

**IN THE MATTER**

of the Resource Management Act 1991

**AND**

**IN THE MATTER**

of the Proposed Chatham Islands Resource  
Management Document 2014

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**REPORT AND DECISION OF THE HEARINGS COMMITTEE**  
**30<sup>th</sup> JUNE 2015**

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## 1.0 INTRODUCTION

### Hearings Committee's Brief

- 1.1 In undertaking a review of the operative Chatham Islands Resource Management Document January 2001 (CIRMD) under section 79 of the Resource Management Act 1997 (RMA or 'the Act'), the Chatham Islands Council ('the Council') prepared and notified the Proposed Chatham Islands Resource Management Document July 2014.
- 1.2 The Council's powers to hear and decide submissions to the proposed CIRMD 2014 were delegated under Schedule 7, clauses 30 and 30A of the Local Government Act 2002 (LGA) to a Hearings Committee comprising independent Hearings Commissioner Sharon McGarry (Chair), Mayor Alfred Preece, Councillor Nigel Ryan and Councillor Monique Croon. This is the report and decision of the Hearings Committee.

### Preliminary Comments

- 1.3 Before moving onto the substantive portion of this report and decision, we record our appreciation at the manner in which the hearing was conducted by all the parties taking part. We would like to acknowledge the following endeavours:
  - The role of the Council's Reporting Officer, Mr David Gregory and the assistance of Mr Paul Whyte; and
  - The willingness of submitters and advisors to accommodate a certain amount of dialogue between the parties during the course of the hearing via the questions of clarification approach which we adopted.
- 1.4 The above actions have greatly assisted us when assessing and determining the issues.

## 2.0 BACKGROUND

- 2.1 The operative CIRMD 2001 is a combined regional and district document under section 80 of the RMA. The review of the document and the preparation of the proposed CIRMD 2014 was undertaken by the Council in accordance with section 79 of the RMA.
- 2.2 A 'Section 32 Report' dated July 2014 was prepared to evaluate effectiveness and efficiency of the proposed amendments to the existing CIRMD, and to take account of the decisions made by the Council in relation to the document.
- 2.3 The Section 32 Report stated that the Council had decided the existing CIRMD was, with minor exceptions, efficient and effective in addressing the scale and extent of the planning related issues facing the island. It considered the proposed CIRMD was essentially the existing CIRMD with amendments to bring it up-to-date and to remove anomalies. It noted the proposed CIRMD reflected the issues affecting the Islands and the very low levels of activity that have effects that need to be controlled.

2.4 The Section 32 Report concluded that the assessment of the proposed CIRMD under section 32 of the RMA (with guidance provided by the Ministry for the Environment) found the objectives, policies and methods to be generally both efficient and effective in dealing with resource management issues facing the Islands and the scale and nature of the effects that are likely to eventuate.

### 3.0 NOTIFICATION/SUBMISSIONS/HEARING

#### Notification/Submissions

- 3.1 The PCIRMD was notified on 5th August and the submission period closed on the 3<sup>rd</sup> October 2014. A total of seven submissions were received within the time period. The further submission period original closed on 21<sup>st</sup> November 2015, but was extended until 12<sup>th</sup> December 2015. Two further submissions were received within the time period.
- 3.2 These submissions were helpfully summarised and commented on in the Reporting Officer's report. Prior to the hearing, the Reporting Officer's report was sent out to all parties.

#### The Hearing

3.3 The hearing was held in the Council offices on the Chatham Islands on 25<sup>th</sup> and 26<sup>th</sup> February 2015. The Hearings Committee heard from the following people during the course of the hearing:

##### *Submitters*

- . Department of Conservation – Ms Connie Norgate and Ms Alison Turner
- . Hokotehi Moriori Trust - Mr Maui Solomon and Ms Susan Thorpe
- . Ngāti Mutunga o Wharekauri – Mr Ward Kamo
- . Heritage New Zealand – Ms Jillian Kennemore

##### *Attendance on behalf of Chatham Islands Council*

- . Mr David Gregory, Consultant Planner
- . Mr Paul Whyte, Consultant Planner

3.4 The hearing was opened at 9.30am and after initial introductions and procedural issues, Mr Gregory tabled his report. Mr Gregory and Mr Whyte briefly outlined a number of technical amendments and changes to the designation section and planning maps. In relation to the inclusion of bi-lingual or tri-lingual terms throughout the document, Mr Gregory was of the view that this was a decision for elected members.

