.35	23. Natural hazards New Rule	Oppose	The rules for network utilities are located within Utilities chapter, and a separate rule for infrastructure in the natural hazards section in regard to setbacks from rail corridors will cause confusion. Setbacks of infrastructure from rail corridors is opposed.	Disallow the submission
Department of Conservation	53.20	19. Network Utilities Policy NU-P11	Oppose	The submitters support the policy as notified which requires consideration of the values, qualities and characteristics of valued environments where proposing new infrastructure or significant upgrades to existing infrastructure.	Disallow the submission
Department of Conservation	53.20	19. Network Utilities Policy NU-P12	Oppose	The submitters support the policy as notified. A number of submitters have sought different changes to this provision which the submitters wish to retain standing on in regard to any changes that are recommended.	Disallow the submission