

Section 51(2)(d) Fast-track Approvals Act 2014 Report

Takitimu North Link Project - Stage 2 [FTAA-2507-1085]

Heritage New Zealand Pouhere Taonga (HNZPT) recommends:

- That the archaeological authorities are granted, subject to conditions, under the Fast-track Approvals Act 2024 (FTA Act).
- That, if the authorities are granted, Dr Warren Gumbley is **approved** as the person to carry out the archaeological work under the authorities.

Introduction

- 1. On 1 August 2025, New Zealand Transport Agency Waka Kotahi (the Applicant) lodged a substantive application (application) for Takitimu North Link Project Stage 2 (the Project) with the Environmental Protection Agency. On 22 August 2025, the substantive application was deemed complete and compliant 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 5 September 2025.
- 2. As a part of the application, the Applicant has applied for 62 archaeological authorities. Heritage New Zealand Pouhere Taonga (HNZPT) is the administering agency for the Heritage New Zealand Pouhere Taonga Act 2014 (HNZPT Act) under the FTA Act.
- 3. On 8 September 2025, the Panel Convener issued a Minute directing the EPA to obtain a report prepared by HNZPT and the Māori Heritage Council, in accordance with section 51(2)(d) of the Act (September Minute).
- 4. This report is due 25th November 2025.

Purpose of the Report

- 5. The specific directions of the Panel Convener in the September Minute were:
 - [6] Heritage New Zealand Pouhere Taonga and the Māori Heritage Council are to:
 - (a) file a report advising how the weighting of matters set out in Schedule 8, Clause 4 of the Act is to be approached, having regard to relevant senior court decisions, pursuant to section 51(1) of the Act.
 - (b) file a report giving their recommendation either to grant, subject to conditions, or decline the approvals sought; and
 - (c) advise whether they disagree with or wish to expand upon the expert report and planning assessment lodged in support of the archaeological approval, they are to file a report accordingly.
 - [7] For the avoidance of doubt, Heritage New Zealand Pouhere Taonga and the Māori Heritage Council:

- (a) may confirm and append advice previously given in response to a panel convener's directions under s 51(1) on another project; and
- (b) do not need to provide an assessment of the approval pursuant to s 51(2)(c) if they concur with the expert and planning assessments filed by the applicant.
- [8] Heritage New Zealand Pouhere Taonga and the Māori Heritage Council are to respond to the draft conditions, including the Archaeological Management Plan attached to the application and labelled H.08 Archaeological Management Plan, recommending track-changed amendments (if any).
- 6. This Report addresses these matters and makes a recommendation to the Panel regarding the 62 archaeological authority applications as part of the Takitimu North Link Project Stage 2.

The Project

- 7. The Applicant is proposing to construct a four-lane, median-divided highway to replace the current State Highway 2 between Te Puna and Ōmokoroa (proposed works). This is commonly referred to as Takitimu North Link Project Stage 2.
- 8. The proposed works include extensive earthworks in an area with several recorded archaeological sites and further potential for previously undiscovered archaeological material to exist below the surface. A more detailed description of the proposed works is set out in the Substantive Application Report. As such, archaeological authorities are required to authorise the modification and destruction of any archaeological sites within the Designation boundary, being the land parcels described in Appendix 9.5 "Schedule of Archaeological Authority Sites". (project area)
- 9. The Applicant has applied for 62 separate archaeological authorities with one communal set of conditions that will apply to each of the archaeological authorities.

Documentation received and reviewed

- 10. This recommendation is based on the HNZPT review of the following documents:
 - New Zealand Transport Agency Waka Kotahi, 1 August 2025, "Substantive Application for Approvals", Substantive Application Report. (Substantive Application Report)
 - Appendix 9.1.3 "Proposed Archaeological Authority Conditions"; and updated Appendix 9.1.3 "Proposed Archaeological Authority Conditions" (dated 24 October 2025).
 - Appendix 9.3 "Records of Consultation and Engagement".
 - Appendix 9.4.6 Assessment of Archaeological Values: Gumbley, W. 2025, "Takitimu North Link Stage 2: Assessment of Archaeological Values", unpublished report, W Gumbley Limited, Hamilton. (Gumbley Assessment)
 - Appendix 9.4.6(a) Draft Archaeological Management Plan: Gumbley, W. July 2025,
 "Takitimu North Link Stage 2 Archaeological Management Plan", unpublished report, W Gumbley Limited, Hamilton.
 - Appendix 9.4.6(b) Draft Archaeological Research and Mitigation Strategy:
 Gumbley, W. July 2025, "Archaeological Research and Mitigation Strategy:



Takitimu Northern Link – Stage 2", unpublished report, W Gumbley Limited, Hamilton.

