

2 May 2025

s 9(2)(a)

Tēnā s 9(2)(a)

I write in response to your request dated 2 April 2025, for information under the Official Information Act 1982 (the Act):

4. GOC requests the following information:

4.1 What is the number of properties Kāinga Ora owns in the proposed Claudelands Historic Heritage Area (HHA) as originally designated in the proposed Hamilton City Council District Plan – Plan Change 9 notified by Hamilton City Council on 7 February 2025.

4.2 In relation to the request in paragraph 4.1, what is street name and number of each property purchased by Kāinga Ora since 1 January 2020?

4.3 Does Kāinga Ora have any conditional real estate purchase agreements on any properties located within the Hamilton City Council District Plan – Plan Change 9 notified by Hamilton City Council on 7 February 2025, and if so, how many, and what is the street address?

5. Kāinga Ora lodged an appeal in the Environment Court against the fourth decision of Hamilton City Council (HCC) on Plan Change 9 to the Operative District Plan on 21 March 2025. GOC requests the following information:

5.1 On what date did Kāinga Ora make the decision to lodge the appeal in the Environment Court?

5.2 Did the board of Kāinga Ora make the decision to lodge the appeal in the Environment Court? If not, who made the decision?

5.3 How many individual properties has Kāinga Ora included in its revised Claudelands HHA as defined in Annexure 3 (proposed amendments to boundaries of HHAs (Claudelands and Te Aroha Street (East))) in its appeal to the Environment Court. Please provide street names and property numbers.

5.4 How did Kāinga Ora determine what area would be included in its revised Claudelands HHA as defined in Annexure 3 (proposed amendments to boundaries of HHAs (Claudelands and Te Aroha Street (East))) in its appeal to the Environment Court.

5.5 GOC requests all communications (emails, reports, memos, maps) held by Kāinga Ora that contain any information in relation to determining what area would

be included in Kāinga Ora's revised Claudelands HHA as defined in Annexure 3 (proposed amendments to boundaries of HHAs (Claudelands and Te Aroha Street (East)) in its appeal to the Environment Court

I will respond to your requests in the order in which you have raised them.

4.1 What is the number of properties Kāinga Ora owns in the proposed Claudelands Historic Heritage Area (HHA) as originally designated in the proposed Hamilton City Council District Plan – Plan Change 9 notified by Hamilton City Council on 7 February 2025.

I can advise that within the Claudelands Historic Heritage Area (as mapped in page 738 of appendix 5 to the Council decision, notified on 07 February 2025) Kāinga Ora has 8 dwellings.

4.2 In relation to the request in paragraph 4.1, what is street name and number of each property purchased by Kāinga Ora since 1 January 2020?

Since 1 January 2020, Kāinga Ora has not purchased any dwellings in the Claudelands Historic Heritage Area (as mapped in page 738 of appendix 5 to the Council decision, notified on 07 February 2025).

4.3 Does Kāinga Ora have any conditional real estate purchase agreements on any properties located within the Hamilton City Council District Plan – Plan Change 9 notified by Hamilton City Council on 7 February 2025, and if so, how many, and what is the street address?

Kāinga Ora did not have any conditional real estate purchase agreements within the Plan Change 9 Areas notified by Hamilton City Council on 7 February 2025.

5.1 On what date did Kāinga Ora make the decision to lodge the appeal in the Environment Court?

I can advise that delegated approval to prepare and file the appeal was confirmed on 10 March 2025, the appeal was filed electronically with the Court on 21 March 2025.

5.2 Did the board of Kāinga Ora make the decision to lodge the appeal in the Environment Court? If not, who made the decision?

The decision to prepare and file an appeal in the Environment Court was made in accordance with the Kāinga Ora Delegations Policy, dated 3 February 2025, and Appendix 3 of the Chief Executive to Employee Sub-Delegation, dated 19 February 2025.

The decision to prepare and file the appeal was authorised by the General Counsel as a delegated authority.

5.3 How many individual properties has Kāinga Ora included in its revised Claudelands HHA as defined in Annexure 3 (proposed amendments to boundaries of HHAs (Claudelands and Te Aroha Street (East)) in its appeal to the Environment Court. Please provide street names and property numbers.

This part of your request is declined under section 18(g) as the information is not held by Kāinga Ora.

5.4 How did Kāinga Ora determine what area would be included in its revised Claudelands HHA as defined in Annexure 3 (proposed amendments to boundaries of HHAs (Claudelands and Te Aroha Street (East)) in its appeal to the Environment Court.

Kāinga Ora sought independent analysis of the Council Historic Heritage Areas proposed for inclusion in plan change 9. The independent supplementary evidence of John Brown dated 26 July 2024 (page 7) recommends that the boundaries of the Claudelands and Te Aroha Street (East) are reduced. Kāinga Ora in filing its appeal has adopted the areas identified in this evidence of John Brown.

5.5 GOC requests all communications (emails, reports, memos, maps) held by Kāinga Ora that contain any information in relation to determining what area would be included in Kāinga Ora's revised Claudelands HHA as defined in Annexure 3 (proposed amendments to boundaries of HHAs (Claudelands and Te Aroha Street (East)) in its appeal to the Environment Court

Kāinga Ora does not hold any communications that contain any information in relation to determining what area would be included in the revised Claudelands HHA. Therefore this part of your request is refused under section 18(g) of the Act. Kāinga Ora adopted the areas identified in the evidence submitted by John Brown, The full copy of the John Brown supplementary evidence dated 26 July 2024 is available on the Council website at the following link:

<https://storage.googleapis.com/hccproduction-web-assets/public/Uploads/Documents/Content-Documents/Property-Rates-and-Building/PC9-Historic-Heritage-and-Natural-Environments/Session-3-Submitter-Evidence/Kainga-Ora-/Supplementary-Evidence-of-John-Brown-Heritage-HHAs-on-behalf-of-Kainga-Ora-26-July-2024.pdf>. The relevant information is contained on page 7 of this document.

You have the right to seek an investigation and review by the Ombudsman of this decision. There is Information about how to make a complaint at <https://www.ombudsman.parliament.nz> or by freephone on [0800 802 602](tel:0800802602).

Nāku iti noa, nā



Rachel Kelly
Manager Government Services