

# Plan Change 3 - Papakainga



## Submitter Details

**Submission Date:** 30/05/2024

**First name:** Richard **Last name:** Buttimore

**Organisation:** Parininihi Ki Waitotara Incorporation

**Preferred method of contact** Email

**Postal address:** 35 Leach Street

**Suburb:**

**City:** New Plymouth

**Country:** NZ

**Postcode:** 4310

**Email:** office@pkw.co.nz

**Daytime Phone:** 067699373

I could not

Gain an advantage in trade competition through this submission

I am not

directly affected by an effect of the subject matter of the submission that :

- a. adversely affects the environment, and
- b. does not relate to the trade competition or the effects of trade competitions.

Note to person making submission:

If you are a person who could gain an advantage in trade competition through the submission, your right to make a submission may be limited by clause 6(4) of Part 1 of Schedule 1 of the Resource Management Act 1991

### Would you like to present your submission in person at a hearing?

Yes

I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Additional requirements for hearing:

Name

Feedback - STDC Papakainga Development PKW Sumbission 30.05.2024.pdf



30 May 2024

South Taranaki District Council

Private Bag 902

Te Hāwera 4640

BY EMAIL [planchange@stdc.govt.nz](mailto:planchange@stdc.govt.nz)

Attention: South Taranaki District Council

**PARININIHI KI WAITŌTARA INCORPORATION - SUBMISSION TO SOUTH TARANAKI DISTRICT COUNCIL – PLAN CHANGE 3: PAPAĀINGA DEVELOPMENT**

**A HISTORY OF PARININIHI KI WAITOTARA**

1. Parininihi ki Waitōtara currently administers over 21,000ha of whenua within Taranaki under a mix of ownership tenure, the vast majority of whenua is zoned rural.
2. 17,250ha is situated in the rohe o Te Kaunihera o Taranaki ki Te Tonga, 16,800ha of which is Māori Freehold Whenua making Parininihi ki Waitōtara the largest land holder in the South Taranaki District.
3. The whenua held by Parininihi ki Waitōtara is the last remaining remnants of the Crown's wrongful confiscation of Taranaki Māori whenua in 1865, driven by the desire to appease settler demand in Taranaki.
4. Resistance to Government aggression resulted in armed conflict in Taranaki between 1860-1863, where Taranaki Māori were deemed to be in rebellion against her Majesty's authority. Everything to the west of the red line (see figure 1.) occupied by Māori (500,00ha) running from Parininihi (White Cliffs) in the north to Waitōtara in the south was confiscated under the Suppression of the Rebellion Act and the New Zealand Settlements Act in 1863.
5. After years of petitioning by Taranaki Māori, 81,500ha of confiscated whenua was returned - under the West Coast Settlement Reserves Act 1881. This Act provided for the lands to be surveyed, divided, and leased with the intention of promoting settlement opportunities for settlers. While legal ownership of the 81,500ha was returned to 5289 individual Taranaki Māori, the right to occupy and utilise the whenua it was not.
6. In 1963 the Titles of all the West Coast Settlements Reserves were amalgamated by the Crown into what became known as the Parininihi ki Waitōtara mega reserve. The 1963 amalgamation order declared all reserves to be held in common ownership with one equitable title by all owners. Shares were produced and apportioned relative to the amount of whenua owned by the individual prior to amalgamation, severing on paper traditional whakapapa links held to individual land parcels.