- Appendix 9.4.8 Cultural Impact Assessment by Ngāti Taka: Leef, M. May 2023,
 "Ngāti Taka Cultural Impact Assessment for Takitimu North Link (Stage 2)",
 unpublished report for New Zealand Transport Agency Waka Kotahi.
- Appendix 9.5 "Schedule of Archaeological Authority Sites".
- Gumbley, W., Gainsford, M., Laumea, M. 2021, "Takitimu Northern Link Stage 1
 Extension: Assessment of archaeological values", unpublished report, W
 Gumbley Limited, Hamilton.



HNZPT Assessment: Takitimu North Link Project - Stage 2

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

11. 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 A**. 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 considerations.

Review of Archaeological Assessment

- 12. HNZPT agrees with the Gumbley assessment, in particular:
 - There are 19 recorded archaeological sites within the designation boundary;
 - There is potential for additional subsurface archaeological sites and material to be encountered during the proposed works;
 - The proposed works will modify or destroy the recorded archaeological sites, and there is
 potential that other previously unrecorded sites may be modified or destroyed during the
 proposed works;
 - Mitigation taking the form of targeted archaeological investigations, along with archaeological monitoring and recording in sensitive areas based on the predictive model; and
 - The proposed mitigation measures included in the Draft Archaeological Research and Mitigation Strategy will mitigate the identified adverse effects on the archaeological values within the subject land.
- 13. The systematic recording and investigation of archaeology will contribute to our understanding of Māori settlement of Tauranga Moana, particularly the adaptation of Polynesian horticulture to New Zealand's temperate climate and the interaction of this technology with the environment.

Review of draft conditions, including the Archaeological Management Plan

The Draft Archaeological Management Plan (AMP)

- 14. HNZPT agrees that an AMP is essential to ensure mitigation of any adverse effects, however the AMP is currently in draft form, and we understand that this will not be finalised prior to this s51 Report being finalised.
- 15. As per the recommended conditions, the AMP must be approved by HNZPT prior to any works commencing. As such, when the final AMP is submitted for approval, if required, HNZPT will discuss directly with the Authority Holder or Dr Gumbley.

The Draft Archaeological Research and Mitigation Strategy (Strategy)

- 16. The Strategy is also in draft form and as per the recommended conditions, it must be approved prior to any works commencing.
- 17. We also understand that this will not be finalised prior to this s51 Report, and as such when the final Strategy is submitted for approval, if required, HNZPT will discuss directly with the Authority Holder or Dr Gumbley.

Proposed Conditions

- 18. There are 62 authority applications, and it is proposed to have one common set of conditions that applies to all archaeological authorities.
- 19. The Applicant has proposed draft conditions, which have been considered by HNZPT against the FTA Act, HNZPT Act, and the standard conditions HNZPT imposes on authorities it grants. These standard conditions have demonstrated their effectiveness in regulating this type of activity and give effect to the relevant provisions of the Statement of General Policy.
- 20. HNZPT has considered the Applicant's draft conditions and concludes that they are not appropriate and cannot be recommended by HNZPT to the Panel for granting.
- 21. HNZPT has also met with the Applicant in order to discuss the conditions, however the parties could not reach agreement on the condition suite.
- 22. HNZPT recommends amendments to the conditions in order to ensure that the archaeological works:
 - are undertaken in a culturally appropriate way; and
 - mitigate any adverse effects on the archaeological values; and
 - will allow for any information collected to be recorded in a report and accessible to other archaeologists and interested persons; and
 - can be monitored and measured to ensure ongoing compliance.
- 23. Included at **Appendix B** is a track change version of the Applicant's proposed authority conditions, including reasoning for amendments.
- 24. At **Appendix C** are the recommended archaeological authorities with the HNZPT recommended condition set. If the Panel is minded to grant these archaeological authorities, then HNZPT will issue 62 separate archaeological authorities that detail the subject land of each.
- 25. To assist the Panel, HNZPT has prepared a schedule setting out the subject land of each authority. If granted, HNZPT will need to input all this information into its Archaeological Authority Portal in order to administer, monitor and enforce the archaeological authorities and their conditions throughout the life of the archaeological authority.

