



Section 51(2)(d) Fast-track Approvals Act 2024 Report

Barrytown Minerals Project, FTAA-2605-1238

Heritage New Zealand Pouhere Taonga (HNZPT) recommends:

That the archaeological authority is **granted**, subject to conditions, under the Fast-track Approvals Act 2024 (FTA Act).

That, if the authority is granted, Bree Wooller is **approved** as the approved person to carry out the archaeological work under the authority.

Introduction

1. On 8 June 2026, Tāiko Critical Minerals Limited (the Applicant) lodged a substantive application for Barrytown Minerals Project (the Project) with the Environmental Protection Agency (EPA). On 29 June 2026, the substantive application was deemed complete and complied with section 46(2) of the FTA Act. It was deemed to not have any competing applications or existing resource consents under section 47 of the FTA Act on 14 July 2026.
2. As a part of the application, the Applicant has applied for an archaeological authority. HNZPT is the administering agency for the Heritage New Zealand Pouhere Taonga Act 2014 (HNZPT Act) under the FTA Act.
3. On 9 July 2026 the Panel Convener issued a Minute directing the EPA to obtain a report prepared by Heritage New Zealand Pouhere Taonga and the Māori Heritage Council, in accordance with section 51(2)(d) of the Act (July Minute 1).
4. This report is due 14 September 2026.

Purpose of the Report

5. The specific directions of the Panel Convener in the July Minute were:

[4] The panel convener also directs the EPA to obtain advice from DoC and HNZPT on how the weighting of matters set out in the relevant schedules should be approached, having regard to applicable statutory provisions and relevant senior court decisions (s51(1)).

[5] If DoC and HNZPT do not agree with, or wish to amplify, the expert and planning assessments lodged in support of the application, they must file a report in accordance with the relevant schedule (s51(2)(c)).

[6] DoC and HNZPT may confirm and append advice, including legal advice, previously given in response to directions under section 51 on another project and do not need to provide an assessment if they concur with the Applicant's assessments.

[7] DoC and HNZPT are to respond to the draft conditions, including any management plans attached to the application, recommending tracked changes (if any).

6. This Report addresses these matters and makes a recommendation to the Panel regarding the archaeological authority application as part of the Project.

The Project

7. The applicant is proposing to establish mine sites, processing facilities and undertake ancillary activities for mineral sand extraction on the Barrytown Flats. The proposed work may be staged and includes areas that have been modified previously by sand mining activities.

Documentation received and reviewed

8. This recommendation is based on HNZPT's review of the following documents:
9. Included in the Barrytown Minerals substantive application:
 - Appendix F3 - Response from Te Runanga o Ngāti Waewae
 - Appendix G – Application Area and Mining Permit
 - Appendix J2 - Land owner consent forms
 - Appendix K – Maps and Plans
 - Appendix L9 - Archaeology Assessment (Technical Assessment to Support Archaeological Authority and Resource Consent)
 - Appendix L9A - Statement of Evidence - B. Wooller (Archaeology)
 - Appendix P3 – Archaeological Authority Conditions
 - Appendix Q: Legal considerations on behalf of Tāiko Critical Minerals Limited
10. Provided by the Applicant to HNZPT
 - Barrytown Archaeological Management Plan (AMP) version A
 - B Wooller CV

Heritage New Zealand Pouhere Taonga Assessment

Matters in clause 3, Schedule 8

11. HNZPT recommends that an archaeological authority be granted with conditions, attached as **Appendix A**.

Weighting of clause 4, Schedule 8 matters

12. HNZPT has provided advice on this to the Panel in the Delmore application, a copy of that advice is appended to this Report as **Appendix B**. In short, the greatest weight is given to (a) the purpose of the FTA Act; in respect of the matters set out in section 59(1)(a) of the HNZPTA, it is an overall assessment, rather than a hierarchy of matters for consideration.

Review of Technical Reports

13. HNZPT agrees with the assessment (Appendix L9 - Archaeology Assessment (Technical Assessment to Support Archaeological Authority and Resource Consent) – updated 8 April 2026) by Bree Wooller, in particular:
 - There are no recorded archaeological sites within the project area;

- There is potential for additional archaeological sites and material to be encountered during the proposed works;
- There is potential that unrecorded sites may be modified or destroyed during the proposed works;
- Mitigation takes the form of targeted archaeological investigations, along with archaeological monitoring and recording in sensitive areas; and
- The proposed mitigation measures included in the Barrytown Archaeological Management Plan (AMP) version A will mitigate the identified adverse effects on the archaeological values within the subject land.

