03 Amenity and Landscape Conditions

Reference	Condition
	HAZARDOUS SUBSTANCES MANAGEMENT
HAZ1	All hazardous substances must be stored and/or contained in accordance with the following requirements, where applicable: a. Health and Safety at Work (Hazardous Substances) 2017 Regulations; b. Health and Safety at Work (Mining Operations and Quarrying Operations) 2016 Regulations; c. Environmental Protection Authority's Hazardous Substances (Hazardous Property Controls) Notice 2017; and d. Other legislation and standards listed in the Hazardous Substances Management Plan required under **Condition HAZ9.** ***Advice note:*** *Hazardous substances include explosives, which are regulated and certified under the Health and Safety at Work (Hazardous Substances) Regulations. The Regulations include minimum separation distances based on the quantity of explosives at each site and are therefore different for each of the two magazines* [redacted] *The proposed magazine locations comply with the minimum distances required under the Health and Safety at Work (Hazardous Substances) Regulations. Therefore, no further conditions relating to the control and management of explosives are required.*
HAZ2	Refuelling, lubrication, and mechanical repairs of equipment, and the storage of hazardous substances, must be undertaken with appropriate controls to minimise the potential for a spill of hazardous substances into a water body.
HAZ3	Treatment chemicals, including pH modifiers (such as caustic soda or lime slurry) and non-hazardous flocculants, may be used during the construction of the proposed mining areas, provided these are stored in bunded areas which drain into treatment sumps or containment ponds.
HAZ4	The areas surrounding the alkaline reagent slurry tanks at the lime dosing plants (**LDP**) at [redacted] must have structures in place to divert any leaks or spills back into the relevant on-site water treatment system.

Reference	Condition
HAZ5	Any new alkaline reagent slurry tanks [redacted] must be bunded with a minimum secondary containment capacity of 110% of the largest tank in the bunded area.
HAZ6	All new containment tanks used to store ecotoxic fuels or corrosive water-treatment chemicals must be double-skinned, with the exception of new alkaline reagent slurry tanks which must be located within concrete bunding or similar with capacity for at least 110% of the tank volume. ***Advice note:*** *Alkali solutions used on-site are primarily lime slurry but may in the future be a magnesium slurry or other alkaline solution. This is prepared on site in the tanks by dissolving solid reagent (calcium or magnesium oxide) in water. This process is exothermic (releases heat), and therefore it is not recommended that the alkali reagent slurry tanks are double-skinned, as the double-walled construction can prevent heat dissipation.*
HAZ7	All areas where hazardous liquids are stored or used must be provided with a form of secondary containment sufficient to contain the following: a. For tanks: integral (double skinned) containment or bund with at least 110% of the volume of the largest tank in the bunded area; b. For package storage: 25% of the aggregate storage quantity or 5,000 L, whichever is the smaller value. ***Advice note:*** *this condition does not apply to the refuelling or maintenance of mobile equipment in-situ.*
HAZ8	The area surrounding the diesel tank farm at ESE must be designed to drain into sumps equipped with oil-water separators to remove hydrocarbons prior to discharge into the relevant on-site water treatment system.
	HAZARDOUS SUBSTANCES MANAGEMENT PLAN
HAZ9	1. The Approval Holder must prepare and implement the Hazardous Substances Management Plan (**HSMP**) referred to in **Condition MP1** and any subsequent amendments made in accordance with **Conditions MP13 to MP16**. All activities authorised by this Approval must be undertaken in accordance with the HSMP to the extent that those activities relate to hazardous substances management.

Reference	Condition
	2. The objectives of the HSMP are to identify details of hazardous substances to be stored and used, containment methods, management of accidental spills or leaks and any emergency precautions, to facilitate the safe, responsible and compliant management of hazardous substances. 3. To achieve the objective above in HAZ9(2), the HSMP must include: a. Roles and responsibilities, including certified handler requirements; b. References to procedures for managing hazardous substances, including: c. Process for new or changed hazardous substance/s used or stored; d. Fire and emergency response procedures; e. Management of hazardous substances register and inventory and safety data sheets; f. Transportation of hazardous substances; g. Labelling and signage requirements; h. Storage and containment requirements; i. Spill response plan(s); j. Certified handlers; k. Disposal of hazardous substances; l. Storage compliance certificates required; m. Summary of inventory of substances to be stored (type, volume and location); n. Emergency response approach; o. Training; and p. Record keeping, monitoring, review and audit requirements and corrective action approaches.

Reference	Condition
	NOISE, BLASTING AND VIBRATION
NBV1	1. The Approval Holder must ensure that all operational activities within the Project Area do not exceed the following noise limits at a residentially zoned property boundary or within the notional boundary of any residential dwelling on any other site: a. Daytime: 0700 to 2200 hrs: 55 dB $L_{Aeq(15\ min)}$ b. Night-time: 2200 to 0700 hrs: 45 dB $L_{Aeq(15\ min)}$ and 75 dB L_{AFmax} when measured and assessed in accordance with the latest New Zealand noise standards: NZS 6801:2008 "Acoustics – Measurement of Environmental Sound" and NZS 6802:2008 "Acoustics – Environmental Noise". 2. 'Notional boundary' is defined as a line 20 metres from any side of a dwelling or the legal boundary where this is closer to the dwelling. 3. The noise limits in NBV1(a) and (b) do not apply to any train loading operations which occur within Designation KRH1 (Kiwirail Holdings Limited) or any property or site that is owned by the Approval Holder or a related company, or a property or site owned by a third party which is subject to either a registered covenant or a written agreement whereby noise effects on the property authorised under this Approval are not to be taken into account for monitoring and compliance purposes.
NBV2	Construction activities must be conducted in accordance with NZS 6803: 1999 "Acoustics – Construction Noise" and comply with the "long term duration" noise limits contained within Table 2 of that Standard as far as is reasonably practicable.
NBV3	The Approval Holder must ensure that all activities authorised by this Approval (with the exception of noise generated from train loadout operations) use the best practicable option to minimise noise at all times. This must include, but is not limited to: a. Replacement of worn parts; b. Maintenance of mufflers; and c. Lubrication of moving machinery to avoid squeaks and squeals. ***Advice note:*** *This condition does not apply to noise generated from train loading operations which occur within Designation KRH1.*

Reference	Condition
NBV4	The Approval Holder must ensure that all workshop doors at the Ngākawau Rail Loadout are kept closed during night-time hours (22:00-7:00 hrs), to minimise noise emissions beyond the site boundary unless access is needed.
NBV5	The Approval Holder must ensure that no vehicles or equipment operating at the Ngākawau Rail Loadout are fitted with tonal reversing alarms. Where reversing alarms are required, only broadband reversing alarms or strobe-based visual warning systems may be used.
NBV6	Noise from helicopter landing areas, except when used for emergency purposes, must be measured and assessed, at the written request of the BDC, in accordance with NZS 6807:1994 Noise Management and Land Use Planning for Helicopter Landing Areas, and comply with the applicable limits in that Standard.
NBV7	1. Blasting activities must be measured and assessed in accordance with Appendix J of Australian Standard AS 2187-2:2006 Explosives – Storage and Use Part 2: Use of Explosives. 2. For human comfort: a. Blasting must be managed to ensure that in any calendar year, 95% of airblast levels do not exceed 115 dB L_{Zpeak}, with a maximum of 120 dB L_{Zpeak}, when applied at any point within the notional boundary of any occupied residential dwelling. b. Blasting vibration must not exceed a peak component particle velocity of 5 mm/s for 95% in any calendar year, with a maximum of 10 mm/s at the foundation of any occupied residential dwelling. 3. The limits in NBV7(2)(a) and (b) do not apply to any property or site that is owned by the Approval Holder or a related company, or a property or site owned by a third party which is subject to either a registered covenant or a written agreement whereby noise effects on the property authorised under this Approval are not to be taken into account for monitoring and compliance purposes.
NBV8	For the protection of Sensitive Heritage Structures (as listed in **Condition INT2**), where a site-specific assessment has confirmed those structures are vulnerable to vibration effects (as required by the HHMP), blasting and vibration must not exceed the following peak particle velocities when measured at the foundation of the Sensitive Heritage Structures:

Reference	Condition
	Peak particle velocity at foundation, at all directions, at a frequency of **1 Hz to 10 Hz** — 3 mm/s **10 Hz to 15 Hz** — 3 to 8 mm/s **50 to 100 Hz** — 8 to 10mm/s
	NOISE, BLASTING AND VIBRATION MANAGEMENT PLAN
NBV9	The Approval Holder must prepare and implement the Noise, Blasting and Vibration Management Plan (**NBVMP**) referred to in **Condition MP1**, subject to any amendments made in accordance with **Conditions MP13 to MP16**. All activities authorised by this Approval must be undertaken in accordance with the NBVMP to the extent that those activities relate to noise, blasting and vibration management.
NBV10	The purpose of the NBVMP is to set out the actions, procedures and responsibilities necessary to control and minimise noise, blasting and vibration emissions arising from activities associated with the Project, and to ensure compliance with the **Conditions NBV1, NBV2, NBV3, NBV6 – NBV7** of this Approval.
NBV11	The NBVMP must include: a. Identification of the person(s) responsible for implementing, monitoring and ensuring compliance with the NBVMP; b. Reference to all noise, blasting and vibration limits and performance standards in this Approval, including applicable New Zealand and Australian Standards (e.g. NZS 6801, NZS 6802, NZS 6807, and AS 2187), and how compliance with those limits will be achieved and demonstrated; c. Procedures for informing the public and adjacent residents of planned blasting events, including notification timeframes, communication methods, and steps to be taken in the event of changes to the blasting schedule; d. Procedures for monitoring noise, blasting and vibration levels, including: i. Monitoring locations; ii. Equipment and methodology;

Reference	Condition
	iii. Trigger levels for additional monitoring; iv. Timeframes for reporting and analysis; v. Procedures for responding to exceedances. e. Training requirements for staff and contractors involved in activities that may generate noise, blasting or vibration, including training on methods to minimise noise and vibration emissions and how to comply with the relevant Approval conditions; f. A process for receiving, recording, investigating and responding to noise, vibration or blasting-related complaints, and reporting outcomes to the relevant Approval Authority; g. Procedures for reviewing and updating mitigation measures should monitoring results or complaints indicate that adverse noise or vibration effects are not being adequately managed.
NBV12	The Approval Holder must provide the BDC with an annual Noise, Blasting and Vibration Monitoring Report as part of the Annual Monitoring and Compliance Report required by **Condition GEN9**, that includes: a. Monitoring results for the previous 12 months; b. Compliance assessment against all relevant noise and vibration limits; c. A summary of complaints and how they were addressed; d. Any exceedances and corrective actions undertaken; e. Any recommended amendments to the NBVMP.
	LIGHTING
LIG1	Lighting from all activities being undertaken as part of the BPCP (excluding vehicle headlights) must not result in greater than 10 lux spill (horizontal and vertical) of light onto any adjoining property that contains an occupied residential dwelling (not owned by the Approval Holder or related

Reference	Condition
	company, or subject to an agreement with the Approval Holder or related company) or public road. This condition does not apply to any streetlight installed for safety purposes, insofar as it causes light spill on the public road.
LIG2	The Approval Holder must ensure that all Mobile Lighting Towers (**MLTs**) used within the Project Area comply with the following requirements: a. Each MLT must have a maximum height of no more than 12m; and b. MLTs must not be aimed directly towards any residence or public road, including: i. At the ESE or MFS Sub-Areas, relative to residents and public roads on the Denniston Plateau; and ii. At Stockton, relative to residences and public roads within Millerton.
LIG3	The Approval Holder must ensure that all fixed lighting (being lighting mounted on buildings, static structures, lighting columns or similar) that is visible from any residential property or public road complies with the following: a. The lighting must be the minimum necessary for safe access and operation; b. The lighting must have a nominal colour temperature no greater than 2700K; and c. The lighting must be directed downward, with no upward tilt and must be selected to ensure that no more than 1% direct upward light is emitted; or d. The luminaire must be selected to ensure that its maximum luminous intensity, in any direction, does not exceed 1,000 candelas.
LIG4	The Approval Holder must prepare and implement a Lighting and Visual Amenity Management Plan (**LVAMP**), referred to in **Condition MP1**, subject to any amendments made in accordance with **Conditions MP13 to MP16**. All lighting installed or operated as part of the Project must comply with the LVAMP.
LIG5	The purpose of the LVAMP is to identify the actions, performance standards, and procedures necessary to avoid, remedy, or mitigate adverse lighting and visual effects arising from night-time activities associated with the Project.

Reference	Condition
LIG6	The LVAMP must include: a. Identification of the person(s) responsible for implementing, monitoring and ensuring compliance with the LVAMP; b. A summary of all lighting related conditions of the Approvals and any relevant technical standards, and an explanation of how compliance will be achieved; c. Details of the lighting design criteria for fixed lighting and mobile lighting towers, including: i. Maximum lighting levels and spill light thresholds; ii. Directionality, shielding and aiming requirements; iii. Colour temperature limits; iv. Requirements to minimise upward light spill and glare; d. Methods for siting, orienting, operating and relocating MLTs to ensure compliance with lighting limits and to minimise effects of nearby residences and public roads; e. Identification of nearby residential receivers and public road locations, procedures for assessing potential lighting effects and mitigation measures; f. Procedures for monitoring lighting performance to confirm compliance with lighting limits, including methodologies for measuring light spill and glare at representative locations; g. Procedures for reviewing the effectiveness of lighting mitigation measures and for implementing additional or revised mitigation if monitoring or complaints indicate that adverse effects are not being adequately managed.
	TRAFFIC
TRA1	The Approval Holder must prepare, in consultation with the BDC, and implement the Traffic Management Plan (**TMP**) referred to in **Condition MP1**, and any subsequent amendments undertaken in accordance with **Conditions MP13 to MP16**. The purpose of the TMP is to manage effects arising