- 3.5 Ms Norgate and Ms Turner spoke to the submission of the **Department of Conservation** and were accompanied Ms Thorpe as a Conservation Board Member. In summary, their submission outlined the need to address the identification and management of new freshwater pest plants before they establish, cross boundary issues and the need for integrated management, timeframes for the implementation of the National Policy Statement (**NPS**) for Freshwater Management and the New Zealand Coastal Policy Statement (**NZCPS**), and integration with the Conservation Management Strategy (**CMS**). They expressed a willingness to provide scientific names for species referred to in the document and for suggested inclusions, as requested in the submission.
- 3.6 Ms Kennemore spoke to the submission of **Heritage New Zealand** via Skype. In summary, she addressed the statutory background, the importance of the use of non-regulatory methods (such as a Heritage Strategy), the need to compile an inventory of heritage sites, and the need to recognise the Chatham Islands unique context. She confirmed agreement that no further heritage sites should be included in the document without landowner agreement and suggested a future plan change could incorporate a heritage inventory.
- 3.7 Mr Solomon and Ms Thorpe spoke to the submission of **Hokotehi Moriori Trust**. In summary, their submission addressed the lack of engagement and consultation with Tchakat henu, imi management plans, protection of historic heritage, protection of indigenous vegetation and landscapes, waste management, protection of freshwater systems, Te Whanga, coastal marine environment, off shore islands, amenity values, zoning and permitted activities and planning maps. Appended to the submission were copies of various correspondence with the Council, information relating to the Kaingaroa dump and the Kaingaroa water supply case studies, and a document titled 'Iwi Management Plans – A guide for Māori working in resource management and planning' New Zealand Historic Places Trust Pouhere Taonga Sustainable Management of Historic Heritage Guidance Series.
- 3.8 Mr Kamo spoke to the submission of **Ngāti Mutunga o Wharekauri** via Skype. In summary, he addressed the need for a good working relationship with the Council and the importance of the Treaty of Waitangi/Te Tiriti o Waitangi settlements in moving forward; the need to investigate the ecological effects of the opening the lagoon and management of swans; access over private land; and recognition of the role of iwi in housing development on the Island.
- 3.9 A statement from Mr Chris Nicoll on behalf of the **New Zealand Fire Service** was tabled at the hearing.
- 3.10 We heard from submitters over the course of two days and the hearing was adjourned to enable the Reporting Officer to provide a written right of reply. A written right of reply was received on 16<sup>th</sup> April 2015.
- 3.11 After considering the submissions raised and the Reporting Officer's response to these submissions, we issued a minute to proceedings requesting Hokotehi Moriori Trust to provide suggested wording for a revised section 3.3 'Iwi Perspective' and the Department of Conservation to provide scientific names for plants referred to in the document.
- 3.12 Following receipt of these responses, the Reporting Officer recommended a revised section 3.3 and circulated this to Ngāti Mutunga o Wharekauri for comment. Comment was received on 26<sup>th</sup> June and the hearing was closed on 29<sup>th</sup> June 2015.

### Scope of Submissions

- 3.13 We are required to limit our report and decisions to the matters raised in submissions and the changes sought to the proposed CIRMD. We note that a number of matters raised by the Hokotehi Moriuri Trust in the hearing were not specifically raised in the original submission. In particular, the Trust's submission did not raise concern regarding the 'offensiveness' of any provisions of the plan, nor did it suggest any alternative wording. While reference was made to 'no further contact and no discussion or opportunity for input into the content of the plan' following meeting with Mr Edward Ellison, no specific submission was made in relation to lack of engagement or consultation. It is therefore difficult to address these matters within the scope of this plan review process.
- 3.14 In making our deliberations, we are mindful of the scope of our consideration and we have endeavoured to accommodate the request of the Hokotehi Moriuri Trust by allowing for an update to the wording of section 3.3 'Iwi Perspectives'. We consider this is within the scope of a submission point made by Ngāti Mutunga o Wharekauri regarding the need to reflect the distinct cultural identities of both Moriuri and Ngāti Mutunga o Wharekauri in this section of the document. We are satisfied the revision proposed updates the document to reflect current imi/iwi perspectives and does not affect the substance or intent of any of the provisions.