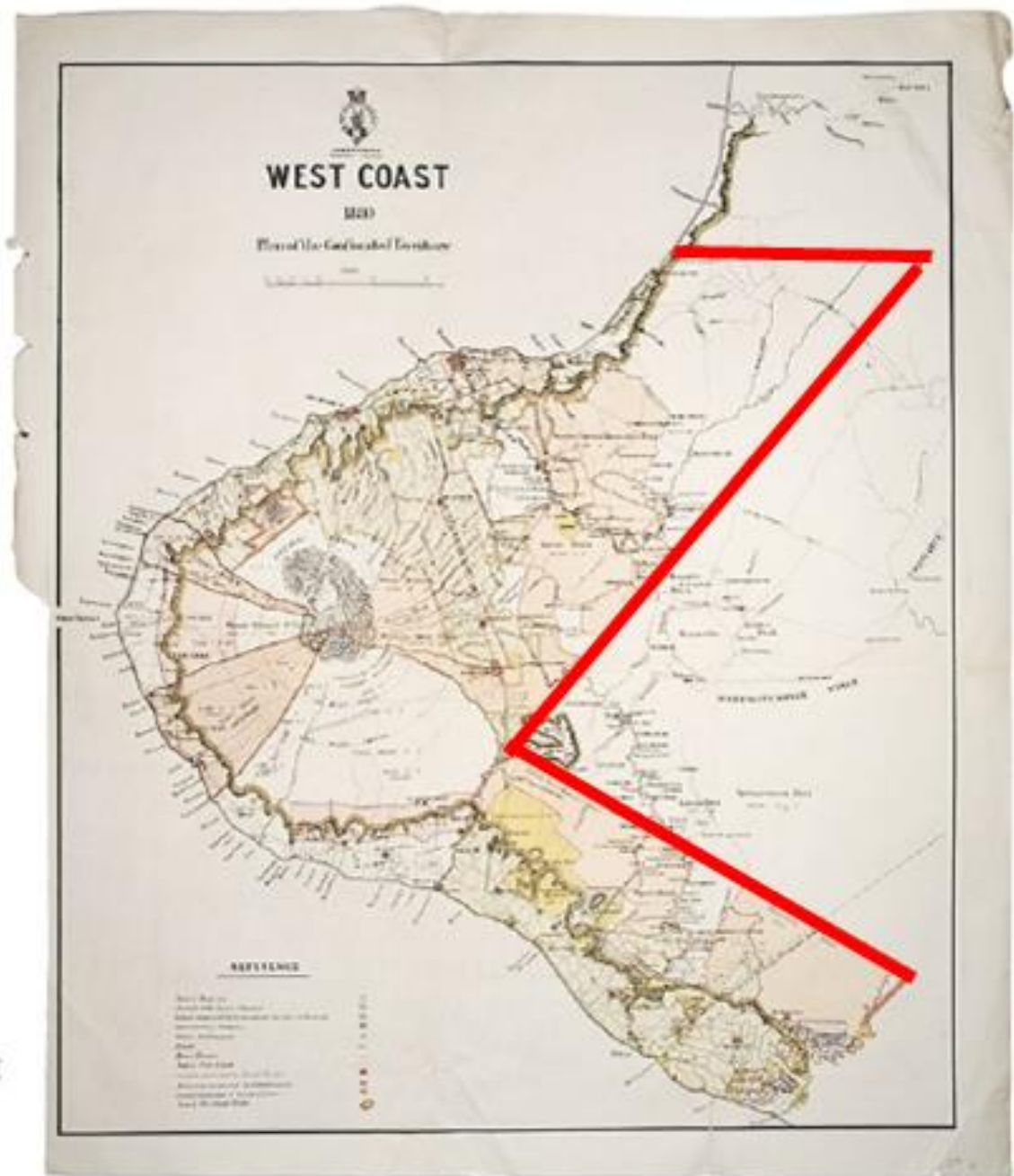


Figure 1: Confiscation Line

7. In 1967 the Māori Affairs Amendment Act was introduced to deal with the Crown's perceived problems of uneconomic interests, successions, and multi-ownership. This Act introduced the notion of Māori Incorporations.
8. Parininihi ki Waitōtara Incorporation was established in 1976 following the extensive lobbying from an Owners Action Group to prevent the further alienation of Māori land and take over control from the Māori Trustee, under its management had seen over 60,000ha sold.

9. Parininihi ki Waitōtara has operating interests that include, bovine and ovine dairy, kōura fisheries, horticulture, forestry and commercial property.