Recommendation

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

Section 59(1)(a) HNZPTA

- 27. The granting of archaeological authorities for this application would be consistent with the matters set out in section 59(1)(a) of the HNZPTA.
- 28. 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 Pirirakau and Ngāti Taka who have not expressed opposition to the project or proposed works.



29. HNZPT considers that its recommended condition suite will effectively manage the identification and recovery of archaeological information within the project area.

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

30. 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 an application for a minor effects authority, so this consideration is not relevant.

Relevant Statement of General Policy

- 31. The relevant Statement of General Policy is Tauākī Mātai Whaipara, Archaeology Statement included in He Tauākī Kaupapahere Whānui, Statements of General Policy dated October 2025.¹
- 32. The project is consistent with the objectives and policies of the Statement of General Policy. Policy 2.36 sets out the expectation for the applicant to create and implement a plan for the archaeological archive (written or drawn documentation, digital files, and materials recovered).
- 33. Further, Policy 2.35 sets out the expectation that processes will be developed with hapū and iwi or landowners to retain/ dispose of the archaeological archive. Due to the scale of this project and the longevity of the proposed authority, HNZPT recommends that such a plan be included in the AMP, required in the recommended conditions. This would ensure that the project is consistent with and gives effect to the relevant Statement of General Policy.

Section 45 HNZPTA Approved person

34. HNZPT considers that Dr Warren Gumbley 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. Further, Dr Gumbley has the requisite competencies for recognising and respecting Māori values and has access to appropriate cultural support.

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

Claire Craig

Deputy Chief Executive Policy, Strategy and Corporate Services

Heritage New Zealand Pouhere Taonga

PO Box 2629

WELLINGTON 6140

Date: 25 November 2025

¹ Note, this application was prepared prior to the adoption of this Statement of General Policy. When this application was lodged, the relevant Statement of General Policy was "The Administration of the Archaeological Provisions" (2015). In this 2015 Statement there were no policies relating to the archaeological archive. HNZPT has recommended a process for how the relevant policies of the operative Statement of General Policy can be given effect throughout this project.

Appendix A: Weighting of matters set out in Schedule 8, Clause 4 of the FTA Act

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

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

2. Schedule 8, clause 4 states:

For the purposes of <u>section 81</u>, when considering an application for an archaeological authority, including conditions in accordance with <u>clause 5</u>, 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 Act²; and
- (c) the matters set out in <u>section 47(1)(a)(ii) and (5)</u> of the HNZPT Act; and
- (d) a relevant statement of general policy confirmed or adopted under the HNZPT Act.
- 3. 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

4. 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)

- 5. These sections only apply for an authority application made pursuant to section 44(b) of the HNZPTA a minor effects authority.
- 6. 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.

² Heritage New Zealand Pouhere Taonga Act 2014



Statement of General Policy

- 7. 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.
- 8. 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

- 9. We have reviewed section 13.3³ and section 14.5⁴ of the Barker Report that set out the statutory requirements in relation to an approval under the HNZPT Act.
- 10. 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.
- 11. 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.
- 12. 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.
- 13. 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.

³ Titled "Approvals Relating to HNZPT 2014 – Schedule 8"

⁴ 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"

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

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

2. Schedule 8, clause 4 states:

For the purposes of <u>section 81</u>, when considering an application for an archaeological authority, including conditions in accordance with <u>clause 5</u>, 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 <u>section 59(1)(a)</u> 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.
- 3. 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

4. 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)

- 5. These sections only apply for an authority application made pursuant to section 44(b) of the HNZPTA a minor effects authority.
- 6. 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

- 7. 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.
- 8. 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

- 9. 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.
- 10. 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.
- 11. 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.
- 12. 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.
- 13. 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"

Appendix B: Track-change Applicant condition set

AA1 The Authority shall expire 20 years after the date the Authority is granted.

