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	Response Date	Aug 28 22
	Notes	
Q1	Select the chapter you want to provide feedback on	
Q2	In general, to what extent do you support the contents of this chapter?	
Q3	Objective/Policy/Rule/Standard reference:	
Q4	Feedback/Comments	
Q5	Objective/Policy/Rule/Standard reference:	
Q6	Feedback/Comments	
Q7	Objective/Policy/Rule/Standard reference:	
Q8	Feedback/Comments	
Q9	Objective/Policy/Rule/Standard reference:	
Q10	Feedback/Comments	
Q11	supporting documents?	
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Q12	If you need more space, or have any other general comments, please leave them here	
	<p>Good morning, Please find attached, a submission from Heritage New Zealand Pouhere Taonga on the draft Waitaki District Plan. If you have any questions regarding the contents of the submission, please do not hesitate to get in contact. Kind regards, Fran</p> <p>Fran Davies   Planner (Otago &amp; Southland)   Heritage New Zealand Pouhere Taonga    PO Box 5467, Dunedin 9058   Ph: (64 3) 470 2366 Mobile: 027 241 3624   Visit <a href="http://www.heritage.org.nz">www.heritage.org.nz</a></p>	

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29 August 2022

Waitaki District Council  
Private Bag 50058  
Oamaru 9400

To whom it may concern,

**SUBMISSION OF HERITAGE NEW ZEALAND POUHERE TAONGA ON THE DRAFT WAITAKI DISTRICT PLAN**

**To:** Waitaki District Council

**Name of submitter:** Heritage New Zealand Pouhere Taonga

1. Heritage New Zealand Pouhere Taonga is an autonomous Crown Entity with statutory responsibility under the Heritage New Zealand Pouhere Taonga Act 2014 (HNZPTA) for the identification, protection, preservation and conservation of New Zealand's historic heritage.

**This is a submission on the draft Waitaki District Plan**

2. Heritage New Zealand could not gain an advantage in trade competition through this submission.
3. The specific parts of the application that Heritage New Zealand's submission relates to are the historic heritage-related aspects of the document, including cultural heritage.

**Historical Significance of the Waitaki District**

4. The management of the region's finite heritage resources is especially important for enabling existing and future generations' full understanding and appreciation of the region and to enhance the value that the region's residents gain from living and working in and around historic places. Considered management of heritage resources can also render these a drawcard for potential visitors to the region, with all of the attendant economic benefits that tourism can offer.

**Heritage New Zealand supports the draft Waitaki District Plan for the following reasons:**

5. The Waitaki District Plan is required to recognise and provide for matters of national importance, in particular 6(e) "the relationship of Maori and their culture and traditions with their ancestral lands, water, sites, waahi tapu, and other taonga"; and 6(f) "the protection of

historic heritage from inappropriate subdivision, use and development” under the Resource Management Act 1991 (RMA).

6. The proposed objectives and policies recognise that certain activities governed by the District Plan have the potential to adversely affect historic heritage and cultural values, and that appropriate management of these values is a priority. The aspects of the draft District Plan where Heritage New Zealand recommends amendments are made, generally relate to:

- Entries on the New Zealand Heritage List/Rārangī Kōrero should be included in District Plan heritage schedules, with associated rules to ensure that they are adequately protected from inappropriate subdivision, use and development as a matter of national importance. Currently, the following entry on the List has not been scheduled under the draft Waitaki District Plan:
  - Murphy's Flat Reserve Historic Area, List number 7490
- Finding balance between maintaining the heritage values associated with places and achieving change that enables a place to meet their needs and function for contemporary use. An activity status that is too restrictive may discourage landowners from undertaking appropriate works to heritage structures or from going through the proper consenting channels.
- Most archaeological sites are not identified in the District Plan and are therefore at risk of damage if landowners are unaware of them when undertaking activities on their land. HNZPT recommends establishing an archaeological alert layer to identify areas that have a strong likelihood of containing archaeological remains. The archaeological alert layer would not regulate land use but would create awareness for landowners of their responsibilities under the Heritage New Zealand Pouhere Taonga Act 2014 rather than duplicating the authority process by requiring additional resource consents for work that may disturb archaeological sites.
- As with other types of heritage resources such as buildings and monuments, Heritage New Zealand recommends the scheduling of those archaeological sites that meet significance criteria. Such sites are worth scheduling because, with the appropriate rules, it enables a high level of protection under the RMA and allows non-physical effects (such as visual effects) to be taken into account. The RMA also provides for public consultation on activities affecting significant sites, an opportunity not afforded under the HNZPTA.
- Corrections to the Historic Heritage Items schedule and minor corrections to create consistency with the HNZPT Act; for example, Heritage New Zealand Pouhere Taonga, the New Zealand Heritage List/Rārangī Kōrero, and use of the term “listed”.



**National Policy Statement on Urban Development (NPS-UD):**

7. HNZPT understands that councils have been given direction by central government, via the National Policy Statement on Urban Development (NPS-UD) and the Resource Management (Enabling Housing Supply and Other Matters) Amendment Act, to help enable more houses to be built within the existing footprint of residential areas instead of spreading further out. We acknowledge that some of the proposed changes are legal requirements of the new national direction and cannot be influenced by the Council, whereas other changes have greater scope for community involvement.
8. HNZPT advocates for robust provisions to be established to ensure that residential intensification will not be at the expense of Waitaki's historic heritage. The construction of a greater number, and potentially taller buildings close to a heritage structure could result in its heritage values being put at risk. This includes issues associated with construction, such as vibration, and potential long-term conservation and liveability problems associated with loss of sunlight, overshadowing and damp.
9. Although development on the site of the heritage item may still be subject to resource consent requirements, permitted development on an adjacent property may have as detrimental an effect. Consideration of the appropriateness of increased residential development should go beyond consistency with the area's anticipated character and amenity values. Measures such as increased setbacks or reduced heights may assist in mitigating adverse effects on a neighbouring heritage item. HNZPT recommends that appropriate standards are applied to sites adjoining a scheduled historic heritage item or area under the District Plan, as historic heritage is a section 6 matter and also a qualifying matter under the NPS-UD.

**Heritage New Zealand recommends:**

10. Heritage New Zealand generally supports the draft Waitaki District Plan as it concerns historic heritage and recommends that the provisions relating to historic heritage and sites of significance to Māori should be retained except where specific amendments are sought. The specific relief sought by Heritage New Zealand is set out in Attachment A to this submission. The relief sought is intended to improve by clarifying, qualifying and strengthening the provisions as they relate to the management and protection of historic heritage.

11. Heritage New Zealand Pouhere Taonga wishes to be heard in support of this submission.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'ND', is positioned above the printed name and title.

**Nick Dixon**  
**Area Manager, Otago & Southland**

Address for Service:

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Attachment A: Submission of Heritage New Zealand Pouhere Taonga

## Attachment A - Submission of Heritage New Zealand Pouhere Taonga

Key:

Strike eg. ~~abc~~ = delete text

Underline eg. abc = additional text

RMA 1991 = Resource Management Act 1991

HNZPTA 2014 = Heritage New Zealand Pouhere Taonga Act 2014

Ref. no.	Draft District Plan provision ref.	Support/ oppose/ amend	Reasons for submission	Relief sought
1.	Heritage definitions, objectives, policies, rules and appendices	Support	<p>The Waitaki District Plan is required to recognise and provide for matters of national importance under the Resource Management Act 1991, in particular 6(e) <i>the relationship of Māori and their culture and traditions with their ancestral lands, water, sites, waahi tapu, and other taonga</i>; and 6(f) <i>the protection of historic heritage from inappropriate subdivision, use and development</i>.</p> <p>The provisions of the Waitaki District Plan acknowledge the significance of, and the potential to adversely affect, historic heritage and cultural values and that appropriate management of these values is a priority.</p>	<b>Adopt</b> the provisions of the Waitaki District Plan relating to historic heritage, including archaeology, except where amendments are sought below.
2.	<p>Sites and Areas of Significance to Māori (page 267)</p> <p>SCHED5 - Schedule of Sites and Areas of Significance to Māori (page 902)</p>	Support	<p>HNZPT supports the Sites and Areas of Significance to Māori section of the Historic Heritage chapter and, in particular, the identification and scheduling of wāhi tupuna. As a bicultural country (reflecting Te Tiriti) and a multicultural country (with an immigrant background) issues of connection to place and identity are fundamental to New Zealand society and to New Zealanders' wellbeing. Protection of taonga, including wāhi tapū, wāhi tūpuna and whakapapa, is a key principle of Te Tiriti o Waitangi. Cultural landscapes, maunga and awa, are the heart of iwi, hapū and hāpori identity, mātauranga Māori, and wellbeing and must be protected as part of the fulfilment of the principles of Te Tiriti.</p>	<b>Adopt</b> the Sites and Areas of Significance to Māori provisions and SCHED5 - Schedule of Sites and Areas of Significance to Māori.

3.	Description of the District (page 2)	Amend	<p>Recognition of the economic value of heritage in the viability of towns and businesses is supported, however, HNZPT recommends acknowledgement of the wider role of heritage within the Waitaki District. Heritage provides scientific, sociological, and philosophical connection to the past. Connection to place and identity are fundamental to New Zealand society and to New Zealanders' wellbeing. Some suggested wording has been included in the 'relief sought', however this may be amended provided the intent of the submission point is retained.</p>	<p><b>Amend</b> ...offer within the District. <u>The Victorian architecture illustrates the archaeology and technologies of working stone, the history of Oamaru and the development of the District's cultural identity as it is reflected in the variety of architectural styles and forms, and over time. The District's heritage provides invaluable intergenerational connection, linking us with our tīpuna and with our future descendants.</u></p> <p>...Mana Whenua Chapter. <u>Sites and areas of significance are tangible reminders of the long-term connections of Kāi Tahu within the landscape and represent Kāi Tahu's historical association and on-going relationship with the Waitaki District.</u></p>
4.	Part 1 – Introduction and General Provisions Relationship Between Spatial Layers (page 19)	Amend	<p>The Heritage New Zealand Pouhere Taonga Act 2014 makes it unlawful for any person to destroy, damage or modify the whole or any part of an archaeological site without the prior authority of HNZPT. Most archaeological sites are not identified in the District Plan and are therefore at risk of damage if landowners are unaware of them when undertaking activities on their land. HNZPT recommends establishing an archaeological alert layer to identify areas that have a strong likelihood of containing archaeological remains. People undertaking development would be alerted that archaeological remains may be present, and are encouraged to check whether there are any recorded archaeological sites close by.</p> <p>There would not be specific rules attached to these areas in relation to archaeological remains. The archaeological alert layer would create</p>	<p><b>Add</b> Archaeological Alert Layer</p>

			awareness for landowners of their responsibilities under the Heritage New Zealand Pouhere Taonga Act 2014 rather than duplicating the authority process by requiring additional resource consents for work that may disturb archaeological sites.	
5.	Definitions – Adaptive Reuse (page 23)	Support	HNZPT supports including a definition for the term “adaptive reuse”, alongside supporting objectives and policies. Promotion of adaptive reuse in the plan increases awareness and encourages landowners to think of other viable options for retaining heritage structures.	<b>Adopt</b> Adaptive reuse definition
6.	Definitions – Attachment (page 25)	Amend	HNZPT supports the inclusion of a definition for the term “attachment”, however, recommends a clarification note that attachment does not include a “heritage addition”. This recommendation is dependent on the suggested amendments to the definition of ‘heritage addition’ below.	<b>Amend</b> “...Does not include <u>heritage additions or signs.</u> ”
7.	Definitions – Heritage addition, Heritage alteration (page 37)	Amend	HNZPT recommends the definition of “heritage addition” is removed as the definition of heritage alteration already captures an “addition to” a heritage item (subsection 1) and the same provisions within the Historic Heritage chapter apply to both alterations and additions.  If a separate definition of heritage addition is retained, then it is recommended that the definition is amended to reduce ambiguity and distinguish the difference between this term and an “attachment”.	<b>Remove</b> <del>Heritage addition – means in relation to the Historic Heritage Chapter, the action or process of adding something to something else.</del>
8.	Definitions – Heritage fabric (page 37)	Support	Support including a definition of “heritage fabric”. There is a lack of understanding of this fundamental term. This robust definition will be beneficial for heritage building owners and contractors.	<b>Adopt</b> Heritage fabric definition

9.	Definitions – Heritage Maintenance (page 38)	Amend	<p>HNZPT supports the inclusion of a definition of “heritage maintenance” but recommends amending the definition to remove the phrase “in order to preserve the stone”. The painting of Oamaru Stone is not always an appropriate means of protection and in many cases should not be encouraged.</p> <p>Recommend amending the clarification note from ‘like to like’ to “same as, or closely similar to”.</p> <p>Recommend amending the clarification note to remove or provide a different example of ‘like for like’, as replacing rimu with pine, for example, may have an adverse effect on heritage values.</p>	<p><b>Amend</b> Maintenance excludes a change in finish, such as from un-painted Oāmaru stone to painted Oāmaru stone. This is instead classed as an alteration <del>in order to preserve the stone.</del></p> <p>...</p> <p>Note: the term ‘like for like’ is taken to mean <del>timber for timber, as opposed to rimu for rimu</del> <u>using the same, or closely similar to, existing construction methods and materials.</u></p>
10.	Definitions – Heritage Professional	Amend	<p>HNZPT recommends the inclusion of a definition for a ‘heritage professional’, in line with our advice for Historic Heritage Policy 4. The repair of historic building fabric should use traditional methods and materials by professionals who are able to demonstrate experience and competency in work of the required nature. To provide certainty for plan users and Council staff, a definition outlining the required qualifications should be included.</p>	<p><b>Add</b> means a person with a degree or recognised post-graduate qualification in a field related to heritage conservation or management and at least five years of experience in a heritage conservation or management role.</p>
11.	Strategic objectives – Historical and cultural identity and values SD-CHI-O2	Amend	<p>Recognition of the economic value of heritage in the viability of towns and businesses is supported, however, HNZPT recommends acknowledgement of the wider role of heritage within the Waitaki District. Heritage provides scientific, sociological, and philosophical connection to the past. Connection to place and identity are fundamental to New Zealand society and to New Zealanders’ wellbeing.</p>	<p><b>Amend</b> Recognise the outstanding contribution that historic heritage makes to the Waitaki District’s <del>economy</del> by protecting buildings, items, areas, and features, and providing opportunities for the ongoing use and adaptive re-use of our heritage buildings and areas.</p>

12.	Historic Heritage – Introduction (page 233)	Amend	Recommend amending the Introduction to state the importance of conservation of heritage structures for sustainability. Retention, adaptive reuse and retrofitting of heritage buildings significantly reduces carbon emissions, helping us toward our 2030 net zero carbon goal and building resilience to the effects of climate change.	<b>Add</b> the conservation of heritage structures is important for achieving sustainability goals. Retention, adaptive reuse and retrofitting of heritage buildings significantly reduces carbon emissions, helping us toward our 2030 net zero carbon goal and building resilience to the effects of climate change.
13.	Historic Heritage - Objectives (page 234)	Support	HNZPT supports the three strategic objectives dedicated to historical and cultural identity and values. The objectives provide a clear high-level message regarding the importance of heritage to the Waitaki District.	<b>Adopt</b> HH-O1 Protection of heritage HH-O2 Use and adaptive reuse of historic heritage HH-O3 Enhancement and restoration
14.	HH-P1 Recognise Historic Heritage HH-P2 Historic Heritage Scheduling (page 234)	Amend	The values listed appear to have been mainly derived from the HNZPT Significance Assessment Criteria. Recommend amending the values listed to align with the Significance Assessment Criteria, and acknowledging and/or appending the criteria. Particularly, HNZPT considers that values 9 and 10 of HH-P1 aren't values in and of themselves, they are thresholds from which the presence of the values are determined.	<b>Amend</b> to align with the HNZPT Significance Assessment Criteria. <ul style="list-style-type: none"> <li>• Aesthetic</li> <li>• Archaeological</li> <li>• Architectural</li> <li>• Cultural</li> <li>• Historical</li> <li>• Scientific</li> <li>• Social</li> <li>• Spiritual</li> <li>• Technological</li> <li>• Traditional</li> </ul>
15.	HH-P3 Benefits of active use, adaptive re-use, and protection of historic heritage (page 235)	Amend	Recommend amending Historic Heritage Policy 3 to include the environmental benefits of conservation and re-use of heritage structures. As stated above, the retention, adaptive reuse and retrofitting of heritage buildings significantly reduces carbon emissions, helping us toward our 2030 net zero carbon goal and building resilience to the effects of climate change.	<b>Amend</b> Recognise the social, cultural, <u>environmental</u> and economic benefits of the ongoing protection and use, including re-use, of Historic Heritage Items and their settings.

16.	HH-P4 Heritage maintenance (page 235)	Amend	Recommend amending Historic Heritage Policy 4 to include the requirement for maintenance work to be undertaken by a suitably qualified heritage professional. The repair of historic building fabric should use traditional methods and materials by professionals who are able to demonstrate experience and competency in work of the required nature.	<b>Amend</b> ...work is done <u>by a suitably qualified heritage professional</u> in accordance with the International Charter for the Conservation and Restoration of Monuments and Sites (ICOMOS) New Zealand Charter for the Conservation of places of Cultural Heritage Value (Revised 2010)...
17.	HH-P9 Relocation of Historic Heritage Items within or beyond their setting (page 237)	Amend	The relocation of Historic Heritage Items within or beyond their heritage setting should require that in all instances adequate measures have been put in place to minimise risk of damage to the Historic Heritage Item.	<b>Amend</b> the physical condition of the Historic Heritage Item and its values will be enhanced; <del>or</del> <u>and...</u>
18.	HH-P12 Buildings and structures within Historic Heritage settings (page 238)	Amend	Recommend amending point 7 of Historic Heritage policy 12 so that the effect of allowing new buildings or structures within the setting of a Historic Heritage Item on archaeology is considered. HNZPT recommends avoidance of potential archaeological features and mitigation of adverse effects to any archaeological sites wherever possible. The assessment of any potential archaeology within a heritage site encourages archaeological values to be considered and integrated into development proposals rather than dealt with in isolation from other matters. This also reduces the potential for encountering unidentified archaeology and having to delay works.	<b>Amend</b> the extent to which any earthworks avoid or minimise any adverse effects on the heritage values of the Item <u>including any archaeological features</u> ; and...
19.	HH-P15 Future consideration of historic heritage	Amend	HNZPT supports the inclusion of this important policy, however, recommends an amendment to include heritage places.	<b>Amend</b> Council continues to investigate the identification and management of historic heritage areas, historic heritage landscapes, archaeological sites and heritage <u>places including heritage building interiors</u> .



20.	Rules – Other requirements outside of the District Plan (page 240)	Amend	Recommend amending to align with the archaeology provisions of the Heritage New Zealand Pouhere Taonga Act 2014.	<b>Amend</b> If you wish to do any earthworks that <del>may affect</del> <u>will or may modify or destroy the whole or any part of an</u> archaeological site, you must first obtain an authority from Heritage New Zealand.
21.	Rules – Other requirements outside of the District Plan (page 240)	Amend	The use of an Accidental Discovery Protocol (ADP) can be appropriate where a proposal will not affect identified archaeology and has a low risk of discovering archaeological evidence during earthworks. Where there are identified archaeological sites within a development area, and/or insufficient information to determine the risk of discovering archaeological evidence during earthworks, operating under an ADP without first undertaking an archaeological assessment is not considered to be an appropriate approach. HNZPT recommends amending subsection 2, as plan users may misinterpret this section and work under an ADP in lieu of seeking an archaeological assessment.	<b>Amend</b> The Heritage New Zealand Pouhere Taonga Accidental Discovery Protocol (APP2 – The Heritage New Zealand Pouhere Taonga Accidental Discovery Protocol) manages <del>unidentified</del> archaeological sites that may be discovered as a result of earthworks. <u>It is not always appropriate to operate under an Accidental Discovery Protocol. The protocol applies to any area, not just scheduled archaeological sites.</u>
22.	Rules – Other requirements outside of the District Plan (page 240)	Amend	Recommend amending subsection 3 to state that HNZPT should be consulted if there is a possibility that landowner activity may affect an entry on the New Zealand Heritage List/Rārangī Kōrero or any archaeological site recorded on the New Zealand Archaeological Association's (NZAA) national database of recorded archaeological sites, Archsite. This ensures consultation with HNZPT occurs regarding all listed places and recorded archaeological sites at risk of being affected by development. HNZPT will be able to advise whether an archaeological assessment is recommended to be undertaken and avoids potential delays if an authority is required to be obtained.  Note – the correct terminology for a place or area entered on the New Zealand Heritage List/Rārangī Kōrero is “listed” rather than “registered”.	<b>Amend</b> Heritage New Zealand Pouhere Taonga should be consulted regarding any activity which <del>would</del> <u>may</u> result in <u>the</u> modification, damage or destruction of any <del>item registered with Heritage New Zealand Pouhere Taonga</del> <u>entry on the New Zealand Heritage List/Rārangī Kōrero or any archaeological site recorded on the New Zealand Archaeological Association's (NZAA) national database of recorded archaeological sites, Archsite.</u>

23.	HH-R4 Installation of attachments to Historic Heritage Items listed in SCHED2 – Historic Heritage Items	Amend	Recommend amending the qualifying matters under HH-R4 Installation of attachments to Historic Heritage Items listed in SCHED2 – Historic Heritage Items, to include that the installation of any attachment involves minimum alteration of heritage fabric.	<b>Add Where: ...</b> PER-2 The attachment is not to any architectural feature or detail; <u>and</u> <u>PER-3</u> <u>The attachment involves minimum alteration of heritage fabric.</u>
24.	HH-R5 New buildings and structures within the setting of a Historic Heritage Item in SCHED2 – Historic Heritage Items	Amend	Recommend adding another qualifying matter to clarify that any new buildings or structures within the setting of a Historic Heritage Item should not be attached to a heritage structure. Temporary connection to or permanent alteration of heritage fabric could adversely affect the heritage values of a structure.	<b>Add Where:</b> PER 1 Any building is: ... 3. is not attached to a heritage structure; and
25.	HH-R5 PER 2 New buildings and structures within the setting of a Historic Heritage Item (page 242)	Amend	Recommend amending Historic Heritage Rule 5 to remove Permitted activity 2 regarding carparking, thereby considering the establishment of carparking within the setting of a historic heritage item as an alteration, or amending the activity status to be “Controlled”.  The visibility of a carparking area from an adjoining public road only relates to its amenity value. The establishment of a carpark has the potential to affect other heritage values, including archaeological, that need to be considered.	<b>Amend PER 2: Any carparking area is:</b> <del>1. less than 15m<sup>2</sup> when within view from a public road; or</del> <del>2. less than 40m<sup>2</sup> and not visible from a public road.</del>
26.	HH-R6 Restoration of Historic Heritage Items  HH-R7 Earthquake strengthening and flood protection measures to Historic	Amend	Recommend an amendment to the wording of this rule to provide for situations where there is a lack of original records existing or being able to be obtained. Allowing for some flexibility in the type and extent of evidence provided may encourage landowners to undertake restoration works through the proper channels and is in line with the ICOMOS New Zealand Charter/best practice conservation principles.  HNZPT commends and supports the waiver of resource consent fees for	<b>Amend Where:</b> CON-1 The proposed plans <del>match the original plans or images</del> <u>reflects an earlier or original scheme, based on documented plans or images.</u> ... <i>Pursuant to s88 of the RMA, any application</i>

