

Form 18
Roll Over Notice of a Designation by The Minister for Courts

Clause 4 of First Schedule of Resource Management Act 1991

To: Hutt City Council

1. The Minister for Courts, the Hon. Nicole McKee, gives notice of a rollover of a requirement for a designation for a public work, being the Hutt Valley District Court. The designation detailed within this notice is to be included *with modification* into the Hutt City Council District Plan Review.

The site to which the requirement applies

2. The site to which the requirement applies are detailed in Table 1 below.

Table 1. Designation in the Hutt City Council District Plan

Designation Code	Map No	Designation Authority	Designated Title	Legal Description
Court 1	C4	Ministry for Courts	Courthouse	Sections 1 and 2 SO 34024; Lot 16 and Parts Lots 17 & 18 DP 1579

The nature of the public work

3. The public work is the continued operation and management of the Hutt Valley Courthouse in Lower Hutt. As part of the rollover process, the Minister requires that the designated purpose of the site identified in this notice be amended to:

“Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities. Works include development and operation of land and buildings for aforementioned purposes.”

The nature of the Modification

4. As identified in Paragraph 2 and Appendix 1, the Minister is amending the description of the purpose of the Courthouse within the Hutt City Council District Plan.
5. This new description provides a national standardised and refined purpose and replaces the existing description (“Courthouse”) in the Hutt City Council District Plan. This amended purpose will provide greater certainty to an ordinary member of the public as to what activity can occur on the site and will provide a planning framework for assessing activities and development at the Courthouse.
6. This description is being adopted by the Minister for other sites across New Zealand as part of the District Plan review processes being undertaken progressively by other territorial authorities.

7. For administrative purpose the Requiring Authority is the Minister for Courts as shown in Appendix 1

The nature of the proposed restrictions that would apply

8. There are no existing conditions that apply to the existing designation and the Minister does not seek to include any new conditions.

The effects that the public work (or project or work) will have on the environment, and the ways in which any adverse effects will be mitigated.

9. The Hutt Valley Courthouse identified within this notice is an existing facility which has been lawfully established.
10. The area to be rolled over encompasses the existing designated area only and, the activities on the site have not altered. As such, the effects of the maintenance and operation of the Hutt Valley Courthouse remain unchanged.

Alternative sites, routes, and methods

11. No alternative sites, routes, and methods have been considered. As such, the designation and associated activities are already well established on the site and consideration of alternative sites and methods is not deemed necessary.

The public work and designation are reasonably necessary for achieving the objectives of the requiring authority

12. This “roll over” corresponds to the Courthouse designation in Hutt City District Plan which has not lapsed.
13. The public work and designation are reasonably necessary for achieving the Minister’s objectives because they authorise the ongoing operation and management of the existing Courthouse, protect the site for this purpose and identify it as a public work.
14. The Minister for Courts is a requiring authority under section 166 of the Resource Management Act 1991. The Minister has the responsibility for providing administrative and other services necessary to:
 - Operate the New Zealand Court System;
 - Support independent judicial decision making;
 - Oversee the collection of fines and reparations;
 - Serve court documents; and
 - Enforce civil justice orders.

This designation is considered necessary to ensure an effective court service can be continued to be delivered in the Hutt Valley and to continue operate the Hutt Valley court system in an efficient and effective manner.

Consultation

15. No consultation has been undertaken as part of the designation rollover process. The designation applies to the existing designated site and will not authorise any activities that are not already allowed as part of the existing designation. The proposed modifications have been limited to the refinement of the designated purpose for the Courthouse and administrative changes to update the property details of the designation. There are no existing conditions and the Minister is not proposing any new conditions. Finally, it is not considered these modifications will give rise to any effects above that which currently exist.

Attachments

The Minister attaches the following information required to be included in this notice by the district plan, regional plan, or any regulations made under the Resource Management Act 1991.

Appendix 1 – Schedule of Court Designation to be rolled over with Modifications



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On behalf of the Hon. Nicole McKee

Jerome Sheppard
General Manager Property
Ministry of Justice
(Acting under delegated authority from the Minister for Courts)

28/08/2024
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Date

Appendix 1: Schedule of Court Designation to be rolled over with Modifications

Minister for Courts – Designation for Hutt City Council

Designation Code	Map No	Designation Authority	Designated Title	Legal Description
Court 1	C4	Ministry Minister for Courts	Court House <u>Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities.</u> <u>Works include development and operation of land and buildings for aforementioned purposes.</u>	Sections 1 and 2 SO 34024; Lot 16 and Parts Lots 17 & 18 DP 1579

Note: ~~Strike through~~ indicates deletions. Underline indicates additions.