Reference	Condition
	from Construction and operational vehicle movements associated with the Project on the public transport network and other users. All Construction and Mining, and Mining Operations traffic associated with the Project must comply with the TMP.
TRA2	The TMP must include: a. Site access arrangements and a description of all Project access points; b. Construction programme; c. Anticipated traffic volumes for Construction and Mining phases; d. Oversize load management, for transporting oversize, overweight or over dimension loads, including frequency, timing and traffic control requirements; e. Driver protocols, including communication and driver behaviour expectations, speed controls and safe driving procedures; f. Any necessary road improvements; g. Pavement maintenance plan; h. Abnormal events procedure, including a Public Road Action Plan; i. Monitoring; j. Management of communication and complaints; and k. Process for reviewing traffic related safety incidents and near misses to confirm that traffic management measures remain effective.
TRA3	1. Prior to the commencement of Construction at ESE and the UWHR, the Approval Holder must engage a SQEP (with the appointment to be approved by the BDC in writing) to conduct a pre-commencement baseline road survey, of Denniston Road, Burnetts Face Road and Whareatea Mine Road (**the Roads**) to: a. Assess and record the condition of the existing road pavements; and

Reference	Condition
	b. Describe in detail the scope of initial road upgrade works required in accordance with **TRA3(2)**, including design requirements, construction methodology, extents, materials and any site-specific constraints, to ensure that the Roads are capable of sustaining the increased traffic volumes and vehicle types associated with the Construction of ESE and UWHR Sub-Areas. 2. The initial road upgrade works required to be described in detail in accordance with TRA3(1)(b) are: a. Denniston Road: i. Construction of wide shoulders where practicable to provide opportunities for slow vehicles to pull over clear of the traffic lane: ii. New road marking and signage at the Denniston Road / Burnetts Face Road/ Boswell Street intersection; iii. Maintenance and repair to the road pavement; b. Burnetts Face Road: i. Widening of Burnetts Face Road at small radius curves between Denniston and Whareatea Mine Road to provide a minimum sealed carriageway width of 6.6m; c. Whareatea Mine Road: i. Widening the sealed carriageway at the Whareatea Mine Road / Burnetts Face Road intersection only to enable two-way movement of trucks. 3. The Approval Holder must provide a copy of the pre-commencement baseline road survey to the BDC.
TRA4	The Approval Holder must provide funding to the BDC for the initial road upgrade works identified in accordance with **Condition TRA3(1)(b) and (2).** ***Advice note:*** *For the avoidance of doubt, the physical implementation of upgrade works will be undertaken by the BDC (or contractors engaged by BDC) in accordance with the Heads of Agreement between the Approval Holder and the BDC.*
TRA5	Within twenty (20) working days of the completion of each section of the initial Road upgrade works required under **Condition TRA3(2)**, as described in the pre-commencement baseline road survey required by **Condition TRA3**, the Approval Holder must engage a SQEP (with the appointment to be approved by the BDC in writing) to undertake a post upgrade road survey to confirm the condition of each of the Roads and provide a copy of the post

Reference	Condition
	upgrade road survey to the BDC. The results of the post upgrade road survey will establish the ongoing baseline condition for the Roads (**Ongoing Baseline**).
TRA6	Upon cessation of Construction at ESE and the UWHR, the Approval Holder must fund the BDC to undertake only those maintenance or upgrade works necessary to return the Roads to the Ongoing Baseline condition, as established in accordance with the post-upgrade road surveys required by **Condition TRA5**.
TRA7	The Approval Holder must continue to record vehicle movement data for all Project-related traffic using the Roads until such time as Construction at ESE and the UWHR has been completed. Records must include: a. Total daily vehicle movements in and out of the ESE Sub-Area; and b. Classification by vehicle type (e.g. light, heavy rigid, articulated).
TRA8	The Approval Holder must provide the information required to be recorded by **Condition TRA7** to the BDC on a quarterly basis, or at a frequency otherwise agreed in writing with the BDC.
TRA9	1. The Approval Holder must prepare and maintain a Public Road Action Plan, that addresses the matters set out in **Condition TRA10**. The Public Road Action Plan must apply from the commencement of this Approval and must be reviewed at least annually. 2. When an abnormal event occurs, and public road haulage is anticipated to be required for ten (10) or more consecutive days, the Approval Holder must activate the Public Road Action Plan and notify the BDC, DOC and where State Highways are affected, NZTA Waka Kotahi within 24 hours of activation. 3. Abnormal events include but not limited to the following: a. Closure of part or all of the Midland Line and/or the Stillwater to Ngākawau branch line; b. Closure of part or all of the Upper Waimangaroa Haul Road; c. Closure of part or all of the Aerial Ropeway.

Reference	Condition
	4. This condition authorises haulage in accordance with the Public Road Action Plan only for the period reasonably necessary to address the abnormal event. Nothing in this condition authorises routine or permanent coal haulage on public roads.
TRA10	The Public Road Action Plan required by **Condition TRA9** must include: a. Affected roads and routes, haul directions, and maximum daily heavy vehicle movements; b. Operating hours, speed controls, engine braking restrictions, and driver protocols; c. Safety controls, including temporary traffic management, signage, pilot/escort vehicle triggers, lay-over locations, and fatigue management; d. Amenity controls (where practicable) to minimise noise, vibration, dust, lighting/glare, and headlight effects on residents; e. Community information: advance public notice (where practicable), , and a complaints and incident hotline; f. Monitoring and reporting, including daily heavy vehicle logs, GPS tracking or equivalent records, complaints log, incidents, and near misses; g. Contacts and responsibilities.
TRA11	1. The Approval Holder must commission an independent Road Safety Audit of the Denniston Track, with particular regard to be had to interaction of mine traffic and other road users. The Audit must be conducted by a suitably qualified transport engineer within the first 18 months of mining activities commencing at ESE. The Audit must: a. identify whether changes are required to the TMP to adequately mitigate any identified safety concerns; and b. If required, identify recommendations for traffic safety measures to mitigate identified risks. 2. The Approval Holder must: a. Provide the Audit to BDC within 5 working days of completion; b. In consultation with BDC, update the TMP to reflect the Audit recommendations; and c. Implement any changes to its TMP within three (3) months of updating the Plan.

Reference	Condition
TRA12	Notwithstanding **Condition TRA11**, the TMP must be updated in the instance a 'trend' in road safety incidents arise that demonstrates that the existing traffic safety measures are insufficient to adequately manage interaction of mine traffic and other road users.
	RECREATION
REC1	The Approval Holder must establish a Recreation User Group (**RUG**) within three months of the commencement of this Approval. The RUG is to be consulted as a minimum biannually or as otherwise agreed with RUG.
REC2	1. The objective of the RUG is to provide a structured and ongoing forum for communication between the Approval Holder and recreational users of the Buller Plateaux, ensuring that recreation-related matters are identified, considered and appropriately managed in accordance with, and throughout the duration of, this Approval. 2. The Approval Holder must prepare a ToR for the RUG, in consultation with RUG members. The ToR must set out the RUG's purpose, scope, decision-making processes and administrative responsibilities. As a minimum, the RUG must achieve the following outcomes: a. Acting as a forum for relaying any recreational questions or concerns and requests for information regarding the Project; b. Reviewing the implementation of measures to resolve and manage recreational matters; c. Ensuring communication between the Approval Holder, recreation users and land managers about recreational opportunities and any temporary access restrictions; d. Identification of suitable offsite recreational projects that the Approval Holder may contribute funding towards; e. Review and provide input into closure rehabilitation plans insofar as it relates to the potential for reinstatement and potential enhancement of recreational opportunities at an appropriate time in the life of the mine.
REC3	1. The Approval Holder must notify its intention to establish the RUG by an appropriate public notice. The Approval Holder must also invite, as a minimum, the following parties to participate in the RUG: a. A representative of the BDC;

