



Submission on Publicly Notified Notice of Requirement
Minister of Corrections – Waikeria Prison Expansion Project
Section 96 of the Resource Management Act 1991

To (hard copy or post):

Otorohanga District Council

c/- Rice Resources Limited, PO Box 431, Waikato Mail Centre. Hamilton 3240 Attn: Steve Rice

Or email this submission to Council at: info@riceres.co.nz

Or fax this submission to Council at: (07) 846 5269

RECEIVED ON

5 MAY 2017

Submissions close at 5pm on 25 May 2017

Name of submitter: HAROLD MANIAPOTO (FOR MKTR)

Select one:

I am/am not a trade competitor for the purposes of section 308B of the Resource Management Act 1991.

XX

Select one:

~~Part~~ I am not direct affected by an effect of the subject matter of the submission that-

- (a) Adversely affects the environment; and
- (b) Does not relate to trade competition or the effects of trade competition.

My submission is:

Support parts or all of*** **Oppose** parts or all of** **are neutral** parts or all of

Include – ****SUPPORT SUBJECT TO CONDITIONS, OTHERWISE OPPOSE****

▪ Reasons for my submission are:

SEE ATTACHED SUBMISSION



The above information you have provided on this form is required so that your submission can be processed under the Resource Management Act 1991. The information will be stored on a public register and held by the Councils, and may also be made available to the public on the Council's website. In addition, any on-going communications between you and the Councils will be held at Council's offices and may also be accessed upon request by a third party. Access to this information is administered in accordance with the Local Government Official Information and Meetings Act 1987 and the Privacy Act 1993. If you have any concerns about this, please discuss with a Council Planner prior to lodging your submission. If you would like to request access to, or correction of your details, please contact the relevant Council.

Please ensure following submitter details are completed.

Submitter details required for administrative purposes (this page must be completed):

Name of submitter: HAROLD MANIAPOTO (FOR MKTR)

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Harold Maniapoto

BEFORE THE

Otorohanga District Council and Waipa District
Councils

IN THE MATTER

of the Resource Management Act 1991

AND

IN THE MATTER

of a resource consent application for a "Notice of
Requirement" by the Minister of Corrections for
the Waikeria Prison Expansion Project

**SUBMISSION BY HAROLD MANIAPOTO ON BEHALF OF MANIAPOTO ki TE RAKI
REGIONAL HAPU CLAIMS FORUM CONCERNING THE "NOTICE OF
REQUIREMENT" FOR THE WAIKERIA PRISON EXPANSION PROJECT**

25 MAY 2017

ADDRESS FOR SERVICE:

V.Ingley; Administration

Maniapoto ki Te Raki (MKTR)

P.O. Box 516

TE AWAMUTU 3480

Email: h.maniapoto@teraki.nz

1.0 INTRODUCTION

- 1.1 My name is Harold Maniapoto, and I am Chairperson of the Maniapoto ki Te Raki Regional hapu claims Forum (MKTR) and I make this submission concerning a publicly notified Notice of Requirement by the Minister of Corrections for the Waikeria Prison Expansion Project (the Project) on behalf of myself, and the Maniapoto ki Te Raki Regional Hapu claims Forum (MKTR) representing the beneficially entitled descendant owners of the Waikeria lands exercising ahi kaa, Mana whenua and kaitiaki status over those interests, and
- 1.2 I reside at our ancestral customary whanau and hapu "Papakainga" at 107 Waikeria Road, Te Awamutu. All our whanau were born here and raised on the lands and I am resident kaitiaki of those lands some 70 years later in keeping with the customary and cultural principles guaranteed by Te Tiriti o Waitangi.
- 1.3 MKTR represents the customary and traditional interests of the beneficially entitled descendants owners of the Tokanui Block lands taken under the Public Works Act for a Mental Hospital and Reformatory farm purpose in 1910, of which the Waikeria prison is part.
- 1.4 MKTR is not a trade competitor for the purposes of section 308B of the Resource Management Act 1991.
- 1.5 MKTR is the body established in 2007 to represent the various Maniapoto Treaty of Waitangi hapu and claimant communities, within the northern region of the Ngati Maniapoto Tribal District based in the Waipa and Otorohanga Districts.
- 1.6 MKTR, along with other hapū communities exercise Hapu ahi kaa Mana Whenua authority over the Waikeria Prison site.
- 1.7 MKTR has been engaged in consultation with the Department of Corrections since 9 December 2016 regarding the proposed expansion of Waikeria Prison. The parties have had five meetings and expect further engagement regarding the development to continue until construction of the new facility is fully completed.
- 1.8 In May 2017 MKTR entered into a Memorandum of Understanding with the Department to confirm the manner in which this engagement would occur. The engagement process includes fortnightly meetings to continue to discuss matters of concern to MKTR.
- 1.9 MKTR has observed since 1988, when Waikeria was a small sized borstal come minimum security men and women's facility with little likelihood of serious expansion. However, the last decade and half has seen some quite dramatic changes occur with the closure of the women's faculty and the lifting of security risk status to the prison overall from a mere boys borstal to a high security facility to cater for some 4000 plus inmates, staff, and support personnel.
- 1.10 MKTR have a number of serious concerns with the expansion of Waikeria to a 3,000 inmate capacity facility under the Notice of Requirement application lodged by the Minister for Corrections for "the Project" and make this submission on behalf

of our hapu, whanau, tamariki, and mokopuna who are, or will be, the successor generation owners of these lands forever in the future.