## 4.0 ASSESSMENT OF SUBMISSIONS

- 4.1 In assessing the submission points and changes sought, we have considered all the submissions received and evidence presented during and after the hearing. Our decisions and reasons for those decisions are set out in **Appendix 1** of this report.
- 4.2 **Appendix 2** of this report contains the Proposed CIRMD with the decision amendments shown as tracked changes. Where document wide changes have been made to change terms such as "iwi" to "iwi/imī", these changes have only been shown the first time the word is used. Tracked changes have not been shown where minor corrections and punctuation change have been made, or where scientific names have been included to assist with readability of the document.

## 5.0 DECISION

- 5.1 Having considered all submissions and evidence presented at the hearing, we resolve that the Proposed Chatham Islands Resource Management Plan be amended, as shown in **Appendix 2** of this report.

DATED AT CHRISTCHURCH THIS 30<sup>th</sup> DAY OF JUNE 2015



Sharon McGarry (Chair)  
On behalf of the Hearings Committee

Hearings Committee’s Decisions on Submissions and Further Submissions to the

Proposed Chatham Islands Resource Management Document

Hokotehi Moriori Trust (HMT)

Reference	Decisions Requested	Further Submission: Support/Oppose	Recommendation: Accept/Partly Accept/Reject	Officer’s Right of Reply	Decision and Reasons
<b>Part 3.3 Iwi Perspective</b>	<ul style="list-style-type: none"> <li>Decision requested at the Hearing: Rewrite Section 3.3, Iwi Perspective</li> </ul>		No recommendation made because was not a specific matter raised in original submission.	What is requested represents a large change to the CIRMD which was not specifically requested in submissions, but it is accepted that there are some cultural concerns regarding this section. In order to address these concerns, the Commissioners may consider requesting that Hokotehi Moriori Trust, in conjunction with Ngāti Mutunga o Wharekauri, prepare a rewritten Section 3.3 for consideration of the commissioners.	<b>Partly accept</b> Hokotehi Moriori Trust’s rewritten section 3.3. Although not a specific submission point, we consider this revision of section 3.3, with comment from Ngāti Mutunga o Wharekauri to be an agreed correction or update of ‘iwi perspective’.
<b>Part 4, 4.1 The Iwi</b>	<ul style="list-style-type: none"> <li>Develop a MOU between Council and the Trust on</li> </ul>		<b>Partly accept:</b> Development of a MOU is a process that lies	No change to recommendation.	<b>Partly accept.</b> No changes required. The development of a MOU



<p>4.1.2(iii)</p>	<p>2) Mechanism or incentives for protection of waahi tapu or places of significance</p>		<p>outside the CIRMD and is possible under current policies and methods in Part 4.1 (4.1.3(i)), “The Iwi”.</p> <p>While local authorities must take into account “any relevant planning document recognised by an iwi authority” (RMA S74(2A)) that document must be lodged with the TLA. Currently, no such documents are known to exist.</p> <p><b>Partly accept:</b> Current policies and methods in Part 4.1, “The Iwi” (4.1.3(iii)) allow for management plans.</p>		<p>and an imi planning instrument are outside the CIRMD. The CIRMD recognises such planning instruments</p>
			<p><b>Partly accept:</b> Current policies and methods in Part 4.1, “The Iwi” and in CIRMD Rules provide for protection. However provision of “incentives” is considered to be</p>	<p>No change to recommendation</p>	<p><b>Partly accept.</b> No change required. Methods such as using incentives are not precluded by the CIRMD provisions.</p>

