

Comment on the Wooving Tree Estate project

All sections of this form with an asterisk (*) are mandatory.

1. Contact Details

Please ensure that you have authority to comment on the application on behalf of those named on this form.

Organisation name (if relevant)	Heritage New Zealand Pouhere Taonga		
*First name	Barbara		
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Submission prepared by:	Fran Davies		
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2. *We will email you draft conditions of consent for your comment about this application

Y	I can receive emails and my email address is correct	<input type="checkbox"/>	I cannot receive emails and my postal address is correct
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3. Please provide your comments on this application

If you need more space, please attach additional pages. Please include your name, page numbers and the project name on the additional pages

Recommendation:

Heritage New Zealand Pouhere Taonga (HNZPT) has carried out a desk top assessment based on the information provided by the applicant and considers that the following matters need to be addressed within the resource consent conditions.

Historic Heritage Values

There are no historic heritage sites scheduled in the Central Otago District Plan, nor entered on the New Zealand Heritage List within the area subject to the resource consent application. There is a notable tree which is included on the Register of Heritage Buildings, Places, Sites & Objects and Notable Trees on the Central Otago District Plan, which is proposed to be retained. Consideration must be given to the protection of cultural heritage and potential archaeological sites from adverse effects of construction activities. See below.

Cultural heritage

Heritage New Zealand Pouhere Taonga recognises Maori Heritage and association with wahi tupuna is a Taonga tuku iho as expressed in our document *Tapuwae*. We note that Māori heritage is central to New Zealand's unique identity. It is New Zealand's earliest heritage. The 'footprint' of iwi and hapū life and culture since the first arrivals in Aotearoa some 800 years ago, it is substantial and touches all parts of our country. Māori heritage places give meaning and prestige to the history, traditions, culture and identity of whānau, hapū and iwi. They include sacred and historic sites, ancestral places, tribal landmarks, cultural landscapes, and built heritage features such as marae and church buildings, structures and monuments. It is imbued with mana and spirituality that endure through generation and lives on through relationships of people and place.

(<https://www.heritage.org.nz/resources/tapuwaeh>)

As is stated in correspondence from Aukaha regarding the proposed development, the Clutha River/Mata-au is a statutory acknowledgement area. A statutory acknowledgement area is recognition by the Crown of Ngāi Tahu's cultural, spiritual, historical and traditional association with a place. Construction activities may adversely affect any cultural heritage within the proposed development area.

We therefore support the participation of Aukaha to ensure Maori Heritage is recognised within the urban design and landscaping planning and any adverse effect is mitigated.

Archaeological Sites

HNZPT notes the existence of archaeological sites within the wider area, however no archaeological sites have been identified within the immediate development area. The applicant should ensure they comply with the archaeological provisions of the Heritage New Zealand Pouhere Taonga Act 2014.

The applicant has stated in the application, following consultation with Aukaha (Appendix K), that the Heritage New Zealand Pouhere Taonga Archaeological Discovery Protocol should be adhered to (page 209, Attachment A). However, a different Accidental Discovery protocol has been included as suggested condition 61. HNZPT also recommends operating under the Heritage New Zealand Pouhere Taonga Archaeological Discovery Protocol or developing an accidental discovery protocol specific to the proposed development with HNZPT input.

HNZPT recommends the inclusion of an advice note stating the applicant's obligations under the Heritage New Zealand Pouhere Taonga Act 2014.

Specific amendments to Section 20 Proposed Conditions of Consent

Archaeological sites

Amend Condition 61 to read:

~~61. Should any koiwi, cultural artefacts or archaeological feature be discovered during construction then:~~

- ~~a) Work on that part of the site within 50m of the find shall cease immediately~~
- ~~b) The consent holder shall inform NZHPT, CODC and Aukaha~~

- ~~c) No work shall recommence on the site until either authorisation is obtained from NZHPT or confirmation is received from NZHPT that the find is not an archaeological feature.~~
- a. The Heritage New Zealand Pouhere Taonga Archaeological Discovery Protocol, or an accidental discovery protocol modified to reflect the specific project detail, shall be operated under for any accidental archaeological discoveries that occur during construction works.
 - b. If the Heritage New Zealand Pouhere Taonga Archaeological Discovery Protocol is not operated under:
 - i. the Wooing Tree Estate Accidental Discovery Protocol shall be agreed with Aukaha and Heritage New Zealand Pouhere Taonga.

Add after Condition 61: Prior to commencing ground disturbing activities, the Consent Holder shall ensure that all staff (including all sub-contractors) involved in, or supervising, works onsite are familiar with the Wooing Tree Estate Accidental Discovery Protocol.

Add after Condition 61: The Wooing Tree Estate Accidental Discovery Protocol shall be clearly displayed and accessible on site at all times during work under this consent.

Add as an advice note: Under the Heritage New Zealand Pouhere Taonga Act 2014, an archaeological authority must be obtained from Heritage New Zealand Pouhere Taonga prior to the modification, damage or destruction of any archaeological site, whether the site is unrecorded or has been previously recorded. An archaeological site is described in the Act as a place associated with pre-1900 human activity, which may provide evidence relating to the history of New Zealand. These provisions apply regardless of whether a resource consent or building consent has been granted by Council.

Thank you for your comments