Reference	Condition
	b. A representative of DOC; c. A representative of LINZ; d. A representative from Te Rūnanga o Ngāti Waewae; e. Up to three representatives of recreational users in the area (for example, mountain bikers, trail runners, heritage tourism and Four Wheel Drive groups). 2. The Approval Holder is not in breach of this condition if any one or more of the parties specified above does not wish to be a member of the RUG or to attend any particular meetings of the RUG. In such circumstances, the Approval Holder must use reasonable endeavours to appoint replacement participants to maintain representation on the RUG, and, upon request from the BDC, will provide evidence of the endeavours undertaken to continue the group.
REC4	The Approval Holder must appoint a nominated person to be responsible for liaison with the RUG. Contact details must be kept up to date online.
REC5	The Approval Holder must provide the RUG with access to visitor survey results, traffic counts, and recreation monitoring reports collected in accordance with **Condition REC7 and REC8**.
REC6	The Approval Holder must maintain and operate the existing vehicle and cycle counters on Denniston Road, Burnetts Face Road and Whareatea Mine Road and any replacement technologies, ensuring data accuracy. Any technology failure must be rectified within thirty (30) days and documented. Annual data summaries must be provided to the RUG and BDC, unless otherwise requested.
REC7	1. At least once every two years, for the first six years from the commencement of this Approval and five-yearly thereafter, the Approval Holder must commission a Buller Plateaux Recreation Review report from a suitably qualified, experienced and independent person, covering the following matters: a. An assessment of recreation access and development opportunities on the Buller Plateaux; b. The results of a Visitor Intercept Survey undertaken in accordance with **Condition REC8**; and

Reference	Condition
	c. A review of the information provided in accordance with **Condition REC10**, to ensure it is up to date. 2. The purpose of the independent Buller Plateaux Recreation Review is to ensure access for recreation on the Buller Plateaux as soon as is practicable, optimised over time and to ensure that the Approval Holder uses reasonable endeavours to keep as much Crown land open for public access where it is practicable and safe to do so for the duration of this Approval, subject always to operational requirements.
REC8	1. The objective of the Visitor Intercept Survey in **Condition REC7(1)(b)** is to describe the broad recreation patterns on the Denniston Plateau. 2. The Visitor Intercept Survey must be undertaken at the following locations: a. The Denniston Brakehead and visitor centre; b. Burnetts Face Road; and c. The Quarry carpark on Whareatea Mine Road. 3. The Visitor Intercept Survey must cover the following topics: a. Demographics of respondents; b. Purpose of visit; c. Features of interest to the visitor; d. Change in perception of the Denniston Plateau over time; e. Visitor perception of road safety on the Plateau; f. Visitor awareness of mining. 4. A Visitor Intercept Survey must be undertaken prior to any Construction commencing at ESE and the UWHR to establish a suitable baseline for subsequent data analysis, in accordance with **Condition REC7**.
REC9	The Buller Plateaux Recreation Review report must be provided by the Approval Holder to:

Reference	Condition
	a. The RUG; b. Landowners within the Project Area; and c. BDC.
REC10	As Construction progresses and public access to the Denniston Plateau is altered as a result, the Approval Holder must install wayfinding and advisory signage at key Denniston Plateau access points and intersections (including Whareatea Mine Road, Burnetts Face Road, Denniston Brakehead carparks, and Mackley Track decision points) detailing open routes, closures, and safety information.
REC11	The Approval Holder must provide opportunities for off-road vehicle access through the ESE Sub-Area to Mount Rochfort and the Mackley Track at least once per calendar month for a continuous period of not less than 4 hours, subject to operational, safety and legal requirements, and landowner approval. Through the RUG, the Approval Holder must establish a process whereby off-road vehicle driving groups may apply for additional access for specific organised events.
REC12	Subject to appropriate notice being given and any operational, safety and legal requirements being addressed, and landowner approval, the Approval Holder must allow a suitably qualified commercial tour operator to access Mount Rochfort to provide recreational or public access.
REC13	The Approval Holder must reinstate vehicle access to Mount Rochfort via the Denniston Plateau as soon as is practicable and when it is operationally safe to do so.
REC14	The Approval Holder must ensure, subject to landowner approval, that public pedestrian and cycle access to existing walking and cycle tracks within the Coalbrookdale pest exclusion fence area (required by **Condition RES7**), once fence construction is completed, is maintained.
REC15	1. During the implementation of this Approval, the Approval Holder must provide for walking access to Mount William (Myras Track) and Repo Track, and cycling/walking access to the Mackley Track, subject to all necessary health and safety considerations. 2. The Approval Holder must prepare, implement and keep current a written "UWHR Pedestrian/Cycle Interface Standard Operating Procedures – Mackley Section" that, at a minimum, specifies crossing priority and right-of-way, driver speed/alert requirements, communication protocols,

Reference	Condition
	and temporary traffic management at worksites. The Standard Operating Procedures must be in effect before the completion of Construction of the UWHR.
REC16	The Approval Holder is required to publicly provide information online on its website regarding the following: a. Off-road vehicle track access opportunities (as required by **Condition REC11** above); b. Protocols around public access applications and their approval by the Approval Holder, where this is on Crown Land and within the Project Area; c. Set out the induction process for access to the ESE Sub-Area and health and safety protocols; and d. Provide links to DOC websites with respect to other recreational opportunities available on the Buller Plateaux outside the Project Area. ***Advice note:*** *This condition applies only to activities and access opportunities that may lawfully be undertaken on Crown Land.*
REC17	Within ten (10) years of the commencement of this Approval, the Approval Holder must commission an independent assessment of potential recreational opportunities within the Buller Plateaux and surrounding areas. The assessment must: a. Include a summary of recreational activities and visitor use patterns on the Buller Plateaux, including data from visitor counters, surveys, and other monitoring tools; b. Identify potential new recreational opportunities, including walking, mountain biking, trail running, four wheel driving, motorbiking, and eco-tourism etc; c. Evaluate the practicability of developing these opportunities, including technical, legal, environmental and financial constraints; d. Assess the potential for linking existing regional recreation assets, such as the Old Ghost Road, Charming Creek North Walkway, Heaphy Track, and Mackley Track, with new or enhanced trails; and e. Consider opportunities for enhancing public access to rehabilitated areas post mining.

Reference	Condition
REC18	The Approval Holder must consult with the RUG, local community representatives, recreation groups, BDC and land management agencies (e.g. DOC and LINZ) during the assessment process required by **Condition REC17**.
REC19	The Approval Holder must submit a report outlining the results of the assessment undertaken in accordance with **Conditions REC17 and REC18** to the BDC, DOC, LINZ and the RUG within 12 months of its preparation. The report must include: a. A summary of the recreational opportunities identified; b. An evaluation of the practicability of each opportunity, including financial constraints, environmental impacts, and benefits to recreation and tourism; c. Whether further opportunities are required to address the loss of recreational access and values as a result of the construction and/or operation of the Project; and d. Recommendations for the development or funding of viable recreational opportunities and potential funding contributions.
REC20	1. The Approval Holder must establish and administer a Recreational Enhancement Fund to be spent over the life of this Approval on improving recreational opportunities in the Buller Plateaux and/or surrounding areas. 2. The Approval Holder must contribute not less than $37,500 per year (inclusive of GST) to the Recreational Enhancement Fund, except that no contribution is required for any year in which the Project is not operational or is in care and maintenance. Once the Approval Holder's cumulative contributions reach $1,500,000 over the life of this Approval, no further contributions are required. 3. Expenditure from the Recreational Enhancement Fund may include (but is not limited to): a. Development, enhancement, or maintenance of recreational tracks, viewing areas, 4WD routes, mountain-bike or trail-running facilities within the Project Area; b. Provision of infrastructure, signage or safety improvements that support recreational access within the Project Area; c. Support for off-site recreational opportunities where these provide equivalent or improved recreational outcomes; and d. Planning, design and implementation costs associated with approved recreational enhancement projects.

