



Christle Pilkington
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30th September 2024

Dear Christle

Taupō District Plan Review: Rollover of existing designations which have not lapsed without modification

Thank you for your letter dated 30th August 2024 to Spark Trading New Zealand Limited (Spark) that invites them to rollover their existing designations into the Taupō District Plan.

Pursuant to Clause 4 of the First Schedule to the Resource Management Act 1991, Chorus requests that all of its existing designations, as included in the attached schedule, are rolled over without modification. The purpose of the existing designations is *“Telecommunication and Radio-communication and ancillary purposes”*.

The designations are subject to conditions. The designation descriptor for all Spark sites should be updated to SPK as per the November 2019 National Planning Standards, Table 15.

On 30 November 2011, Chorus New Zealand Limited (Chorus) and Telecom New Zealand Limited (Telecom) demerged into two separate companies. Details of how existing Telecom designations were to be treated after that time was dealt with in the Telecommunications (TSO, Broadband, and Other Matters) Amendment Act 2011. Under that Act, a new Section 69XI was inserted into the Telecommunications Act 2001 approving Chorus as a requiring authority under the Resource Management Act 1991 (RMA).

Further, a new Section 69XJ was inserted into the Telecommunications Act 2001. This section allowed the Minister for Communications and Information Technology, before separation day and by way of Gazette Notice, to issue two lists comprising all of the designations for which Telecom was formerly responsible. These lists detailed:

- a) designations that are to be transferred to Chorus; and
- b) designations that are to be additionally granted back as a secondary designation to Telecom.

As part of the demerger process between Telecom and Chorus, certain designations transferred to Chorus were also granted back to Telecom (who later became Spark) as secondary or later designations. This is where the site was transferred to Chorus but Spark still operated infrastructure on that site. In this instance, most of the designations where the requiring authority is shown as Telecom in the District Plan were transferred to Chorus. The sites that have been transferred to Chorus will be identified in a separate rollover notice from Chorus.

The site in the attached schedule identified as D10 was retained by Spark who is the sole requiring authority for this designation. A site identified as D20 was transferred back to Spark as a secondary designation where Chorus is the requiring authority for the primary designation. Spark requests that the designation schedule clearly identifies that the Chorus designation is the primary designation, and the Spark designation is the secondary designation in regard to existing designation D20.

Chorus and Spark now use a consistent purpose nationally for their designations. The current purpose as shown in the Taupō District Plan is “*Telecommunication and Radio-communication and ancillary purposes*”. Spark requests that this terminology be retained in the schedule.

Spark requests that all existing conditions are rolled over without modification (other than if reference to new terminology in the Proposed Plan need to be made for consistency). Please include the conditions which we understand are on council files into a schedule in the Proposed Plan when notified.

Please direct any queries and correspondence on this matter to Graeme McCarrison – Graeme.McCarrison@spark.co.nz

Yours sincerely



Graeme McCarrison

Planning & Engagement Manager

Spark New Zealand Trading Limited

Copy to:

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