**B SUBMISSION OF PARININIHI KI WAITŌTARA TO THE PROVISIONS OF THE PROPOSED PLAN CHANGE 3: PAPAĀINGA DEVELOPMENT ARE INCLUDED IN TABLE 1.**

Section/ Sub-section/ Provision	Support/ Support in part/ Oppose	Submission	Relief sought
<b>DEFINITIONS – GENERAL TITLE LAND</b>	Support in Part	<p>The Plan Change introduces a definition for General Title Land:</p> <p><i>GENERAL TITLE LAND (IN RELATION TO PAPAĀINGA DEVELOPMENT): means land that is owned by Māori but which is not held under Te Ture Whenua Māori Act 1993.</i></p> <p>Seek inclusion of other Māori ownership structures within the definition, including Māori Incorporations and Māori Land Trusts.</p>	Amend the definition of General Title Land to include a range of other Māori ownership structures, including Māori Land Trusts and Māori Incorporations.
<b>DEFINITIONS – PAPAĀINGA DEVELOPMENT</b>	Support in Part	<p>Papakāinga Development is defined as follows:</p> <p><i>PAPAĀINGA DEVELOPMENT: means the integrated development of multiple DWELLING UNITS, that may include Marae, supporting cultural information/tourism centres and other community building and recreation facilities on Māori freehold land, Māori customary land and Crown land reserved for Māori (as defined in Te Ture Whenua Māori Act 1993.</i></p> <p>Seek inclusion of other Māori ownership</p>	Amend the definition of Papakāinga Development to be include other Māori ownership structures, including Māori Land Trusts and Māori Incorporations.

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		structures within the definition, including Māori Incorporations and Māori Land Trusts.	
<b>DEFINITIONS – PAPAĀINGA DEVELOPMENT ON GENERAL TITLE LAND</b>	Support	<p>Definition for Papakāinga Development on General Title Land:</p> <p><i>PAPAĀINGA DEVELOPMENT ON GENERAL TITLE LAND: means the development of multiple DWELLING UNITS that may include Marae, supporting cultural information/tourism centres and other community building and recreation facilities on general title land that is owned by Māori.</i></p> <p>This is supported subject to an amendment to the General Title Land definition to enable Papakāinga Development on other Māori ownership structures, including Māori Land Trusts Māori and Incorporations.</p>	Retain the definition of Papakāinga Development on General Title., subject to the amendment of the definition of General Title Land as sought above.
<p><b>SECTION 2: OBJECTIVES AND POLICIES</b></p> <p><b>Section 2.7 – Tāngata Whenua</b></p> <p><b>Issues 2.7.5</b></p>	Support in Part	<p>Clarity is sought in relation to 2.7.5, 2.7.8 and 2.7.21:</p> <p><i>Issues 2.7.5 Providing for development by Iwi, hapū and whānau (e.g. Marae, papakāinga housing) that enhances their social, cultural and economic well-being while sustainably managing the environment.</i></p> <p>Seek inclusion within wording to extend to other Māori ownership structures, include Māori</p>	Amend and provide new wording for 2.7.5, 2.7.8 and 2.7.21 to enable the collaboration of Māori Incorporations and Māori Land Trusts in supporting Iwi, hapū and whanau with Papakāinga Development.



Section/ Sub-section/ Provision	Support/ Support in part/ Oppose	Submission	Relief sought
<p><b>SECTION 4: RESIDENTIAL ZONE RULES</b></p> <p>4.1.1 (e) Permitted Activity</p> <p><b>SECTION 5: TOWNSHIP ZONE RULES</b></p> <p>5.1.1 (e) Permitted Activity</p>		<p><i>under Te Ture Whenua Māori Act 1993.</i></p> <p><i>5.1.1 (e) – Papakāinga development on land held under Te Ture Whenua Māori Act 1993</i></p> <p>PKW supports the provision of permitted activity status for Papakāinga but seeks to enable Papakāinga as a permitted activity regardless of underlying land classification.</p>	<p>activity status should be limited to Māori Freehold Whenua and should enable papakāinga on all land ownership classifications.</p>
<p><b>SECTION 3: RURAL ZONE RULES</b></p> <p>3.1.2 (b) Controlled Activity</p>	<p>Support in Part</p>	<p>Clarity is sought in relation to 3.1.2(b), 4.1.2(a) and 5.1.2(a):</p> <p><i>3.1.2 (b) - Papakāinga developments on land held under Te Ture Whenua Māori Act 1993 that do not comply with one or more of the permitted activity performance standards in Section 3.2.</i></p> <p>Controlled Activity provision is supported as drafted with the exception of the reference to land classification relating Te Ture Whenua Māori Act 1993 and should rather relate to Papakāinga in general as per submission point above.</p>	<p>Provide for Papakāinga as a controlled activity when one or more performance standards are not meet but exclude the reference to Te Ture Whenua Māori Act 1993 in 3.1.2 (b), 4.1.2 (a) and 5.1.2 (a).</p>