<p><b>4.2.1 and 4.2.2</b></p>	<p>3) Mechanism or incentives for riparian protection and natural character protection plus assistance to enhancing ecosystems</p>		<p>beyond the resources of the Council</p>	<p><b>Partly accept:</b> Mechanisms already exist within the CIRMD for riparian protection (e.g. Part 4.4 “Indigenous vegetation and habitats of fauna”). However provision of incentives is considered to be beyond the resources of the Council</p>	<p>No change to recommendation</p>	<p><b>Partly accept.</b> No change required.                  Methods such as using incentives are not precluded by the CIRMD provisions.</p>
<p><b>4.11.1.1</b></p>	<p>4) Rehabilitation plans for the Kaingaroa dump</p>		<p><b>Accept:</b> In 4.1.1.1.2 Methods add a Method (v) as follows, “ Develop rehabilitation plans for the Kaingaroa, Owenga and Te One landfills” (or similar). A CIC submission to the CIRMD in respect of Section 4.11 acknowledges the closure of the above landfills with the operation of the new landfill and it is appropriate to include reference to rehabilitation</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Add Method (v) as recommended by the Reporting Officer.                  Consider this reflects the resource consent conditions for the new landfill.</p>	

			plans for the existing landfills.			
<b>5.3.4</b>	5) Rules for Te Whaanga should include “no adverse effect on Mori values”	HNZ support	<b>Reject:</b> Rules, e.g. 5.3.4.23(d) already provide for “The effect on cultural values” and this is considered to include Mori values. <b>Accept</b>	No change to recommendation	<b>Reject.</b> Rules adequately address effects on cultural values.	
<b>4.5.1.1</b>	6) Support for voluntary protection of significant vegetation and habitat		<b>Accept</b>	No change to recommendation	<b>Accept.</b> No change required. CIRMD provisions enable this to occur.	
<b>4.5</b>	7) Sites and landscapes should be added to heritage items		<b>Partly Accept:</b> Other submitters have sought similar additions. Council seeks help in identifying areas	No change to recommendation. It is considered that Council should convene a group of island interests to consider this matter further outside the review process, noting that there appeared to be support for this concept.	<b>Partly accept.</b> No change required. CIRMD provisions allow a collaborative process to occur.	
<b>Policy 4.1.2</b>	8) Policy 4.1.2 should refer to protecting sites from all adverse effects		<b>Reject:</b> It is not considered possible to protect sites from “all” adverse effects as some of these effects will lie outside control.	No change to recommendation	<b>Reject.</b> No change required. The RMA is not a “no effects” statute. It would be inappropriate to include “all” adverse effects.	

<b>General</b>	9) Covenants should be encouraged through rates relief		<b>Reject:</b> The CIRMD states in 2.2.3(ii) that Council is not in an economic position to offer rates relief.	No change to recommendation	<b>Reject.</b> No change required. Methods such as rates relief are not precluded by the CIRMD plan provisions.
<b>Methods 4.1.3</b>	10) Off-shore islands: Method 4.1.3 should include management by tangata whenua	HNZ support	<b>Reject:</b> Method 4.1.3(iii) already allows for this	No change to recommendation. Discussion at the hearing indicated that management by “owners”, in this case families, is more appropriate	<b>Reject.</b> No change required. It is appropriate that that management plans allow offshore islands to be managed by their “owners”.
<b>Appendix 3</b>	11) The appendix on heritage values needs to include areas of heritage values		<b>Partly Accept:</b> Other submitters have sought similar additions. Council seeks help in identifying areas.	No change to recommendation. It is considered that Council should convene a group of island interests to consider this matter further outside the review process, noting that there appeared to be support for this concept.	<b>Partly Accept.</b> No change required. CIRMD provisions allow a collaborative process to occur.
<b>General</b>	12) Redraft maps in consultation with tangata whenua, DOC and Heritage NZ		<b>Partly Accept:</b> Where additions or amendments are agreed to maps, appropriate consultation can be carried out.	No change to recommendation. It is considered that Council should convene a group of island interests to consider this matter further outside the review process, noting	<b>Partly Accept.</b> No change required. No specific amendments were requested. It is appropriate to undertake a collaborative approach to consider this matter is necessary.

