



ARA POUTAMA AOTEAROA, THE DEPARTMENT OF CORRECTIONS: FURTHER SUBMISSION ON THE PROPOSED CENTRAL HAWKE'S BAY DISTRICT PLAN

To: Central Hawke's Bay District Council
PO Box 127
Waipawa 4240

Email: districtplan@chbdc.govt.nz

**Further
Submitter:** Ara Poutama Aotearoa, the Department of Corrections
Private Box 1206
Wellington 6140

Attention: Andrea Millar – Manager, Resource Management and Land Management
Phone: 027 216 7741
Email: andrea.millar@corrections.govt.nz

Ara Poutama Aotearoa, the Department of Corrections (**Ara Poutama**) makes further submissions on the Proposed Central Hawke's Bay District Plan (**PCHBDP**) in the **attached** document.

Ara Poutama, as a Central Government agency administering custodial and non-custodial corrections services nationally, has an interest in the PCHBDP greater than the interest that the general public has.

Ara Poutama would like to be heard in support of its further submission at a hearing. If others make a similar submission, Ara Poutama will consider presenting a joint case with them at the hearing.

A handwritten signature in blue ink, appearing to read 'Andrea Millar', is positioned above a horizontal line.

Andrea Millar – Manager, Resource Management and Land Management

For and on behalf of Ara Poutama Aotearoa, the Department of Corrections

Dated this 9th day of November 2021

Original submitter's name, address and email	Original submission point no.	Support or oppose	Original submission description	Reason for support or opposition	Decision sought
Kāinga Ora – Homes and Communities PO Box 74598 Auckland 1546 developmentplanning@kaingaora.govt.nz	S129.008	Oppose	Add a new definition for “supported residential care” as follows: <p style="text-align: center;"><i>SUPPORTED RESIDENTIAL CARE</i></p> <p><i>means the use of a residential house(s) by people who live together and receive care or wellbeing respite support on a 24 hour basis to assist with independent living. This definition does not include Retirement Villages (and ancillary, office, nursing and medical facilities) or regular and ongoing home-based care and assistance to a dependent person.</i></p>	<p>Ara Poutama operates residential units in the community throughout New Zealand. Whilst there is a range of housing, rehabilitation and support provided in these facilities (depending on the needs of the residents), generally the activity can be described as supported and/or transitional residential housing. This service provides housing and other support for some people in Ara Poutama’s care following their release, to assist with their transition and integration back into the community; rehabilitation needs; and can also be used to accommodate those on bail or community-based sentences (such as home detention).</p> <p>Supported and transitional community accommodation units provide necessary facilities, such as sleeping, cooking, bathing and toilet facilities, which encompass a typical household living scenario; and a typical residential dwelling is utilised for such purposes. People living in transitional accommodation are not detained on-site and are free to come and go out into the community, the same as anyone else living in the community, except that some people may be electronically monitored. In some instances, supervisory staff are present on-site to provide support on a 24 hour a day, seven day a week basis, but do not reside there. In other instances, supervisory staff will provide support on a part-time basis. A range of rehabilitation, integration and support services may also be provided on-site.</p> <p>In summary, Ara Poutama is responsible for a range of supported and transitional accommodation activities, which vary in nature and scale, of all which fall within the ambit of a residential activity. In this context it is Ara Poutama’s view that there is no need for a specific definition of “supported residential care”, rather all such activities are broadly captured by the definition of “residential activity” as notified in the PCHBDP (and supported by Ara Poutama in its original submission), which reads as follows:</p> <p style="text-align: center;"><i>RESIDENTIAL ACTIVITY</i></p> <p><i>means the use of land and building(s) for people’s living accommodation.</i></p> <p>In addition, in order to add further clarity regarding the capture of residential activities that include an element of support, assistance, care and/or supervision (such as residential activities undertaken by Ara Poutama, Kāinga Ora and other providers), an additional definition of “living accommodation” is proposed. This definition has a narrower application than the “residential activity” definition, and therefore meets the mandatory direction regarding proposed definitions as per Section 14.1(a) of the National Planning Standards. This definition complements the “residential activity” definition and provides a high degree of certainty for accommodation providers that residential activities that include an element of support, assistance, care and/or supervision are “residential activities” by classification under the District Plan. This approach means that there is no need for a specific definition of “supported residential care”.</p>	Ara Poutama seeks: 1. That the whole of submission point S129.008 be disallowed, AND 2. That the following definition be added to the District Plan: <p style="text-align: center;"><i>LIVING ACCOMMODATION</i></p> <p><i>includes land and building(s) used by a person or persons for residential purposes, on a short or long term basis, and includes situations where the resident(s) receives either temporary or permanent supervision, assistance, care and/or treatment support from any person(s) and/or entity.</i></p>
Kāinga Ora – Homes and Communities PO Box 74598 Auckland 1546 developmentplanning@kaingaora.govt.nz	S129.170	Oppose	Add a new rule in the General Residential Zone to provide for ‘Supported Residential Care Facilities’ as permitted, subject to meeting proposed conditions.	As outlined in the above further submission point, it is Ara Poutama’s view that there is no need for a specific definition of “supported residential care”, nor any specific zone provisions relating to such. Rather, all such activities are broadly captured by the definition of “residential activity” (and specifically captured by the proposed by the proposed “living accommodation” definition, as above), and are managed by the associated General Residential Zone provisions relating to residential activities as notified in the PCHBDP.	Ara Poutama seeks that the whole of submission point S129.170 be disallowed.