- AA2 The Authority Holder shall advise Heritage New Zealand Pouhere Taonga (HNZPT),
 Pirirākau, and Ngāti Taka of the date when archaeological works will begin at least two
 Working Days before archaeological works start.
- AA3 The Authority Holder shall advise HNZPT, <u>Pirirākau</u>, <u>and Ngāti Taka</u> of the completion of archaeological works within five Working Days of completion.
- AA4 Pursuant to section 45(1) of the HNZPT Act 2014 and schedule 8 clause 7 Fast-track
 Approvals Act 2024, Warren Gumbley is approved by HNZPT to carry out any
 archaeological work required as a condition of this authority, and to compile and submit
 a report on the work done.
- AA5 (a) The Authority Holder shall prepare an **Archaeological Management Plan (AMP)**. The purpose of the AMP is to outline procedures for day-to-day activities that may affect archaeological sites.

(b) The AMP shall be prepared in accordance with New Zealand Transport Agency P45 Heritage specification for land transport infrastructure (April 2024), or any subsequent versions.

- (c) The AMP shall include:
 - (i) Provision for <u>access to Pririakau</u> and Ngāti Taka <u>to undertake tikanga consistent</u> with any requirements of site safety-cultural monitoring to take place during archaeological investigations; and
 - (ii) Procedures for reporting items, arteifacts, and / or other archaeological finds to Pirirākau and Ngāti Taka.

(d) At least 10 Working Days before submitting the AMP to HNZPT for certification in accordance with AA5(e), the AMP shall be provided to Pirirākau and Ngāti Taka for review and comment. The Authority Holder shall consider any written feedback received from Pirirākau and Ngāti Taka and incorporate suggestions from the written feedback as the Authority Holder considers appropriate. The AMP shall include a summary of written feedback received by Pirirākau and Ngāti Taka and outline how feedback has been incorporated into the AMP and, if not, the reasons for that.

- (e) Prior to startingAt least 20 Working Days before starting Project Works archaeological works, the AMP shall be submitted to HNZPT for its written approval. certification that the AMP satisfies the requirements of AA5(a) and (b). No works can commence until this approval has been given.
- (f) The certified approved AMP shall be implemented and complied with for the duration of the Archaeological Authority.
- (g) The Authority Holder may update the AMP by submitting the amended AMP in writing to HNZPT for certification its written approval. in accordance with AA5(e).

Commented [MR1]: The expiry is recorded above, no need for a condition stating same.

Commented [MR2]: When finalised move to the "After Works" section to align with actual timeframes and requirements to assist the Authority Holder.

Commented [MR3]: This is not a condition of an authority - rather it is a separate permission, and is able to be changed. If this is a condition, then if the s45 approved archaeologist changes then it would require a formal application to vary conditions.

Commented [MR4]: The AMP should be prepared in accordance with the HNZPT standards and guidelines which are prepared solely to achieve best practice for archaeological site management prepared by HNZPT to achieve consistency with all archaeological works around New Zealand.

As drafted this condition refers to a document prepared by NZTA and it is not appropriate that a document prepared by the Applicant is the standard by which the AMP is prepared and then assessed by HNZPT for compliance with best practice.

Commented [MR5]: This condition refers to NZTA internal process. This is not something that HNZPT can monitor compliance with and as such should not be a condition of the authority

Commented [MR6]: There is no need to specify a time period here. Rather the requirement is that no works can begin before the AMP is approved.

HNZPT will accept the "20 working days" but recommends the inclusion of "No works can commence until this approval has been given."

Commented [MR7]: HNZPT cannot "certify" the AMP against a set of criteria set by NZTA (the Applicant). Rather HNZPT will assess the appropriateness of the AMP against best practice which is what its Guidelines are based on and provide its written consent if the AMP is fit for purpose.

As such references to "certified" or "certification" have been

Commented [MR8]: For the reasons already provided.

Commented [MR9]: Same reasoning as above - it is not appropriate for the Applicant to set the criteria by which HNZPT, as the regulator, must measure the appropriateness of an AMP also prepared by the Applicant.