Reference	Condition
	4. The Approval Holder must develop the criteria and priorities for allocating the monies within the Recreational Enhancement Fund in consultation with the RUG. 5. The Approval Holder must provide an annual report to the Approval Authority and the RUG outlining: a. Expenditure from the Recreational Enhancement Fund for the preceding 12-month period; b. Progress on approved projects; and c. The remaining unallocated balance of the Recreational Enhancement Fund.
	HERITAGE
	Advice note: *Archaeological and Heritage Monitoring* *For the avoidance of doubt, where monitoring is required by, or undertaken in accordance with, the Archaeological Authority (insert Authority Reference once known), that monitoring must be undertaken by the Project Archaeologist, or their authorised representative.* *Where conditions require heritage monitoring that is not required under the Archaeological Authority, such monitoring may be undertaken by the Project Archaeologist, or by the Approval Holder overseen by the Project Archaeologist in accordance with the Historic Heritage Management Plan. This may include, for example, annual photographic monitoring of heritage features for demonstrating their ongoing condition.*
HER1	1. The Approval Holder must prepare and implement the Historic Heritage Management Plan (**HHMP**) referred to in **Condition MP1,** subject to any amendments made in accordance with **Conditions MP13 to MP16**. All activities authorised by this Approval must be undertaken in accordance with the HHMP to the extent they relate to historic heritage management. The HHMP must contain an Archaeological Management Plan (**AMP**) required by Condition 2 of the Archaeological Authority (**ArchA**) [insert authority ref]. 2. The purpose of the HHMP is to: a. Document and describe the strategy, objectives and actions that the Approval Holder proposes to address adverse effects on historic heritage;

Reference	Condition
	b. Document and describe the strategy, objectives and actions proposed by the Approval Holder to provide additional historic heritage measures addressing residual effects on historic heritage within the Project Sub-Areas; and c. Demonstrate compliance with conditions of Approval **HER2 to HER47**.
HER2	1. The objectives of the HHMP are to: a. Manage any potential and actual effects on historic heritage within the Project Sub-Areas on the Denniston and Stockton Plateau (both those identified prior to Construction, and those unearthed during Construction, Mining and Mining Operations); b. Understand and record the historic heritage within the Project Sub-Areas, including their relationship to the Denniston or Stockton Plateau and the historic landscape prior to the destruction of any historic or Archaeological Sites by Construction, Mining and Mining Operations; c. Deliver heritage benefits which contribute to the protection, understanding and accessibility of remaining historic mining sites and features on the Denniston and Stockton Plateau.
HER3	1. The HHMP must: a. Identify and describe the heritage sites affected, or potentially affected and their associated values; b. Describe the adverse effects on the identified heritage sites and their values, and methods to mitigate and remedy effects; c. Outline measures to avoid adverse effects on other identified historic heritage in proximity to the Project; d. Set the protocols for managing historic sites, and protocols for the accidental discovery of Archaeological Sites or artefacts; e. Outline the methodology for recording all historic features and sites and archaeological artefacts, which may be accidentally discovered; and f. Detail the heritage outcomes to be achieved through the application of the Historic Heritage Enhancement Fund.
HER4	If the Approval Holder identifies any archaeological discoveries or potential areas or sites of historic value, the Approval Holder must adhere to the protocols set out in the HHMP and AMP.

Reference	Condition
HER5	As part of the Annual Monitoring and Compliance Report required under **Condition GEN9**, the Approval Holder must provide an Annual Heritage and Archaeology Report, to monitor progress towards or achievement of the objectives of the HHMP, including: a. Archaeological / historic heritage work carried out during the previous 12 months under the HNZPT ArchA and HHMP; b. Archaeological or other historic heritage sites recorded during the previous 12 months; c. Non-Māori artefacts (European/mining) recorded, retrieved, analysed and conserved during the previous 12 months, and their current or final retention and custodianship; d. If any archaeological remains relating to Māori occupation, human bone (kōiwi tangata) or taonga (Māori artefacts) were encountered; e. Any work undertaken that was inconsistent with the HHMP, a report on that breach, why it occurred and the steps taken to ensure that such a breach does not happen again.
HER6	1. At the same time as the Annual Monitoring and Compliance Report is submitted in accordance with **Condition GEN9**, the Approval Holder must also provide the Annual Heritage and Archaeology Report to the Heritage Stakeholders Group (**HSG**) (required by **Condition HER7-HER9**. 2. For the purposes of **Condition HER6**, the Approval Holder is not in breach if any of the parties in the HSG advises in writing that they do not wish to receive the Annual Heritage and Archaeology Report. Where a party has opted out, the Approval Holder must retain a record of that written notice and is not required to provide the Annual Heritage and Archaeology Report to that party unless the party later advises that they wish to resume receiving it.
HER7	The Approval Holder must establish a HSG within three months of the commencement of this approval. The HSG is to be consulted at a minimum biannually or as otherwise provided for by the Terms of Reference (**ToR**) established in **Condition HER8**.
HER8	1. The objective of the HSG is to provide a structured and ongoing forum for communication between the Approval Holder and heritage stakeholders in relation to the Buller Plateaux, ensuring that heritage-related matters are identified, considered and appropriately managed through the duration of this Approval.

Reference	Condition
	2. The Approval Holder must prepare a ToR for the HSG, in consultation with HSG members. The ToR must set out the HSG's purpose, scope, decision-making processes, administrative responsibilities and cost responsibilities. The HSG must achieve the following outcomes: a. Acting as a forum for relaying any heritage questions, concerns or requests for information regarding the Project; b. Support the effective implementation of the HHMP and AMP, by providing feedback on avoidance, mitigation, protection and recording measures for historic heritage features; c. Support the Approval Holder in ensuring that heritage data, records and outputs are disseminated as appropriate to HNZPT, DOC, LINZ, BDC, Te Rūnanga o Ngāti Waewae, local heritage groups, and relevant archives; d. Facilitate communication between the Approval Holder and HNZPT, DOC, LINZ, BDC, Te Rūnanga o Ngāti Waewae, local heritage groups, and relevant archives regarding planned works, monitoring results, archaeological investigations, salvage outcomes, research findings and any incidents affecting heritage; e. Provide advice on opportunities to enhance heritage understanding and public access to heritage features, and potential projects to be supported through the Historic Heritage Enhancement Fund, required to be established in accordance with **Condition HER10**; f. Provide input into the long term enhancement of heritage opportunities post mining.
HER9	1. The Approval Holder must notify its intention to establish the HSG and invite the following parties to participate in the HSG: a. A representative of the BDC; b. A representative of DOC; c. A representative of LINZ; d. A representative of HNZPT; e. A representative from Te Rūnanga o Ngāti Waewae; and f. Up to three representatives of local archives and heritage organisations.