<p><b>General</b></p>	<p>13) All place names to be bi-lingual or tri-lingual where appropriate</p>	<p><b>Reject:</b> Place names on maps follow NZ map names. Any additional names will require agreement of all interested groups.</p>	<p>that there appeared to be support for this concept.                  No change to recommendation. However, it is considered appropriate to insert the term “imi” with “iwi”. It may also be appropriate to replace the term “Moriori” with “tchakat henu” but suggest that HMT advise further on this as part of their suggested 3.3 drafting.</p>	<p><b>Partly Accept.</b> The submitter did no provided any specific changes to the place names for consideration. Changes to insert to terms “imi/iwi”, “Te tiriti o Waitangi” and revised wording of section 3.3 are appropriate.</p>
<p>14) Plan to include NZAA upgrade data</p>		<p><b>Reject:</b> It is unclear what is sought through this point</p>	<p>No change to recommendation. At the hearing it was apparent that progress of the “upgrade” on the Chatham Islands was uncertain and that this needed to be clarified.</p>	<p><b>Reject.</b> No change required. No evidence provided on what “upgrade data” should be included.</p>

**Ngāti Mutunga o Wharekauri (NMMW)**

<p><b>Reference</b></p>	<p><b>Decisions Requested</b></p>				
<p><b>General</b></p>	<ul style="list-style-type: none"> <li>Request supplementary paper on impending RMA changes</li> </ul>		<p><b>Reject:</b> This is not part of a statutory plan. The CIRMD cannot be bound</p>	<p>No change to recommendation.</p>	<p><b>Reject.</b> No change required. The review process must consider the RMA provisions in</p>

			<p>by speculative possible future legislative changes</p> <p><b>Reject:</b> Section 4.1 already provides for working with iwi groups, e.g. Method 4.1.3(i)</p>		<p>place at the time of the decision.</p> <p><b>Accept.</b> Amend Section 2.2 to read - “Council will consult with <u>and work with</u> these group...”</p>
<p><b>Part 4, 4.1, The Iwi</b></p> <ul style="list-style-type: none"> <li>• Insert the following wording: “Council will <i>work closely with these groups where practicable</i> in respect of resource management issues...”</li> </ul>	<p>HNZ support</p>	<p>HNZ support</p>		<p><b>Accept:</b> In Part 2, 2.2 Involvement of Iwi, amend the second sentence of the paragraph to read: “Council will consult <i>and work with</i> these groups in respect of resource management issues that affect the islands, including resource consents.”</p>	
<p><b>General</b></p> <ul style="list-style-type: none"> <li>• Encourage Council to include educational interaction as a Method</li> </ul>	<p>HNZ support</p>	<p>HNZ support</p>	<p><b>Reject:</b> Although direct involvement of schools is not mentioned in the CIRMD, the term “education” is widely used in the Methods, e.g. 4.11.1.2 Methods, (i) Education and advice on good waste disposal practices.</p>	<p><b>Accept:</b> In 2.3 Methods, final sentence of Method (iv) amend the sentence to areas: “Dissemination of information, <i>education</i> (e.g. location of bird nesting sites and rare plants) is part of the process”</p>	<p><b>Accept.</b> Amend 2.3 Method (iv) to read - “Dissemination of information, (e.g. location of bird nesting sites and rare plants) <i>education are</i> is part of the process”</p>
<p><b>General</b></p> <ul style="list-style-type: none"> <li>• Use the term, “Ngāti Mutunga o Wharekauri” rather than Maori</li> </ul>	<p>HNZ support</p>	<p>HNZ support</p>	<p><b>Accept:</b> Where the term “Maori” occurs in the CIRMD, replace with “Ngāti Mutunga o Wharekauri</p>	<p>It is suggested this matter is addressed in the suggested 3.3 redrafting.</p>	<p><b>Accept.</b> This has been addressed in the revised section 3.3 and where appropriate in throughout the document in</p>