AA6 (a) The Authority Holder shall prepare an **Archaeological Research and Mitigation Strategy (Strategy).** The purpose of the Strategy is to identify the research objectives that archaeological investigations should address and the methodologies to be followed to achieve those objectives. The research objectives shall be informed by regional and national research themes.

(b) At least 10 Working Days before submitting the Strategy to HNZPT for certification in accordance with AAG(c), the Strategy shall be provided to Pirirākau and Ngāti Taka for review and comment. The Authority Holder shall consider any written feedback received from Pirirākau and Ngāti Taka prior to providing the Strategy to HNZPT, as required in AAG(c), and incorporate suggestions from the written feedback as the Authority Holder considers appropriate.

- (c) Prior At least 20 Working Days before to starting archaeological works Project Works, the Strategy shall be submitted to HNZPT for-its written approval. Certification that the Strategy satisfies the requirements of AA6(a). No works can commence until this approval has been given.
- (d) The <u>certified approved</u> Strategy shall be implemented and complied with for the duration of the Archaeological Authority.
- (e) The Authority Holder may update the Strategy by submitting the amended Strategy in writing to HNZPT for its written approval certification in accordance with AAC(c).
- New The Authority Holder must provide HNZPT with the consent of all landowners of the land subject to this Authority prior to any archaeological works commencing on that land.
- New The authority holder must ensure that all contractors working on the project are briefed on site by the s45 approved person, who may appoint a person to carry out the briefing on their behalf, prior to any works commencing as to: the possibility of encountering archaeological evidence; how to identify possible archaeological sites during works; the archaeological work required by the conditions of this authority; and contractors' responsibilities with regard to notification of the discovery of archaeological evidence to ensure that the authority conditions are complied with.
- AA6___Archaeological work must be undertaken in conformity with any tikanga Māori protocols agreed between the Authority Holder and Pirirākau and Ngāti Taka.
- New If any kōiwi (human remains) are encountered, all work should cease within 5 metres of the discovery. The HNZPT, New Zealand Police and Pirirākau and Ngāti Taka must be advised immediately in accordance with Guidelines for Kōiwi Tangata/Human Remains (AGS8 2010) and no further work in the area may take place until future actions have been agreed by all parties.
- AA8 Any earthwork that may affect an archaeological site may must be monitored by the s45 approved archaeologist, who may appoint a person to carry out the monitoring on their behalf in accordance with accepted archaeological practice, the AMP, and the Strategy. an archaeologist at the discretion of the Project Archaeologist.

Commented [MR10]: This condition refers to NZTA internal process. This is not something that HNZPT can monitor compliance with and as such should not be a condition of the authority.

Commented [MR11]: There is no need to specify a time period here. Rather the requirement is that no works can begin before the AMP is approved.

HNZPT will accept the "20 working days" but recommends the inclusion of "No works can commence until this approval has been given."

Commented [MR12]: "archaeological" works is defined in the authority header details

Commented [MR13]: AA6(a) is not a standard by which something can be certified, rather it is a purpose for a document.

As such references to "certified" or "certification" have been removed in AA6

Commented [MR14]: It is important to record that no works can begin until this approval has been given for certainty and avoidance of doubt.

Commented [MR15]: This is an important condition to include to ensure that all persons working onsite understand the responsibilities under this authority; and understand what constitutes archaeological material and what the process is if this is encountered during works.

Commented [MR16]: This is an important condition that must be complied with - therefore the directive used needs to be stronger than "may".

The wording has been amended to reflect this mandatory requirement, and also capture the intent of the Applicant - that the monitoring may be delegated - however monitoring must occur in the situation that earthworks may affect an archaeological site.

Commented [MR17]: Wording consistent with the HNZPT Act and Statement of General Policy

- AA9 Any archaeological evidence encountered during the exercise of this Archaeological Authority must be investigated, recorded and analysed in accordance with acceptedcurrent archaeological practice, the AMP and the Strategy.
- AA10 Within 20 Working Days of the completion of on-site archaeological work associated with this authority, the Authority Holder shall ensure that:
 - (a) An interim report, to the satisfaction of HNZPT, following the Archaeological Report Guideline (AGS12 2023) is submitted to HNZPT for inclusion in the HNZPT Archaeological Reports Digital Library.
 - (b) Site records are updated or submitted to the NZAA Site Recording Scheme.
- AA11 The Authority Holder shall submit to HNZPT written updates on progress of the Project and archaeological results to date on a monthly basis from the date of commencement of archaeological works, to the satisfaction of HNZPT.
- AA12 Within 24 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) to the satisfaction of HNZPT, is emailed to HNZPT for inclusion in HNZPT's Archaeological Reports Digital Library, and to Pirirākau and Ngāti Taka. A copy must also be provided to the NZAA Central Filekeeper.