Reference	Condition
	2. The Approval Holder is not in breach of this condition if any one or more of the parties specified above does not wish to be a member of the HSG or to attend any particular meetings of the HSG. In such circumstances, the Approval Holder will use all reasonable endeavours to appoint replacement participants to maintain representation on the HSG, and, upon request from the BDC, will provide evidence of the endeavours undertaken to constitute and continue the group.
HER10	1. The Approval Holder must establish and administer a Historic Heritage Enhancement Fund to support the conservation, protection, documentation, access and interpretation of historic heritage values on the Buller Plateaux and surrounding areas. The Historic Heritage Enhancement Fund is intended to support activities that address the residual effects of the BPCP on heritage, beyond the proposed mitigation. 2. Funding for the Historic Heritage Enhancement Fund will be made from time to time by the Approval Holder in its discretion but with a minimum contribution of $37,500 per year (inclusive of GST) except for any years when the Project is in care and maintenance, and once the Approval Holder has cumulatively contributed $1,500,000 no further funding will be required. 3. The Approval Holder must provide an annual report to the Administering Authority and the HSG outlining: a. Expenditure from the Historic Heritage Enhancement Fund for the preceding 12-month period; b. Progress on approved projects; and c. The remaining unallocated balance of the Historic Heritage Enhancement Fund. 4. At least twelve (12) months prior to the expiry of this Approval, the Approval Holder must, in consultation with the HSG, determine how any remaining funds in the Historic Heritage Enhancement Fund are to be allocated or applied. The Approval Holder must: a. Seek input from the HSG on appropriate recipient organisations, projects or mechanisms that will continue to deliver historic heritage benefits within the Buller Plateaux and/or the Buller District; b. Have particular regard to ensuring that any remaining funds are directed toward the ongoing protection, conservation, interpretation, or public accessibility of historic heritage values; and c. Provide a written report to the HSG setting out the allocation of the remaining funds, including how input from the HSG has been taken into account.

Reference	Condition
	SITE SPECIFIC HERITAGE CONDITIONS
	ESE – Pre Construction
HER11	1. The Approval Holder must avoid effects on surface heritage features identified in **Attachment 10, 11 and 12**, of: a. Whareatea Mine (K29/72); b. Sullivan Mine (K29/98); c. Monocable Aerial Cableway (K29/59); and d. Historic power poles outside the proposed disturbance area, but within the consenting boundary, by mapping these features on construction and mining plans and establishing a set back via temporary fencing/barriers and “no work” exclusion zones for the duration of nearby works. 2. Site personnel and contractors must be briefed on the exclusion zones in **HER11(1)** above. ***Advice note:*** *Temporary fencing/barriers in the context of this condition can also be achieved through GPS / electronic fencing-type mechanisms.*
HER12	1. Prior to Construction in the ESE Sub-Area the Approval Holder must engage a SQEP to: a. Undertake Structure Recording of all historic sites and features that will be destroyed within the ESE Sub-Area, in accordance with Heritage NZ Guidelines at Level II or Level III, as appropriate, and implement artefact recording, collection and deposition with an approved repository; b. Undertake a pre-commencement survey to record historic features and artefacts at Whareatea Mine, Sullivan Mine, Monocable Aerial Cableway, and the historic power poles outside the proposed disturbance area, but within the consent boundary (as identified on **Attachment 10,11 and 12**) to develop a baseline to enable the monitoring of their future state and condition. 2. This information must be provided in the Annual Heritage and Archaeology Report, in accordance with **Condition HER5**.

Reference	Condition
HER13	1. Prior to the commencement of Construction at ESE, the Approval Holder must prepare, in consultation with DOC, a works programme that sets out the measures required to protect and maintain the Whareatea Mine site during the ESE Construction, Mining and Mining Operations. The works programme must: a. Identify the site-specific protection, maintenance and management actions required to avoid, remedy or mitigate adverse effects on the Whareatea Mine site; b. Specify the timing, responsibilities and methodologies for implementing those actions; and c. Remain consistent with the HHMP.
HER14	The Approval Holder must commission further historical research for Whareatea and Sullivan Mines (including oral history and archival research at Archives NZ and the Hocken Library) and provide the results in the Annual Heritage and Archaeology Report required by **Condition HER5**.
	ESE – Construction, Mining and Mining Operations
HER15	1. The Approval Holder must ensure that during Construction, Mining and Mining Operations at ESE, a SQEP oversees an annual monitoring survey of historic features and artefacts associated with the Whareatea Mine, Sullivan Mine and Monocable Aerial Cableway and historic power poles that are located outside the approved disturbance footprint, but within the ESE consent boundary. 2. The purpose of the annual monitoring survey is to determine the state and condition of these heritage features and artefacts over time, against the baseline record established in accordance with **Condition HER12(b).** 3. The results of each annual monitoring survey must be documented and included in the Annual Heritage and Archaeology Report required under **Condition HER5.** 4. This annual monitoring must continue until Stage 3 Rehabilitation has been completed in this area.

Reference	Condition
HER16	The Approval Holder must ensure a SQEP is present to undertake archaeological monitoring of all preliminary earthworks in the vicinity of the alluvial gold workings identified on the 1915 geological plan, in accordance with the HHMP, within the area identified on **Attachment 13,** to determine whether pre-1900 archaeological remains are present.
HER17	The Approval Holder must ensure that all temporary physical fencing or barrier installed to protect heritage features are removed once Mining and Mining Operations are completed at ESE.
	UWHR – Pre Construction
HER18	1. Prior to commencement of Construction within the UWHR Sub-Area, the Approval Holder must ensure that a SQEP identifies on the ground, in accordance with **Attachment 13, 14 and 15**: a. The UWHR Project – Southwestern section where there are archaeological monitoring, investigation and recording requirements under the ArchA; b. All known Archaeological Sites within HER18(1)(a) in proximity to disturbance works; c. Heritage mining remains and features associated with the Iron Bridge Mine (L29/98), Kiwi Mine and Beggs Outcrop (including heritage power poles) in proximity to disturbance works. 2. The Approval Holder must identify and avoid these features outside of the disturbance area by mapping these features on construction plans prior to the commencement of Construction, and establishing a setback via temporary fencing/barriers and “no work” exclusion zones for the duration of nearby works. Site personnel and contractors must be briefed on the exclusion zones. ***Advice note:*** *Temporary fencing/barriers in the context of this condition can also be achieved through GPS / electronic fencing-type mechanisms.*
HER19	1. The Approval Holder must engage a SQEP to:

Reference	Condition
	a. Update the recording of heritage features at Beggs Outcrop (L29/99) in proximity to disturbance areas, and the Kiwi Mine Fan House and Compressor Site (L29/101) (Feature 212 on **Attachment 15**) to update the existing baseline record of the state and condition of these heritage features, to enable their future condition to be monitored during Construction; b. Record the alignment of the heritage power pole line along the UWHR corridor between Burnett's Face and Beggs Outcrop, including the Cedar Creek Road vicinity, and establish the source and destination of the power supply. 2. The information collected in accordance with HER19(1)(a) and (b) must be documented in the Annual Heritage and Archaeology Report required under **Condition HER5.**
HER20	In relation to the Kiwi Mine Compressor Site, the Approval Holder must engage a SQEP to undertake an engineering assessment to determine the structural integrity and, if required, options to stabilise the structure. If stabilisation is required, the Approval Holder must implement these measures.
HER21	Prior to works in the vicinity of the Return Airway remains at the Iron Bridge Mine (L29/98), the Approval Holder must, if practicable, relocate the non-in situ Return Airway concrete pillar/foundation (and associated timbers/metal rods) to the south/upslope, outside the construction corridor, under the supervision of an SQEP. The final locations must be recorded and reported in the Annual Heritage and Archaeological Report, or if not practicable to move, then the reasons why must be set out in that report.
	UWHR – Construction
HER22	1. The Approval Holder must engage a SQEP to undertake archaeological monitoring of: a. All preliminary earthworks where the UWHR crosses and is in proximity to the Heritage NZ Listed Area – Denniston Historic Area, to determine whether subsurface pre-1900 archaeological remains are present; b. All preliminary earthworks in the vicinity of the non in-situ Return Airway concrete pillar and possible rope road / flume within the Iron Bridge mining area (L29//98) to determine whether pre-1900 archaeological remains are present;

Reference	Condition
	c. Earthworks along the southern side of the UWHR at Beggs Outcrop to record any subsurface remains of 1950s – early 1960s mining features. 2. If in situ archaeological features or deposits are identified during archaeological monitoring, processes set out in the HHMP and conditions of the AA must be followed. 3. The results of the archaeological monitoring must be recorded and reported on in the Annual Heritage and Archaeological Report.
HER23	The Approval Holder must engage a SQEP to undertake an annual monitoring survey for the Construction period of the UWHR of the heritage features in **Condition HER19(1)(a)** against the baseline record, and provide this information in the Annual Heritage and Archaeological Report.
HER24	The Approval Holder must ensure that all temporary physical fencing or barriers installed to protect historic heritage remains / features associated with Beggs Outcrop and heritage power poles in the vicinity of construction works are removed once Construction of the UHWR is completed.
	MFS – Pre Construction
HER25	The Approval Holder must ensure that the area where there are archaeological monitoring, investigation and recording requirements associated with the Koranui Mine and Incline (L29/14), and all known archaeological features in proximity to disturbance works, (as shown on **Attachment 16**), are shown on construction and mining plans.
HER26	The Approval Holder must ensure heritage mining remains and features associated with the Koranui Mine (L29/14) and Taipo Mine (L29/100) outside disturbance areas but within the MFS consent boundary, are avoided by mapping these features on construction and mining plans and establishing a set back via temporary fencing/barriers and “no work” exclusion zones for the duration of nearby works. Site personnel and contractors must be briefed on the exclusion zones. ***Advice note**: Temporary fencing/barriers in the context of this condition can also be achieved through GPS / electronic fencing-type mechanisms.*
HER27	1. The Approval Holder must engage a SQEP to undertake a pre-commencement survey to record historic features and artefacts at Koranui Incline and Mine (L29/14) outside of, but in proximity to, disturbance areas to develop a baseline to enable the monitoring of their future state and

Reference	Condition
	condition. This must be undertaken prior to Construction, Mining or Mining Operations occurring within the Koranui Incline and Mine (L29/14) as shown on **Attachment 16**. 2. This information must be provided in the Annual Heritage and Archaeology Report, in accordance with **Condition HER5**.
HER28	1. Prior to the commencement of Construction within areas where surface archaeological features associated with the Koranui Mine (L29/14) are likely to be impacted, the Approval Holder must engage a SQEP to undertake a pre-commencement survey in accordance with the HHMP to update the recording of the following features: a. The ventilation air shaft; b. The main portal at the top of the horse tramway; c. The tramway cutting / embankment; and d. Associated artefacts. 2. The purpose of this survey is to provide an archaeological record of these features prior to their loss.
HER29	1. Prior to disturbance of Taipo Mine remains (1920s–1940s), the Approval Holder must engage a SQEP to complete a pre-commencement survey and Structure Recording to Level II of all surface heritage features, and implement artefact recording, collection and deposit. 2. A Pre-construction survey by the Project Archaeologist must be undertaken to update the existing recording of identified heritage features and artefacts associated with the Taipo Mine (L29/100) in proximity to disturbance areas to enable the monitoring of their future state and condition during Construction, Mining and Mining Operations.
	MFS – Construction, Mining, and Mining Operations
HER30	If any previously unidentified or unanticipated archaeological remains of potential significance are exposed at Koranui Mine (L29/14), the Approval Holder must ensure that the processes in the ArchA conditions and the AMP are followed.

Reference	Condition
HER31	The Approval Holder must engage a SQEP to undertake an annual monitoring survey of the heritage features in **Condition HER27** against the baseline record once this is completed, and provide this information in the Annual Heritage and Archaeological Report. This annual monitoring must continue until Stage 3 rehabilitation has been completed in this area.
HER32	The Approval Holder must remove any physical fencing or barriers installed around the historic heritage remains / features associated with the Koranui Mine and Incline (L29/14) and the Taipo Mine once Mining and Mining Operations cease within MFS.
	Stockton – Pre Construction
HER33	The Approval Holder must ensure that the Mine Creek Settlement and Infrastructure site (L28/17) within Stockton (as shown on **Attachment 17**) is shown on construction and mining plans.
HER34	The Approval Holder must avoid effects on the remaining sections of the Electric Loco Line and associated remains (L28/20), Mine Creek Settlement (L28/17) and the remaining section of Jorgen's Drive (L28/16) (as shown on **Attachment 18 and 19**) that are outside the Stockton areas of proposed disturbance, but within the Stockton Project Sub-Area by mapping these features on construction and mining plans and establishing a setback via temporary fencing/barriers and "no work" exclusion zones for the duration of nearby works. Site personnel and contractors must be briefed on the exclusion zones. ***Advice note**: Temporary fencing/barriers in context of this condition can also be achieved through GPS / electronic fencing type mechanisms*.
HER35	The Approval Holder must engage a SQEP to undertake a pre-construction survey to update the recording of identified heritage features associated with Jorgen's Drive (L28/16), including Structure recording to Level III in Heritage NZ Guidelines.
HER36	Prior to the commencement of Construction in areas where works may affect the Electric Loco Line historic features, the Approval Holder must ensure that a SQEP undertakes a pre-commencement survey to update the existing record of the Electric Loco Line sites and features in proximity to the approved disturbance areas. The purpose of the survey is to document the location, extent, state and condition of these features to enable their

Reference	Condition
	future condition to be monitored during Construction, Mining and Mining Operations. The baseline record must be documented and included in the Annual Heritage and Archaeology Report required under **Condition HER5**.
	Stockton – Construction, Mining, and Mining Operations
HER37	The Approval Holder must engage a SQEP to undertake or oversee an annual monitoring survey in accordance with the methods in the HHMP of the heritage features in **Condition HER36** against the existing record, and provide this information in the Annual Heritage and Archaeological Report. This annual monitoring must continue until Stage 3 rehabilitation has been completed in this area.
HER38	Works in proximity to the Electric Loco Line 'B' Tunnel must adopt the vibration limits set out in Condition NBV8 for Sensitive Heritage Structures, and utilise shoring where required and safe to do so.
HER39	The Approval Holder must, where it is safe and practicable to do so, photograph, record and retrieve items from underground workings and the 'B' Tunnel, in accordance with the methodology in the HHMP.
HER40	1. The Approval Holder must ensure that all preliminary earthworks within the area of planned disturbance within 50m of recorded archaeological features associated with the Mine Creek Settlement are subject to archaeological monitoring by a SQEP, to determine whether any pre-1900 archaeological remains are present. 2. If in situ archaeological features or deposits are identified during archaeological monitoring, processes set out in the HHMP and AMP must be followed.
HER41	The Approval Holder must remove all temporary physical fencing or barriers installed for the protection of the remaining sections of the Electric Loco Line and associated remains (L28/20), the Mine Creek Settlement (L28/17) and the remaining section of Jorgen's Drive (L28/16), once Mining and Mining Operations are completed.