The Draft Archaeological Management Plan (AMP)

14. HNZPT agrees that an AMP is essential to ensure mitigation of any adverse effects in relation to this project.
15. On 3 August 2026, the Applicant provided a draft AMP to HNZPT for consideration. This has been discussed with the author, Ms Wooller, and some minor amendments are required before it can be certified.
16. This is reflected in condition 2. It may be that the comments can be addressed by Ms Wooller during the processing of this fast-track application. In the event that it is updated and capable of certification, HNZPT will provide that feedback to the Panel in either its section 53 or 70 comments.

Recommendation

17. HNZPT has considered the application against the criteria set out in clause 4, Schedule 8, summarised as follows:

Section 59(1)(a) HNZPTA

18. The granting of an archaeological authority for this application would be consistent with the matters set out in section 59(1)(a) of the HNZPTA:
19. There is no evidence to suggest that the historical and cultural heritage value of the recorded and any potential subsurface archaeological sites justifies their protection. The application states this area does not fall under any Statutory Acknowledgement Area and the Applicant has undertaken consultation with iwi/hapū, who have not expressed opposition to the application proposal.
20. HNZPT considers that the conditions, with the suggested amendments, for the Authority will work with any fast-track approval for the land use activity to effectively manage the identification and recovery of archaeological information within the application site.

Section 47(1)(a)(ii) and (5) HNZPTA

21. Section 47(1)(a)(ii) and (5) only apply for an authority application made pursuant to section 44(b) of the HNZPTA – a minor effects authority. This is not a minor effects application, and therefore these sections are not relevant.

Relevant Statement of General Policy

22. The relevant Statement of General Policy is the Tauākī Mātai Whaipara Archaeology Statement included in He Tauākī Kaupapahere Whānui Statements of General Policy dated October 2025.
23. The proposal is consistent with the objectives and policies of the Statement of General Policy, particularly with regard to the early, ongoing and meaningful involvement of hapū and iwi (Policy 2.1).

Any amendments considered necessary to conditions

24. HNZPT has considered the Applicant's proposed conditions (against the conditions listed in Schedule 8, clause 5(1) of the FTA Act, and the standard conditions that HNZPT imposes on authorities granted under the HNZPTA. These standard conditions have demonstrated their effectiveness in regulating this type of activity and give effect to the Statement of General Policy, in particular with regard to the objectives and policies identified above.
25. HNZPT submitted a revised set of conditions to the applicant on 11 September 2026. The applicant has agreed to all amendments and the agreed archaeological authority condition set is included in **Appendix A**.

Section 45 HNZPTA Approved person

26. On 5 August 2026, the Applicant provided HNZPT a copy of Bree Wooller's CV as evidence to demonstrate that she satisfies the clause 7 criteria for being the person approved to undertake the activity pursuant to this authority. HNZPT considers that Bree Wooller has the appropriate qualifications and sufficient skill and competency to undertake the work required if the authorities are granted and has access to appropriate institutional and professional support.

Signed for and on behalf of Heritage New Zealand Pouhere Taonga,



Dean Whiting

Chief Executive

Heritage New Zealand Pouhere Taonga

PO Box 2629

WELLINGTON 6140

Date: 14 September 2026

Appendix A: Agreed Authority Conditions

ARCHAEOLOGICAL AUTHORITY

AUTHORITY DETAILS

Authority Number: 2027-120

Determination Date: Date of decision

Expiry Date: 30 years

Authority Holder: Tāiko Critical Minerals Ltd

Postal Address: Attn: Robert Brand C/- 100 Mackay Street Greymouth 7805

Archaeological Sites: potential subsurface archaeological sites

Location: Section 7, Block V, Waiwhero SD, Part Section 5 Block IX Waiwhero SD, Lot 1 DP 406050, Part RS 2634, Part RS 2635, Part RS 2639, Part RS 2928, RS 2929, RS 2930, RS 2931, RS 2932, RS 2933, RS 4033, RS 3316, Lot 1 DP 3548, Lot 1 DP 2719, Road reserve parcel ID 3700202, Road reserve parcel ID3702892, Road reserve parcel ID 3699494 and RS 2927 to the extent they are within the Project Area shown in Appendix 1.