Advice note: these conditions apply to all Archaeological Authorities held by the Authority Holder to implement the Project. For clarity, a separate AMP or Strategy under AA5 and AA6 does not need to be prepared for each Authority held. The Authority Holder may prepare one AMP and one Strategy, applying to some or all Authorities held for the Project, in order to comply with these conditions.

Commented [MR18]: 12 months is a more realistic timeframe, considering there are 62 authorities with a 20 year lifespan. The information that can be obtained during the exercise of these authorities is potentially significant and as such should be made available to the public and other archaeologists within 12 months.

Commented [MR19]: HNZPT produces a Guideline that provides best practice for submitted reports - this addition reflects the requirement to follow this Guideline to achieve best practice.

Appendix C: HNZPT recommended Authorities and conditions

ARCHAEOLOGICAL AUTHORITY AUTHORITY DETAILS

Authority Number: [TBC]

Determination Date: [TBC] Expiry Date: [TBC]

Authority Holder: New Zealand Transport Agency Waka Kotahi

Postal Address: xx

Archaeological Sites: As identified in the attached Schedule

Location: As identified in the attached Schedule

Section 45 Approved Person: Dr Warren Gumbley

Landowner Consent: To be provided

DETERMINATION

The FTAA Expert Consenting Panel grants an authority pursuant to section 48 of the Heritage New Zealand Pouhere Taonga Act 2014 in respect of the archaeological sites described and the areas specified in the attached Schedule, to New Zealand Transport Agency Waka Kotahi for extensive earthworks associated with the construction of a four-lane, median-divided highway, referred to as Takitimu North Link Project – Stage 2 (archaeological works), subject to the following conditions:

CONDITIONS OF AUTHORITY

No.	Condition		
Before	Before Works		
1	Start Work Notification The Authority Holder shall advise Heritage New Zealand Pouhere Taonga (HNZPT), Pirirākau, and Ngāti Taka of the date when archaeological works will begin at least two working days before archaeological works start.		
2	Archaeological Management Plan The Authority Holder shall prepare an Archaeological Management Plan (AMP). The purpose of the AMP is to outline procedures for day-to-day activities that may affect archaeological sites, including provisions for:		

- (i) Provision for access to Pirirākau and Ngāti Taka to undertake tikanga consistent with any requirements of site safety; and
- (ii) Procedures for reporting items, artefacts, and / or other archaeological finds to Pirirākau and Ngāti Taka.
- (a) Prior to starting archaeological works, the AMP shall be submitted to HNZPT for its written approval. No archaeological works can commence until this approval has been given.
- (b) The approved AMP shall be implemented and complied with for the duration of the Archaeological Authority.
- (c) The Authority Holder may update the AMP by submitting the amended AMP in writing to HNZPT for its written approval.

3 Archaeological Research and Mitigation Strategy

The Authority Holder shall prepare an Archaeological Research and Mitigation Strategy (Strategy). The purpose of the Strategy is to identify the research objectives that archaeological investigations should address and the methodologies to be followed to achieve those objectives. The research objectives shall be informed by regional and national research themes.

- (a) Prior to starting any archaeological works, the Strategy shall be submitted to HNZPT for its written approval. No archaeological works can commence until this approval has been given.
- (b) The approved Strategy shall be implemented and complied with for the duration of the Archaeological Authority.
- (c) The Authority Holder may update the Strategy by submitting the amended Strategy in writing to HNZPT for its written approval.

4 Landowner Consent

The Authority Holder must provide HNZPT with the consent of all landowners of the land subject to this Authority prior to any archaeological works commencing on that land.