Reference	Condition
HER42	1. The Approval Holder must complete the outstanding Final Authority Report on archaeological work at Mine Creek Settlement and Infrastructure site (L28/17) required under the Archaeological Authority No. 2009/327, including one article detailing an aspect of the results of the investigation prepared to a professional standard of publication. 2. The Final Authority Report must be completed within 10 years from the date of the commencement of these Approvals. ***Advice note***: *For the purposes of this Approval, the "Final Authority Report" means the final archaeological report prepared by a SQEP in accordance with the requirements and conditions of the Archaeological Authority 2009/327 issued by Heritage New Zealand Pouhere Taonga under the Heritage New Zealand Pouhere Taonga Act 2014.*
	Pest Exclusion Fenced Areas – Pre Construction
HER43	1. The Approval Holder must ensure: a. The UWHR – Southwestern section (shown on **Attachment 13**), and all known Archaeological Sites within and in proximity to disturbance works are included on construction plans for the Coalbrookdale pest exclusion fenced area; and b. Features A26, A27 and A29 of the Monocable Aerial Cableway (K29/59) (as shown on **Attachment 20**) are included on construction plans for the Denniston North pest exclusion fenced area.
HER44	1. Prior to the commencement of Construction of the Coalbrookdale pest exclusion fence, the Approval Holder must engage a SQEP to: a. Identify on the ground the recorded Archaeological Sites L29/32, L29/34 and L29/35 (historic house terraces) located within the Heritage NZ Listed Area – Denniston Historic Area (as shown on **Attachment 14**); and b. Establish a set back via temporary fencing/barriers and "no work" exclusion zones for the duration of nearby works. Site personnel and contractors must be briefed on the exclusion zones. ***Advice note***: *Temporary fencing/barriers in context of this condition can also be achieved through GPS / electronic fencing type mechanisms.*
HER45	1. Prior to the commencement of Construction of the Denniston North pest exclusion fence, the Approval Holder must engage a SQEP to:

Reference	Condition
	a. identify on the ground features A26, A27 and A29 of the Monocable Aerial Cableway (K29/59) (as shown on **Attachment 20**); and b. Establish a set back via temporary fencing/barriers and "no work" exclusion zones for the duration of nearby works. Site personnel and contractors must be briefed on the exclusion zones. ***Advice note***: *Temporary fencing/barriers in context of this condition can also be achieved through GPS / electronic fencing type mechanisms.*
	Pest Exclusion Fenced Areas – Construction Phase
HER46	The Approval Holder must ensure that all earthworks undertaken where the Coalbrookdale pest exclusion fence crosses, or is in proximity to the Heritage NZ Listed Area – Denniston Historic Area, are subject to archaeological monitoring by a SQEP. The purpose of the monitoring is to determine whether pre-1900 archaeological remains are present. If any in situ archaeological features or deposits are identified during monitoring, the Approval Holder must ensure that all works are managed in accordance with the procedures set out in the HHMP and AMP.
HER47	Following the completion of the works in **Conditions HER44 and HER45**, the Approval Holder must ensure that all temporary physical fencing or barriers installed to protect recorded Archaeological Sites L29/32, L29/34 and L29/35 (historic house terraces) within the Heritage NZ Listed Area – Denniston Historic Area, and features A26, A27 and A29 of the Monocable Aerial Cableway (K29/59) are removed once they are no longer required for protection.
	LANDSCAPE AND VISUAL
	Advice note: *This height limit does not apply to any existing and lawfully established building or structure or to operational plant, machinery or structures that are not buildings, including (but not limited to) conveyors, aerial ropeways, treatment plant, telecommunications facilities, lighting towers, stacks and vents.*
LV1	1. All new permanent and temporary buildings, structures and infrastructure (excluding safety signage) must be clad in earth toned, low reflectance value colorsteel or a similar recessive coloured material that minimise visual contrast with the surrounding landscape.

Reference	Condition
	2. Colours must:clos a. Be recessive, low reflectivity finishes (e.g. matt or semi-matt); and b. Be within a natural colour palette, including earth-tones of brown, grey, green or muted earth colours that reflect the receiving environment or cream (providing the Light Reflectance Value is less than 35%).
LV2	No new building, structure or infrastructure shall use highly reflective or light-coloured materials that would increase visibility of the Project from public viewpoints.
LV3	New buildings and infrastructure must, to the extent practicable: a. Be clustered to minimise spread across the landscape; b. Avoid placement on prominent skylines or exposed ridgelines unless no practicable alternative exists.
LV4	Any new building to be constructed and used principally for office, administration, staff facilities, storage, workshop, utility services or other activities ancillary to Construction, Mining or Mining Operations authorised by this Approval must not exceed 15 metres in height above ground level. Note: This height limit does not apply to any existing and lawfully established building or structure or to operational plant, machinery or structures that are not buildings, including (but not limited to) conveyors, aerial ropeways, treatment plants, telecommunications facilities, lighting towers, stacks and vents.
LV5	All new buildings and structures that are not required for post-closure land use or that do not have heritage or agreed future value with the relevant landowners must be removed at closure and the site rehabilitated.
	NETWORK UTILITIES
NU1	1. Prior to the commencement of construction works that may affect an existing network utility, the Approval Holder must consult with the relevant network utility operator and prepare a Network Utility Action Plan for those works.

Reference	Condition
	2. The purpose of the Network Utility Action Plan is to identify and manage potential effects of the works on the safe, efficient and continuous operation of existing network utilities. 3. The Network Utility Action Plan must, as relevant, identify: a. the network utility infrastructure potentially affected by the works; b. the nature and timing of the works and the potential interface with that infrastructure; c. measures to protect, relocate, reinstate or otherwise manage effects on the infrastructure; d. measures to maintain reasonable access to the infrastructure for inspection, maintenance and emergency works; e. measures to maintain continuity of network utility services, except where planned interruptions have been agreed with the relevant network utility operator; f. construction, health and safety and emergency procedures applicable to works in proximity to the infrastructure; and g. any other actions agreed between the Approval Holder and the relevant network utility operator to manage the interface between the Project and the network utility. 4. The Approval Holder must provide the relevant network utility operator with a reasonable opportunity to comment on the draft Network Utility Action Plan and must have regard to any comments received. 5. The Approval Holder must implement the measures identified in the Network Utility Action Plan during the relevant works.