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<p><b>SECTION 4: RESIDENTIAL ZONE RULES</b></p> <p>4.1.2 (a) Controlled Activity</p>		<p><i>4.1.2 (a) - Papakāinga developments on land held under Te Ture Whenua Māori Act 1993 that do not comply with one or more of the permitted activity performance standards for bulk and location (Rule 4.2.2), private outdoor living area (Rule 4.2.3) or access and roading requirements (Rule 4.2.9).</i></p> <p>Controlled Activity provision is supported with the exception of the reference to land classification relating Te Ture Whenua Māori Act 1993 and should rather relate to Papakāinga in general as per submission point above.</p>	
<p><b>SECTION 5: TOWNSHIP ZONE RULES</b></p> <p>5.2.1 (a) Controlled Activity</p>		<p><i>5.2.1 (a) - Papakāinga developments on land held under Te Ture Whenua Māori Act 1993 that do not comply with one or more of the permitted activity performance standards in Section 5.2.</i></p> <p>Controlled Activity provision is supported with the exception of the reference to land classification relating Te Ture Whenua Māori Act 1993 and should rather relate to Papakāinga in general as per submission point above.</p>	



Section/ Sub-section/ Provision	Support/ Support in part/ Oppose	Submission	Relief sought
SECTION 3: RURAL ZONE RULES  3.2 Performance Standards – Permitted Activities  3.2.1 (a) Number of dwellings	Support	<i>3.1.1 (a) (v) – Papakāinga development is exempt from the above maximum number of dwellings units.</i>  Parininihi ki Waitōtara support performance standard 3.2.1 (a) (v).  3.2.1 (a) (i) – (v) is supported and drafted	Retain as drafted.
SECTION 4: RESIDENTIAL ZONE RULES  4.2 Performance Standards – Permitted Activities  4.2.1 (a) Net Site Area	Support	<i>4.2.1 (a) (iii) – Papakāinga development is exempt from the above net site area performance standards set out in 4.2.1 (a) (i) and (ii).</i>  4.2.1 (a) (i) – (iii) is supported as drafted	Retain as drafted.
SECTION 5: TOWNSHIP ZONE RULES  5.2 Performance Standards – Permitted Activities  5.2.1 Number of dwellings	Support	<i>5.2.1 (c) – Papakāinga development is exempt from the above minimum number of dwelling unit performance standards set out in 5.2.1 (a) and the net site area performance standards set out in 5.2.1 (b).</i>  5.2.1 (a) – (c) supported as drafted	Retain as drafted.

**Table 1: Parininihi ki Waitōtara submission points**

## **C CONCLUSION**

1. Parininihi ki Waitōtara Supports and Supports in part sections of the Proposed Plan Change 3: Papakāinga Development, and seek the amendments as described in Table 1 to the Proposed Plan Change.
2. Parininihi ki Waitōtara could not gain an advantage in trade competition through this submission.
3. Parininihi ki Waitōtara wishes to be heard in support of our submission.

4. Parininihi ki Waitōtara will consider presenting a joint case with others who have made similar submissions.
5. Electronic address for service: [Office@pkw.co.nz](mailto:Office@pkw.co.nz), [Richardb@pkw.co.nz](mailto:Richardb@pkw.co.nz)  
Postal Address: 35 Leach Street, New Plymouth 4310  
Phone: 06 769 9373  
Contact person: Richard Buttimore, Te Rau Whakahono Pito (GM Property), on behalf of Parininihi ki Waitōtara Incorporation.

Noho ora mai,



Richard Buttimore  
Te Rau Whakahono Pito (GM Property)  
Parininihi ki Waitōtara.