

Notice of Schedule 1 Clause 16(2) Amendments



Mackenzie
DISTRICT PLAN REVIEW
TOMORROW'S MACKENZIE
KA AWATEA HŌU

Date 16 September 2024
Status Final

Notice of Schedule 1 Clause 16(2) Amendment to the Mackenzie District Plan

Clause 16(2) of Schedule 1 of the Resource Management Act 1991 states:

"A local authority may make an amendment, without using the process in this schedule, to its proposed policy statement or plan to alter any information, where such an alteration is of minor effect, or may correct any minor errors".

The following correction is made to Plan Change 26 of the Mackenzie District Plan (underlined text illustrates the changes):

PC26 Infrastructure and Renewable Electricity

In the INF Chapter, amend the title of Rule INF-R2 to remove reference to "Minor", as follows:
~~Minor~~ Upgrading of Above Ground Infrastructure

It was deemed appropriate to use Clause 16(2) to Schedule 1 of the Resource Management Act 1991 to amend the above provisions of the Mackenzie District Plan for the following reasons:

- The error to be corrected is of minor effect and does not alter the intent of the provisions.
- This correction is required because "minor upgrading" is not defined, and the rule applies to any upgrading of above ground infrastructure. In particular, when an upgrade is proposed that does not meet the permitted conditions listed in the rule, a restricted discretionary activity status applies to the upgrading under the rule. Including 'minor' in the title may instead imply that a different rule applies to "non-minor" upgrades, when this is not the case.

Accordingly, the above changes are approved as an alteration of minor effect or minor correction under Clause 16(2), and a copy of this notice and the amended text is displayed on the Mackenzie District Council Website.

Delegated Authority: **MURRAY DICKSON**

GM CORPORATE, COMMERCIAL AND PLANNING

Signature: