



20 DECMEBER 2019

File ref: LAO61

Waikato District Council
Private Bag 544
Ngaruawahia 3742

To the Hearings Panel

HERITAGE NEW ZEALAND POUHERE TAONGA RESPONSE TO QUERIES FROM THE HEARINGS PANEL FROM STRATEGIC OBJECTIVES-HEARING 3 AND TANGATA WHENUA CHAPTER-HEARING 4.

With regard to queries/comments made at the time of the above hearings HNZPT would like to make the following response.

Hearing 3-Strategic Objectives

HNZPT made a submission that sought an addition (underline) to Policy 4.7.2 Policy Subdivision Location and Design;

“(viii) Avoid adverse effects on historic heritage and cultural values.”

In response the reporting planner recommended an alternative wording of;

“(viii) Protect significant historic heritage and cultural values and incorporate those values into subdivision design.”

At the time of the hearing HNZPT opposed the reporting planner’s recommendation. The Commissioner suggested HNZPT provide an amended version of their relief. On reflection HNZPT now considers that the recommendation of the reporting planner is acceptable and seeks that this recommendation is carried through to the Decision.

Hearing 4-Tangata Whenua Chapter

HNZPT had made a submission seeking amendments (additions underline and deletions ~~strikethrough~~) to Policy 2.15.1 as follows;

That 2.15.1-Policy Ngaa taonga tuku iho (Maaori sites and areas of Significance and wahi tapu) is retained and amended as follows:

- (a) “Ensure subdivision, use and development does not compromise the cultural and spiritual significance of areas, including wahi tapu, urupaa, maunga and other landforms, mahinga kai and indigenous flora and fauna.*
- (b) Area and sites of significance to maori including wahi tapu sites and wahi tapu areas are protected from adverse effects of development or activities on those sites, including inappropriate modification”*
- (c) Avoid the destruction of Area and sites of significance to Maori, ~~including~~ and wahi tapu sites and wahi tapu areas. ~~are protected from adverse effects of development or activities on those sites”~~*

At the hearing it was understood that the Commissioner asked if the intent of the HNZPT submission, with regard to the related zone rule seeking restricted discretionary activity consent for earthworks within the Scheduled Maaori sites and areas, was that it was applicable to all of the Scheduled Maaori sites and areas or only those not owned by Tangata Whenua. HNZPT can confirm that they are of the understanding that the rule, relating to those sites and areas that have been recognised and scheduled as significant Maaori sites and areas, was applicable to all landowners. The submission was based on this understanding of the rule.

If you have any queries regarding this response from HNZPT please contact Carolyn McAlley, on ph. 07 577 4535.

Yours sincerely



Carolyn McAlley

For Heritage New Zealand Pouhere Taonga