2.0 AFFECTED PARTY STATUS

- 2.1 Due to the direct customary and traditional interests of MKTR member whanau and hapu in the Waikeria lands, and the direct adverse effects associated with it to their customary and traditional Treaty of Waitangi ahi kaa rights, we submit that MKTR and related whanau and hapu are an affected party to this application.
- 2.2 We wish these adverse effects to be remedied, mitigated or removed as a condition of the application for requirement approval.

3.0 CONCERNS AND ISSUES

- 3.1 Notification documentation has provided a number of complex technical reports identifying and assessing environment issues likely to have detrimental effect on the natural environment "Prison Alternative Site Assessment". Sect. 5.1.1. (p8)
Effects: states as follows.....

The potential environmental effects that are considered relevant when assessing the potential alternative sites are:
 - 1) . Social effects: The potential social impacts of the proposal including the influx of families into the region over the next three years, competition for accommodation, impact on social and health services and educational services.
 - 2) Maori cultural effects:
 - including the protection of wāhi tapu, archaeological sites and other sites of significance
 - Protocols to be implemented to enable the expression of tikanga and kawa
 - 3) Heritage/archaeological effects
 - 4) Ecological effects:
 - Potential ecological effects and mitigation
 - 5) Landscape and Visual effects
 - Potential landscape and visual effects
 - 6) Economic effects Economic effects including opportunities for employment
 - 7) Lighting and glare effect
 - 8) Traffic effects
 - 9) Noise effects
 - 10) Water and wastewater effects:
- 3.2 The issues of concern to MKTR include:

- Protection of the Puniu River and potential sediment and erosion effects
 - Avoiding the direct discharge of treated wastewater to the Puniu River catchment
 - Potential positive and negative effects of water supply and wastewater treatment options
 - Preparation of a cultural impact assessment for the wastewater pipeline
- 3.3 Further to these, the following were additional concerns that were raised by the MKTR community...
- 11) Consultation
 - 12) Local Authority cross-boundary clarity
 - 13) Design considerations:
 - Inclusion of Maori design principles in the design of the prison facilities
 - Inclusion of drug addiction and mental health care and treatment facilities
- 3.4 MKTR submits that these, and other concerns identified by MKTR will, or will likely to, have or cause, significant adverse and detrimental effect on their rights and interests as a result of this application.

REMEDY, MITIGATION AND REMOVAL OF CONCERNS AND ISSUES FROM ADVERSE EFFECTS

- 3.6 MKTR submits that a condition of the Requirement be included to require the applicant to formally engage with the submitter/submitters at every stage of "the Project" to agree remedy, mitigate or removal actions/outcomes for the adverse effects of the application including but not restricted to all the matters identified by Para 3 above.
- 3.7 Subject only to the inclusion of the above conditions will the submitters agree to support the application.

4.0 CONSULTATION

- 4.1 Of particular concern is the time it took for consultation with mana whenua groups such as ourselves to be established. The consequence being that, due to the sheer magnitude and complexity of the project, the consultation period did not provide for individuals or groups such as MKTR, to be able to adequately identify, address, or be adequately consulted on resolution for all the concerns and issues caused, or likely to be caused, by the expansion of the Waikeria Prison,
- 4.5 Consequently, submissions could not be provide full particulars and details of concerns and issues, let alone provide appropriate or robust, remedy, mitigation, or relief for those effects.
- 4.6 A further concern was the apparent lack of clarity between cross-boundary authority responsibilities and engagement with affected parties before notification and closure of submissions. For example, in the case of this submission I was only able to

arrange to talk with a local body about the application only two days before submissions closed, and that meeting could not take place until a day after closure.