	Heritage Items and their settings (page 243)		restoring a historic heritage item or improving the resiliency of a historic heritage item to natural hazards.	<i>for activities made under this provision must provide, in addition to the standard information requirements <u>and as far as practicable</u>, photographs or plans that show the original form of the item.</i>
27.	HH-R8 Any external heritage alterations or heritage additions to a Category B Historic Heritage Item  HH-R9 Any internal heritage alterations affecting the heritage fabric of a Category B Historic Heritage Item	Oppose	Recommend a restricted discretionary activity status with a robust list of appropriate matters of discretion. The current discretionary activity status may not provide landowners with the certainty required to undertake appropriate works to heritage structures. The District Plan rules should find balance between maintaining the heritage values associated with places and achieving change that enables a place to meet their needs and function for contemporary use.  A restricted discretionary activity status would better align with objective HH-O2, and policies HH-P3 and HH-P8.	<b>Amend</b> HH-R8 Activity Status: <del>Discretionary</del> <u>Restricted Discretionary</u>  <b>Amend</b> HH-R9 Activity Status: <del>Discretionary</del> <u>Restricted Discretionary</u>
28.	HH-R10 Any demolition of a Category B Historic Heritage Item listed in SCHED2 – Historic Heritage Items	Oppose	Recommend a non-complying activity status demolition of a Category B Historic Heritage Item. The demolition of any historic heritage item should be discouraged as it would result in complete loss of heritage values beyond any recording undertaken prior to demolition. This would have social, cultural, environmental and economic effects on the community and is in direct contradiction to policy HH-P3.	<b>Amend</b> HH-R9 Activity Status: <del>Discretionary</del> <u>Non complying</u>
29.	HH-R13 Any heritage alterations or heritage additions to a Category A Historic Heritage Item listed in SCHED2 – Historic Heritage Items	Oppose	Recommend a discretionary activity status for alterations and additions to a Category A Historic Heritage Item. The current non-complying activity status may discourage landowners from undertaking appropriate works to heritage structures. The District Plan rules should find balance between maintaining the heritage values associated with places and achieving change that enables a place to meet their needs and function for contemporary use.  A restricted discretionary activity status would better align with objective HH-O2, and policies HH-P3 and HH-P8.	<b>Amend</b> HH-R9 Activity Status: <del>Non Complying</del> <u>Discretionary</u>

30.	HH – Historic Heritage Non-regulatory Methods (page 246)	Amend	Recommend amending non-regulatory method HH-M1 to ensure the District Plan historic heritage schedule will be reviewed, updated, and added to. This method would align with and contribute to the fulfilment of HH-P15.	<b>Amend</b> HH-M1 Maintain a comprehensive schedule of items of historic heritage significance to the Waitaki District Council and supporting assessments of the values of each Historic Heritage Item, <u>including the regular reviewing of, updating and adding to the schedule.</u>
31.	Historic Heritage - Ōamaru Historic Area (HH(ŌHA)) Introduction	Amend	Recommend a minor clarification to reflect that the Ōamaru Historic Area is entered on the New Zealand Heritage List/Rārangi Kōrero (the List) which is administered by HNZPT. Reference to the List is informative for plan users who may seek further information on the heritage values of the Ōamaru Historic Area.	<b>Amend</b> The Historic Area coincides with the <del>Heritage New Zealand</del> Ōamaru Historic Area <u>entered on the New Zealand Heritage List/Rārangi Kōrero</u> (List number 7064) which recognises the architectural, historical and aesthetic values that are present.
32.	HH-ŌHA-P7 Demolition and relocation (page 250)	Amend	HNZPT supports the inclusion of subsection 4.a) to state the importance of avoiding vacant sites within the Historic Area as far as is practicable. However, recommends an amendment to qualify that the replacement building is compatible with the heritage streetscape and amenity values of the Ōamaru Historic Area.	<b>Amend</b> 4. there is reasonable certainty that within an acceptable timeframe: a) a replacement building <u>that is compatible with the heritage streetscape and amenity values of the Ōamaru Historic Area</u> will be constructed; or...
33.	HH(ŌHA)-P3 & HH(ŌHA)-R3 The demolition or removal for relocation of non-contributing buildings (page 252)	Amend	Providing for the removal of non-character contributing buildings within an historic area as a permitted activity may mean that landowners are not aware of the archaeological requirements under the HNZPTA. HNZPT recommends including an advisory note on the archaeological provisions owners should be aware of when considering the demolition or removal of a pre-1900 structure or disturbance of a site with evidence of pre-1900s occupation.	<b>Add</b> Note: <i>Pursuant to Section 42 of the Heritage New Zealand Pouhere Taonga Act, an archaeological authority is required to be obtained from Heritage New Zealand Pouhere Taonga prior to the demolition or removal of a pre-1900 structure or disturbance of a site with evidence of pre-1900s occupation.</i>