5 Site Briefing

The Authority Holder must ensure that all contractors working on the project are briefed on site by the section 45 approved person (who may appoint a person to carry out the briefing on their behalf) prior to any archaeological works commencing. The briefing must include the possibility of encountering archaeological evidence, how to identify possible archaeological sites, the archaeological work required by the conditions of this authority, and contractors' responsibilities with regard to discovering archaeological evidence (including stopping works and parties to notify).

During Works		
6	Tikanga	
	Archaeological work must be undertaken in conformity with any tikanga Māori protocols agreed between the Authority Holder and Pirirākau and Ngāti Taka.	
7	Kōiwi Discovery	
	If any kōiwi (human remains) are encountered, all work should cease within 5 metres of the discovery. Heritage New Zealand Pouhere Taonga, New Zealand Police and Pirirākau and Ngāti Taka must be advised immediately in accordance with Guidelines for Kōiwi Tangata/Human Remains (AGS8 2010) and no further work in the area may take place until future actions have been agreed by all parties.	
8	Monitoring	
	Any earthworks that may affect an archaeological site must be monitored by the section 45 approved person, who may appoint a person to carry out the monitoring on their behalf in accordance with accepted archaeological practice, the AMP, and the Strategy.	
9	Archaeological Finds	
	Any archaeological evidence encountered during the exercise of this Archaeological Authority must be investigated, recorded and analysed in accordance with accepted archaeological practice, the AMP and the Strategy.	
After V	Vorks	
10	Work Completion Notification	
	The Authority Holder shall advise HNZPT, Pirirākau, and Ngāti Taka of the completion of archaeological works within five working days of completion.	
11	Completion of Archaeological Siteworks	
	Within 20 working days of the completion of on-site archaeological work associated with this authority, the Authority Holder shall ensure that:	
	(a) An interim report, to the satisfaction of HNZPT, following the Archaeological Report Guideline (AGS12 2023) is submitted to HNZPT for inclusion in the HNZPT Archaeological Reports Digital Library.	
	(b) Site records are updated or submitted to the NZAA Site Recording Scheme.	

12	Progress Reports
	The Authority Holder shall submit to HNZPT written updates on progress of the Project and archaeological results to date on a monthly basis from the date of commencement of archaeological works, to the satisfaction of HNZPT.
13	Archaeological Records 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 emailed to HNZPT for inclusion in HNZPT's Archaeological Reports Digital Library, and to Pirirākau and Ngāti Taka. A copy must also be provided to the NZAA Central Filekeeper.

Advice note: these conditions apply to all Archaeological Authorities held by the Authority Holder to implement the Project. For clarity, a separate AMP or Strategy under conditions 3 and 4 do not need to be prepared for each Authority held. The Authority Holder may prepare one AMP and one Strategy, applying to some or all Authorities held for the Project, in order to comply with these conditions.

SCHEDULE OF LOCATIONS AND ARCHAEOLOGICAL SITES

Application Number	Location (legal description)	Archaeological site
1	LOT 104 DP 518597	
l	LOT 7 DP 518597	
	SECTION 1 SO 508870	
	LOT 1 DP 519035	
	LOT 2 DP 519035	
	LOT 3 DP 519035	
	LOT 4 DP 519035	
	LOT 2 DP 355615	U14/1284 - Pit/Terrace
	LOT 8 DPS 7337	
	LOT 9 DPS 7337	
	LOT 11 DPS 7337	
	LOT 3 DPS 77886	
	LOT 2 DPS 77886	
	PART LOT 1 DPS 4431	
	SECTION 1 SO 589968	
	LOT 10 DPS 7337	
	LOT 1 DPS 21267	U14/3903 - Pit/Terrace
	LOT 1 DPS 24386	
	LOT 2 DPS 67894	
	LOT 1 DPS 15263	
	LOT 2 DPS 12236	
	LOT 1 DPS 28825	