Section 45 Approved Person: Bree Wooller

Landowner Consent: To be provided

DETERMINATION

The FTAA Expert Consenting Panel grants an archaeological authority pursuant to section 81 of the Fast Track Approvals Act 2024 and section 48 of the Heritage New Zealand Pouhere Taonga Act 2014 in respect of the archaeological sites described above, within the areas specified in the location above, to Tāiko Critical Minerals Ltd for earthworks to undertake mineral sand mining (archaeological works), subject to the following conditions:

CONDITIONS OF AUTHORITY

No.	Condition
Before Works	
1	Start Work Notification Prior to the start of any on-site archaeological work, the Authority Holder must ensure that Heritage New Zealand Pouhere Taonga and Ngāti Waewae are advised of the date when work will begin. This advice must be provided at least 5 working days before work starts.
2	Archaeological Management Plan All works must be carried out in accordance with an Archaeological Management Plan (AMP). The AMP must specify procedures to ensure that any archaeological evidence encountered on site is treated in accordance with the conditions of this authority. The AMP must include, but is not limited to, the following: a. Areas where the s45 approved person (who may appoint a person to carry out this activity on their behalf) must be present for earthworks,

	b. On-site briefing by the s45 approved person (who may appoint a person to carry out the briefing on their behalf) for contractors about the archaeological work required and how to identify possible archaeological sites during works. The AMP must state who will be carrying out the briefings, c. The responsibilities of contractors with regard to notification of the discovery of archaeological evidence, and d. Emergency contact details for the s45 approved person, Heritage New Zealand Pouhere Taonga, and Ngāti Waewae. The AMP must be submitted to Heritage New Zealand Pouhere Taonga for approval prior to the commencement of any works. No works shall commence until Heritage New Zealand Pouhere Taonga has given its written approval of the AMP. Any amendments to the AMP will require prior written approval from Heritage New Zealand Pouhere Taonga.
3	Landowner Consent The Authority Holder must provide Heritage New Zealand Pouhere Taonga with the written consent of all landowners of the land subject to this Authority prior to any archaeological works commencing.
4	Site Briefing The Authority Holder must ensure that all contractors working on the project are briefed by the s 45 approved person, who may appoint a person to carry out the briefing on their behalf, prior to any works commencing on: a. The possibility of encountering archaeological evidence; b. How to identify possible archaeological sites during works; c. The archaeological work required by the conditions of this authority; and d. Contractors' responsibilities with regard to notification of the discovery of archaeological evidence to ensure that the authority conditions are complied with.
During Works	
5	Monitoring Any earthworks that may affect an archaeological site must be monitored by the s45-approved person, who may appoint a person to carry out the monitoring on their behalf in accordance with accepted archaeological practice and the AMP.
6	Investigation Any archaeological evidence encountered during the exercise of this authority must be investigated, recorded and analysed in accordance with accepted archaeological practice.
7	Annual Report Annually from the date of issue of this authority, the Authority Holder must submit to Heritage New Zealand Pouhere Taonga a written report containing a summary of the progress of the activity and any archaeological findings.
8	Tikanga a. The Authority Holder must enable access for Ngāti Waewae to any archaeological site encountered in order to undertake tikanga subject to any health and safety requirements.