5.0 PARTICULAR CONCERNS – WAIKERIA ROAD TRAFIC

- 5.1 MKTR supports the particular concerns of the Harold Maniapoto Whanau submission concerning the significant adverse effects of the traffic density increases on Waikeria Road, and borne out by a statement from the Economic Report. Sect 4.2.2, p11.headed ... **Recruitment – Permanent Prison Staff/Workforce**
- "The prison expansion will require the employment of approximately 595 custodial staff, 335 prison support staff for a total of 930 workers both permanent and temporary to provide for the Waikeria expansion alone"
- 5.3 MKTR supports that submissions synopsis of the obvious outcome of that increase where he states, "this means that as the project builds to full compliment by 2021, the influx of workforce individuals and their families into the immediate and surrounding area will place considerable stress on the existing community services in the surrounding areas including, traffic volumes, accommodation, housing, health and disability/mental health services, social and community services."
- 5.4 His whanau have experienced steadily increasing traffic volume and build-up over the last 29 year period but despite the material impact being considered tolerable at best, have tolerated it in silent and inevitable inconvenience.
- 5.5 However, the Notice of requirement has proposed an increase of inmate beds to accommodate some 3,000 beds, plus a further 900-1,000 staff and support service personnel. This will have significant impact of traffic volumes and density for at least three peak shift-change times per 24 hour day. The impact of Traffic volumes on Waikeria road will become unbearable to the both short and long term resident communities living and earning a living on or along the Waikeria Road.
- 5.6 The Traffic Report recommends that the Waikeria Road be the main traffic access and egress route for the Waikeria prison. This means that Waikeria will be subject to constant two-way traffic every day and night
- 5.7 The particular section of Waikeria Road that is the subject of this section of the submission falls within the Waipa District.
- 5.8 Waikeria Road is a typical rural road with no special passing capability or other better traffic management facilities along its entire length, with farms and some 20-30 homes along its length from State Highway 3 to the Waikeria Stream bridge where it enters Waikeria Prison property.
- 5.9 Current prison and rural traffic has turned this rural road into a very busy transit road with some 1600 prison vehicle/days traffic density plus normal residential and agricultural traffic.
- 5.10 They submit that the current traffic volume is in a "tolerable state" at this level and any major increase to current volumes will push it beyond that tolerable state comfort zone into a "stressed state" non-comfort zone.

- 5.11 With the increase in inmate numbers from the current approx 600 inmates to 3,000 inmates it is expected that permanent and service staff will increase from the current 2-300 to approx 1,300 inside the next three years. Accordingly the traffic on Waikeria Road would also increase some two to three-fold, to around 3,000 prison vehicle/days,
- 5.12 The consequence of this will be congestion and traffic build-ups where there were none before and serious traffic congestion and increased risk and danger to rural activities and residents living on Waikeria Road.
- 5.13 This will be most significant at the State Highway intersection where we envisage serious traffic build-up and hold-up, possibly exceeding up to 30 minutes, at regular shift-change times of the day.
- 5.14 The next most significant effect will be the affect of speed and visibility of traffic for locals trying to enter into the traffic stream from their residences during those peak traffic times, especially so if the traffic is two-way traffic at those times.
- 5.15 Current experience with build-up of emerging traffic at the State Highway intersection at shift-change times currently is generally around four to five vehicles which clears in a reasonably quick time.
- 5.16 Proposals suggested by the Traffic Report are insufficient to remedy, mitigate, or alleviate the environment effects of this increase on local residents of Waikeria Road.
- 5.17 Further, greater traffic build-up creates greater impatience and risk-taking which would bring even greater risk to greater road users on the Main Highway.

6.0 OPTIONS FOR REMEDY, MITIGATION, OR REMOVAL OF TRAFFIC EFFECTS

- 6.1 MKTR concurs with the recommendations of the H.Maniapoto Submission concerning remedy, mitigation or removal of the effects caused by Traffic effects to the natural environment of residents on the Waikeria Road and submits that a condition of the Requirement shall be included to require the applicant to formally engage at every stage of "the Project" with the submitter/submitters to agree remedy, mitigate or removal actions/outcomes for the adverse effects of the application including but not restricted to the following recommendations;
 - 6.1.1 Schedule shift-change times to occur at non-peak local traffic periods, e.g. 10pm, 6am, 2pm, and/or,
 - 6.1.2 Use the Wharepuhunga Road access as its primary access road and entry to the prison, and
 - 6.1.3 Create a one-way circuit route for prison traffic with entry through Wharepuhunga road and exit through Waikeria Road, and
 - 6.1.4 Install a traffic island at the Waikeria intersection with State Highway3 , or,
 - 6.1.5 Any alternative, combination, or enhancement of the above acceptable and agreed by the submitters.

6.2 The Waikeria prison property more or less runs along the northern boundary of the Wharepuhunga Road for a majority extent of the southern prison property boundary. It is by and large the only resident property on that side of the road that will be effected by its expansion. As such all access to Waikeria should be directed through that Road instead of Waikeria Road.

Waikeria has none of its property adjacent to or running alongside the Waikeria Road.

6.3 Subject only to the inclusion of the above conditions will the MKTR submitters agree to support the application FOR Requirement lodged by the Minister for Corrections..



HAROLD MANIAPOTO

CHAIR: Maniapoto ki Te Raki (MKTR)

25 May 2017

Steve Rice

From: h.maniapoto@teraki.nz
Sent: Thursday, May 25, 2017 7:03 PM
To: steve@riceres.co.nz
Cc: sharon.dines@boffamiskell.co.nz
Subject: WAIKERIA SUBMISSION - MKTR
Attachments: 2017-5-25 - MKTR submission for WEP.pdf; 2017-5-25 MKTR Submission Form for WPEP.pdf

HEY STEVE, SHARON,

Here's the final MKTR submission. Its a bit late because our internet link crashed late this afternoon and I been frantically trying to find somewhere that had internet to send them..

In the ned someone showed me how to use my phone to provide wi-fi to my tab. Job done I hope....cheers

Naku na....

Harold Maniapoto
Chair.
Maniapoto ki Te Raki
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TE AWAMUTU 3840