[LOT 1 DPS 3948	
	LOT 1 DPS 5946 LOT 2 DPS 55363	
	LOT 1 DPS 52965	
	LOT 3 DPS 55363	
	LOT 1 DPS 24491	
	LOT 1 DPS 12986	U14/1369 -Midden/Oven
	CROWN LAND SURVEY	O 147 1000 1 madem oven
	OFFICE PLAN 41098 (MARGINALSTRIP)	
	LOCAL PURPOSE	
2	RERSERVE - LOT 4 DP 540637	
	ROAD	
	ROAD (FRANCIS ROAD)	
	LOT 1 DPS 68390	
	SECTION 1 SO 557694	
	ROAD (OMOKOROA ROAD)	U14/765 - Midden/Oven
	ROAD (YOUNGSON ROAD)	
	LOT 3 DPS 28825	
	ALLOT 381 TE PUNA PSH	
	LOT 4 DPS 44151	
	ROAD (MUNRO ROAD)	
	LOT 3 DP 423036	
3	LOT 1 DPS 76152	
4	LOT 2 DPS 76152	
5	LOT 3 DPS 76152	
6	LOT 2 DPS 5073	
	LOT 1 DPS 5073	
7	PART ALLOT 75 TE PUNA PSH	
8	LOT 3 DPS 10643	
9	LOT 3 DPS 29552	U14/3804 - Pit/Terrace
10	LOT 1 DPS 29552	
11	LOT 2 DPS 29552	
12	LOT 3 DPS 28670	U14/764- Midden/Oven
	LOT 2 DPS 28670	
	LOT 6 DPS 12952	U14/1301 - Pit/Terrace
		U14/3803 - Pit/Terrace
		U14/3802 - Pit/Terrace
		U14/1302 - Pit/Terrace
		U14/1303 - Pit/Terrace
		U14/1306 - Midden/Oven
	ALLOT 283 TE PUNA PSH	
	LOT 2 DPS 80612	
	LOT 2 DPS 34055	
13	SECTION 3 SO 557694	
14	LOT 2 DP 454121	
15	LOT 2 DPS 12952	U14/1304-Midden/Oven
16	LOT 2 DP 353725	

	LOT 1 DP353725	U14/1315 - Midden/Oven
17	LOT 1 DPS 12952	
18	LOT 1 DPS 67841	U14/1120 - Midden/Oven
19	LOT 1 DPS 12236	U14/1314 -Midden/Oven
20	LOT 1 DPS 48400	
21	ALLOT 380 TEPUNA PSH, SECTION 1 SO	
	492478	
22	LOT 1 DPS 190	
23	LOT 1 DPS 55363	
24	LOT 1 DP326995	
25	LOT 1 DPS 5342	
26	LOT 2 DP 500485	
	LOT 1 DP 500485	
27	LOT 3 DP 467507	
	LOT 2 DP 467507	
28	LOT 2 DPS 69984	
	LOT 1 DPS 69984	
29	LOT 2 DPS 27371	
30	LOT 2 DP 489130	
31	LOT 2 DPS 62877	
32	LOT 3 DPS 84340	
33	LOT 3 DP 540637	
	LOT 6 DP 540637	U14/588 - Midden/Oven
34	LOT 1 DP 457299	
35	LOT 6 DP 520811	
36	LOT 1 DPS 68242	
37	LOT 8 DP 518597	
	LOT 105 DP 518597	
38	LOT 1 DPS 84565	
39	PART ALLOT 205B TE PUNA PSH	U14/1370 - Midden/Oven
		U14/3801 – Pit/Terrace
	ALLOT 331 TE PUNA PSH	
40	LOT 2 DP 475801	U14/1238 - Midden/Oven
41	LOT 2 DPS 63246	
42	LOT 3 DPS 63246	
43	LOT 1 DPS 63246	
44	LOT 2 DP 548491	
45	LOT 1 DP370230	
46	LOT 4 DPS 70802	
47	LOT 2 DPS 70802	
48	LOT 1 DPS 28670	
49	LOT 1 DP 311691	
50	LOT 1 DPS 71072	
51	LOT 1 DPS 67894	
52	LOT 2 DPS 61605	
53	PART LOT 2 DPS 56303	

54	LOT 1 DPS 29812	
55	LOT 1 DPS 90796	
	ALLOT 318 TEPUNA PSH	
56	LOT 1 DPS 49164	
57	LOT 1 DPS 34018	
58	LOT 2 DP 563502	
59	LOT 1 DP 563502	
60	LOT 1 DPS 27924	
61	LOT 1 DPS 44721	
62	LOT 1 DPS 36595	