	b. If any possible taonga or Māori artefacts are encountered, Ngāti Waewae must be informed to enable appropriate tikanga to be undertaken, so long as all statutory requirements under the Heritage New Zealand Pouhere Taonga Act 2014 and the Protected Objects Act 1975 are met. c. If any archaeological site is encountered and works modifying or destroying the archaeological site are undertaken, Ngāti Waewae must be provided with a copy of any reports completed under Condition 12 and be given an opportunity to discuss it with the section 45 Approved Person if required.
9	Kōiwi Discovery If any kōiwi (human remains) are encountered, all works must cease within 20 metres of the discovery. Heritage New Zealand Pouhere Taonga, New Zealand Police, and Ngāti Waewae must be advised immediately. Any steps following must be undertaken in accordance with Guidelines for Kōiwi Tangata/Human Remains (AGS8 2014) and no further work in the area may take place until future actions have been agreed by all parties.
After Works	
10	Works Completion Notification The Authority Holder must also ensure that Heritage New Zealand Pouhere Taonga and Ngāti Waewae are advised of the completion of the on site archaeological work, within 5 working days of completion.
11	Completion of Archaeological Siteworks That within 20 working days of the completion of the on-site archaeological work associated with this authority, the Authority Holder shall ensure that: a. An interim report, to the satisfaction of Heritage New Zealand Pouhere Taonga, following the Archaeological Report Guideline (AGS12 2023) is submitted to Heritage New Zealand Pouhere Taonga for inclusion in the Heritage New Zealand Pouhere Taonga Archaeological Reports Digital Library. b. site record forms are updated or submitted to the NZAA Site Recording Scheme.
12	Archaeological Records That within 12 months of the completion of the on-site archaeological work, the Authority Holder shall ensure that a final report, completed following the Archaeological Report Guideline (AGS12 2023), is submitted to Heritage New Zealand Pouhere Taonga for inclusion in the Heritage New Zealand Pouhere Taonga Archaeological Reports Digital Library, the Grey District Museum, and the NZAA Central Filekeeper.