34.	HH(ŌHA)-R4	Amend	Recommend a minor amendment to HH(ŌHA)-R4 to align with HH-ŌHA-P4 subsection 7 that “new buildings do not need to replicate historic building styles but must blend in with, and contribute to, the established character and heritage streetscape values of the Ōamaru Historic Area”. This wording is also consistent with that which is used in other provisions in this section.	<b>Amend</b> 3. whether new structures <del>reflect the original architectural style,</del> <u>are compatible with the</u> character and scale of the Historic Area; and
35.	HH(ŌHA)-R8 Total or partial demolition of a character contributing building	Amend	Recommend amending the activity status for the total or partial demolition of a character contributing building from restricted discretionary to discretionary. The adverse effects from the demolition of a character contributing building would be the equivalent or similar those from the relocation of a character contributing building outside of the Historic Area, yet relocation has a discretionary activity status.	<b>Amend</b> Activity status: <del>Restricted Discretionary</del> <u>Discretionary</u>
36.	HH(ŌHA)-APP1 - Ōamaru Historic Area Statement of Significance (page 261)	Amend	Recommend a minor amendment to clarify that the heritage values of the scheduled heritage buildings and scheduled character contributing buildings in the area are to be protected rather than the number of buildings.	<b>Amend</b> The following features and characteristics have been identified as important to protect: 2. The <u>heritage values of the</u> large number of scheduled heritage buildings and scheduled character contributing buildings in the area.
37.	EW – Earthworks (including Mining and Quarrying) Introduction	Amend	Recommend amending the note on the requirements under the Heritage New Zealand Pouhere Taonga Act 2014 to align with the “Other requirements outside of the District Plan” under the Historic Heritage chapter (including the suggested amendments above), for clarity and consistency. The current note does not provide sufficient context and could easily be missed.  Recommend a hyperlink to the definition of <i>archaeological site</i> within the Introduction and General Provisions chapter.	<b>Amend</b> Earthworks and land disturbance affecting archaeological sites may also require authorisation under the Heritage New Zealand Pouhere Taonga Act 2014. <u>1. An archaeological authority is required under the Heritage New Zealand Pouhere Taonga Act 2014 to modify or destroy an archaeological site. This is the case regardless of whether resource consent for the activity has been obtained under this rule. If you wish to do any earthworks that</u>

				<p><u>will or may modify or destroy the whole or any part of an archaeological site, you must first obtain an authority from Heritage New Zealand Pouhere Taonga. This is the case regardless of whether the site is designated, or the activity is permitted under the District Plan or Regional Plan, or a resource or building consent has been granted.</u></p> <p><u>2. The Heritage New Zealand Pouhere Taonga Accidental Discovery Protocol (APP2 – The Heritage New Zealand Pouhere Taonga Accidental Discovery Protocol) manages unidentified archaeological sites that may be discovered as a result of earthworks. It is not always appropriate to operate under an Accidental Discovery Protocol.</u></p> <p><u>3. Heritage New Zealand Pouhere Taonga should be consulted regarding any activity which may result in the modification, damage or destruction of any entry on the New Zealand Heritage List/Rārangī Kōrero or any archaeological site recorded on the New Zealand Archaeological Association's (NZAA) national database of recorded archaeological sites, Archsite.</u></p>
38.	EW-S5 Accidental discovery protocol	Amend	HNZPT supports the inclusion of an Accidental Discovery Protocol standard within the Earthworks chapter, however, recommends that the standard is amended to either include the full protocol or refer to the full protocol in the appendices.	<b>Amend</b>

39.	SCHED2 – Historic Heritage Items	Amend	<p>HNZPT supports the inclusion of the extent of setting for each schedule entry.</p> <p>HNZPT supports the inclusion of a statement of significance for each schedule entry.</p> <p>Recommend scheduling the following place, which is entered on the New Zealand Heritage List/Rārangī Kōrero, onto the SCHED2 – Historic Heritage Items. All places entered on the List should be included in District Plan heritage schedules, with associated rules to ensure that they are adequately protected from inappropriate subdivision, use and development as a matter of national importance.</p>	<p><b>Add</b></p> <p><b>Murphy's Flat Reserve Historic Area</b> List number 7490 <a href="https://www.heritage.org.nz/the-list/details/7490">https://www.heritage.org.nz/the-list/details/7490</a></p>
40.	SCHED2 – Historic Heritage Items	Amend	<p>Recommend amending the schedule to make the following minor corrections.</p> <p>A number of schedule entries are inconsistent between the legal description and the extent description. These entries are as follows:</p> <ul style="list-style-type: none"> <li>• HH 62 Junction Hotel (Former)</li> <li>• HH 98 Rock Shelter</li> <li>• HH 105 Campbell Park Complex</li> </ul> <p>The legal description should be reviewed to ensure it is correct and should be included in the extent description.</p> <p>Recommend amending the schedule entry for Totara Estate Complex to include the toilet block and accessway as these areas contribute to the historic value of the site (refer to the extent statement on the List).</p> <p>The legal description for the former Engine Shed in Palmerston (HH 241) is incorrect on both the District Plan schedule and the List entry. Recommend correcting the schedule entry to read Railway Land (Main South Line) Pt Sec 5 SO 497412 (RT OT47/126, NZ Gazette 1975, p.244), Otago Land District.</p>	<p><b>Amend</b></p> <p><b>HH 09 Ōamaru Athenaeum and Mechanics Institute (Former)</b> <del>Lot 1 DP 21229</del> Lot 3 DP 19773 (OT65/84)</p> <p><b>HH17 Bank of New South Wales (Former)</b> HNZ Register # <del>2316355</del></p> <p><b>HH 28 New Zealand Elevator Company's Building (Former)</b> ...Forrester and Lemon in 1881 to house a gargantuan machine...</p> <p><b>HH 47 Dalgety, Rattray and Co's. Store</b> Secs 9 and <u>Pt Sec 14</u> Blk III Town of Ōamaru</p> <p><b>HH 84 Casa Nova House</b> Lot 1 DP 11324 and Pt Sec 14 Blk I Oamaru SD (RT OT2D/790 and OT5C/358)</p> <p><b>HH 107 Western Hotel (Former)</b> Lot 1 DP 15065 (<del>OT94/174</del>)(RT OT5C/238)</p> <p><b>HH 133 Tokarahi Station Complex</b> Pt Lot 1 DP 2561 (RT OT15A/220)</p> <p><b>HH 166 Totara Estate</b></p>

				<p>Amend protection to match the protection under the List.</p> <p>Add extent description.</p> <p><b>HH 176 Clarks Flour Mill Complex</b>  Pt Lot A DP 1545 (RT OT230/58), and Sec 811R Blk VII Oamaru SD (RT OT151/10) and Lot 1-3 DP 4254 (RT OT257/151), part of the Main South Line, and part Alma-Maheno Road (State Highway I)</p> <p><b>HH 190 St John's Presbyterian Church</b>  Lot 2 DP 21555 (OT143B/369)</p> <p><b>HH 205 Hampden Presbyterian Church</b>  Secs 1-2 Blk XXVIII <del>Hampden</del> <u>Town of Hampden</u> (RT OT215/130)</p> <p><b>HH 230 Brooklands limestone barn</b>  Pt Lot 1 DP 18924 (OT108B/80)</p> <p><b>HH 237 St Mary's Anglican Church and Sunday School</b>  Lot 3 DP 18882 (OT10A/204) <u>Town of Palmerston</u></p> <p><b>HH 241 Engine Shed (Former)</b>  <del>Sec 5 SO 497412 (OT25/75)</del> <u>Railway Land (Main South Line) Pt Sec 5 SO 497412 (RT OT47/126, NZ Gazette 1975, p.244), Otago Land District</u></p> <p><b>HH 263 Makareao Lime Works (Former)</b>  Legal description – Lot 1 DP 406503 and Secs 84-85 Blk VIII <del>(RT 467342)</del>, <u>Sec 31 Blk XII Moeraki SD (RT 467342)</u></p> <p><b>HH 277 Stanleys Hotel Complex</b>  Secs 8, 39 and 65 Blk I Town of Macraes, <u>pt legal road, (RTs OTA1/850, OT211/221, OT211/222)</u></p>
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41.	Various	Amend	“Heritage New Zealand” should be corrected to read “Heritage New Zealand Pouhere Taonga” throughout the District Plan.	<b>Amend</b> <u>Heritage New Zealand Pouhere Taonga</u>
42.	Various	Amend	“Historic Places List” should be corrected to read “the New Zealand Heritage List/Rārangi Kōrero” throughout the District Plan.	<b>Amend</b> <del>Historic Places List</del> <u>the New Zealand Heritage List/Rārangi Kōrero</u>
43.	SCHED2-Historic Heritage Items	Amend	“HNZ Register #” should be corrected to read the “New Zealand Heritage List/Rārangi Kōrero number” or an abbreviation of the name, such as “NZ Heritage List #” within the Historic Heritage Items schedule (SCHED2). This aligns with the current legislation being the Heritage New Zealand Pouhere Taonga Act 2014.	<b>Amend</b> <del>HNZ Register #</del> <u>NZ Heritage List #</u>
44.	Various	Amend	Recommend including a hyperlink to the Heritage New Zealand Pouhere Taonga Act 2014 (the Act) online where the Act is referred to throughout the District Plan. A link to the Act would allow plan users ease of access and create awareness of the purpose and provisions of the Act, including any landowner responsibilities under the archaeological provisions.	<b>Add</b> <u><a href="#">Heritage New Zealand Pouhere Taonga Act 2014</a></u> hyperlink