Appendix 1

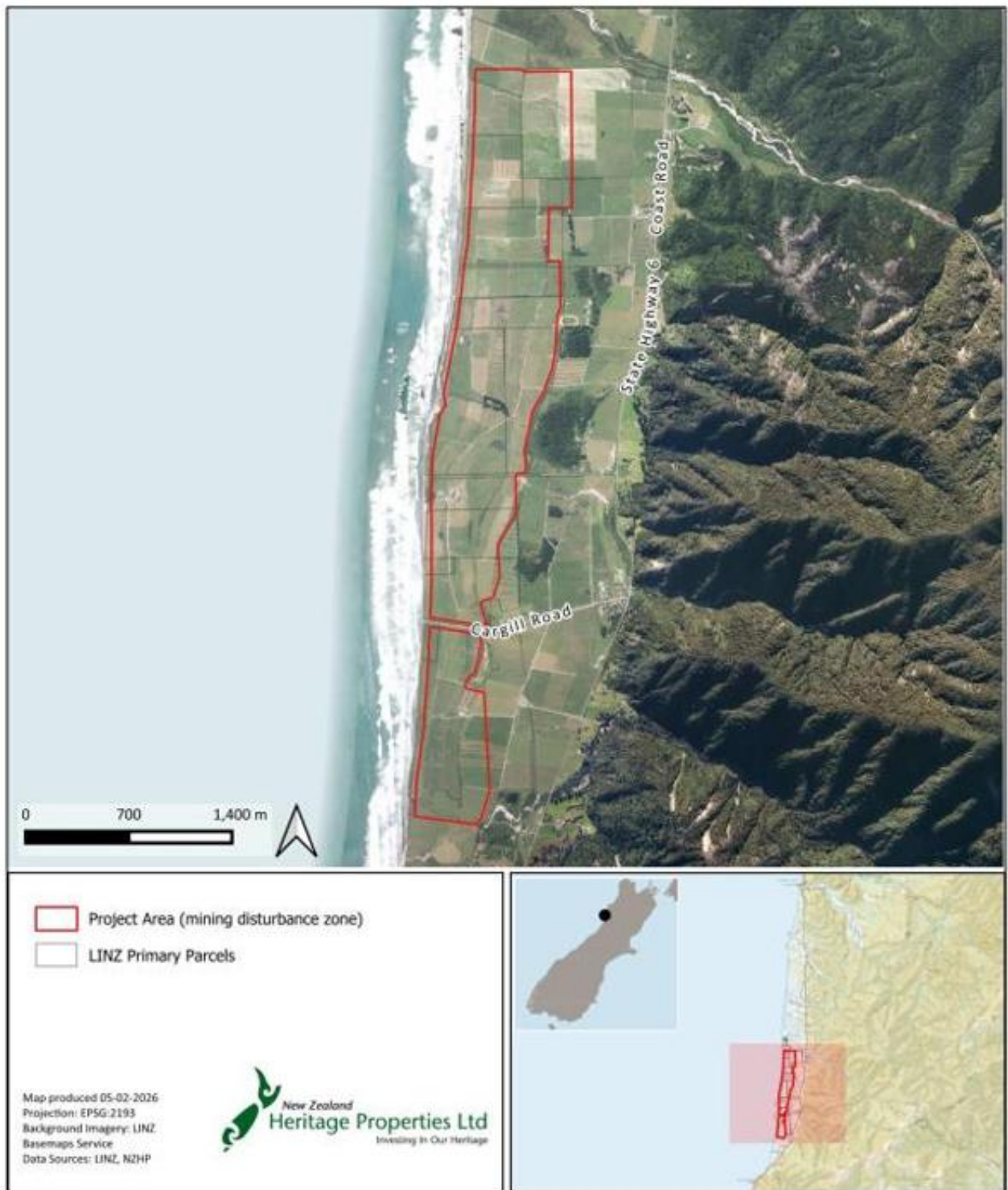


Figure 1: Project area in Barrytown, Greymouth

Appendix B: Re: Delmore [FTAA-2502-1015] Request for advice dated 11 April 2025

27. You have asked Heritage New Zealand Pouhere Taonga (Heritage New Zealand) for advice regarding the following:

28. the weighting of matters outlined in Schedule 8, clause 4 of the Fast Track Approvals Act 2024 (FTA Act), having regard to senior court decisions; and

29. agreement or otherwise in respect of the statutory summary provided by Barker & Associates Ltd (Barker Report).

Weighting of matters outlined in Schedule 8, Clause 4 of the FTA Act

30. Schedule 8, clause 4 states:

For the purposes of [section 81](#), when considering an application for an archaeological authority, including conditions in accordance with [clause 5](#), the panel must take into account, giving the greatest weight to paragraph (a),—

(a) the purpose of this Act; and

(b) the matters set out in [section 59\(1\)\(a\)](#) of the HNZPT Act¹; and

(c) the matters set out in [section 47\(1\)\(a\)\(ii\) and \(5\)](#) of the HNZPT Act; and

(d) a relevant statement of general policy confirmed or adopted under the HNZPT Act.

31. The wording of the clause itself makes it clear that the Panel gives the greatest weight is given to (a) the purpose of the FTA Act. Of the other matters:

Section 59 matters

32. There is no hierarchy between the matters set out in section 59(1)(a), rather it is an overall assessment. This is evident in the assessment carried out by Heritage New Zealand that will be provided to the Panel with a recommendation.

Section 47(1)(a)(ii) and (5)

33. These sections only apply for an authority application made pursuant to section 44(b) of the HNZPTA – a minor effects authority.

34. The Delmore application is not for an authority pursuant to section 44(b), so the matters in Schedule 8, clause 4(c) are not relevant considerations for this application.

¹ Heritage New Zealand Pouhere Taonga Act 2014

Statement of General Policy

35. The relevant Statement of General Policy is *The Administration of the Archaeological Provisions under the Heritage New Zealand Pouhere Taonga Act 2014*, dated 29 October 2015.
36. Note, this is currently under review and we anticipate a new Statement of General Policy will be in place from October 2025.

Statutory Summary in Barker Report

37. We have reviewed section 13.3² and section 14.5³ of the Barker Report that set out the statutory requirements in relation to an approval under the HNZPT Act.
38. Section 13.3 sets out relevant information in relation to obtaining an approval pursuant to the HNZPT Act. We agree with the description of clauses 3, 4, and 5 of the FTA Act.
39. Section 14.5 uses subheadings to assess the matters set out in Schedule 8, clause 4 of the FTA Act that the Panel is to have regard to.
40. We agree that the matters listed are those contained in Schedule 8, clause 4. Of these, sections 47(a)(ii) and (5) HNZPT Act are not relevant considerations for this matter, as this is not an application made pursuant to section 44(b) HNZPT Act – minor works authority.
41. The s51 Report prepared by Heritage New Zealand will comment on each of these sections and give an assessment of same before reaching an overall recommendation for the authority application.

² Titled “Approvals Relating to HNZPT 2014 – Schedule 8”

³ Titled “Heritage Authority Approval Sought: Sections 59(1)(a) and 47(1)(a)(ii) and (5) of the HNZPT and Relevant Statement of General Policy”