<b>General</b>	<ul style="list-style-type: none"> <li>Update census figures to 2013</li> </ul>		<p><b>Accept:</b> Where Census data is used (e.g. in 3.3.1) update to the 2013 Census</p>	<p>No change to recommendation</p>	<p>conjunction with the changes sought by HMT.  <b>Accept.</b> No change required. Reference to Census data has been removed by revision of section 3.3.</p>
<b>Policy 4.2.4.1</b>	<ul style="list-style-type: none"> <li>Policy 4.2.4.1. Further study on artificial opening vs natural processes</li> </ul>		<p><b>Reject:</b> This is already provided for in Method 4.2.4.2(iii)</p>	<p><b>Accept:</b> In Method 4.2.4.2(iii) amend the Method to read:          “Undertake studies on the functioning of the lagoon and the effects of natural and artificial opening.”</p>	<p><b>Accept.</b> Amend Method 4.2.4.2 (iii) to read - “Undertake studies on the functioning of the lagoon and the effects of natural and artificial opening.”</p>
<b>4.2.4.1</b>	<ul style="list-style-type: none"> <li>Additional recognition of Treaty matter for Te Whanga</li> </ul>		<p><b>Reject:</b> It is considered that the existing Policies and Methods provide adequate recognition of iwi matters.</p>	<p><b>Accept:</b> In Objective 4.2.4(i) add in the third bullet point: “Iwi values and relationships”. In Policy 4.2.4.1(ii) add in the second bullet point: “Iwi values and relationships”</p>	<p><b>Accept.</b> Amend Objective 4.2.4(i), third bullet point to read - “Iwi values and relationships”; and Policy 4.2.4.1(ii), second bullet point to read - “Iwi values and relationships”.</p>
<b>4.2.1.2</b>	<ul style="list-style-type: none"> <li>Strengthen intent on protection and replanting of riparian strips</li> </ul>		<p><b>Reject:</b> It is considered that the existing Policies and Methods provide adequate intent within the resources of the Council.</p>	<p><b>Accept:</b> Delete Method 4.2.1.2 and replace with the wording of Method 4.2.2.2 to read:          “Encouraging landowners to protect natural values</p>	<p><b>Accept.</b> Amend Method 4.2.1.2 (iii) to read – “Encouraging landowners to protect natural values by private agreements, <u>conservation</u></p>

					by private agreements, conservation covenants, fencing and planting of margins, and use of guidelines and education.
<b>4.1.2</b>	<ul style="list-style-type: none"> <li>Acknowledge iwi in relation to economic and social developments</li> </ul>		<p><b>Reject:</b> This section deals with the management of resources and provides recognition of Iwi and the Treaty.</p>	No change to recommendation	<p><b>Reject.</b> No changes required. This section adequately addresses iwi in relation to managing natural and physical resources.</p>
<b>3.6 Natural features</b>	<ul style="list-style-type: none"> <li>Expand final sentence (Pg 20, final para) to emphasise that preservation has benefits. Also applies to Heritage Items</li> </ul>		<p><b>Accept:</b> Add to the final sentence of 3.6.1 to read: “Retention of natural resources has benefits for the community in terms of the character of the islands, amenity values, visual appreciation, conservation, <i>economic and social development</i> and as an attraction for visitors.” Or words to that effect</p>	No change to recommendation	<p><b>Accept.</b> Amend final sentence of 3.6.1 to read: “Retention of natural resources has benefits for the community in terms of the character of the islands, amenity values, visual appreciation, conservation, <i>economic and social development</i> and as an attraction for visitors.”</p>
<b>Method 4.5.1.2(iv)</b>	<ul style="list-style-type: none"> <li>Method 4.5.1.2 (iv) clarify “certain circumstances” as currently too broad</li> </ul>		<p><b>Reject:</b> It is not considered possible to define the range of circumstances in which the application of rules might be deemed</p>	No change to recommendation	<p><b>Accept.</b> Amend Method 4.5.1.2(iv) to read – “Regulate by rules <u>as required by provisions of this plan.</u>” It is</p>



<p><b>Policy 4.6.1.1(iv)</b></p>	<ul style="list-style-type: none"> <li>Expand Policy 4.6.1.1 (iv) to include wahi tapu and nohoanga kai</li> </ul>		<p>necessary. Other terms such as “if necessary” could be considered, but may attract the same objection</p> <p><b>Accept:</b> In Policy 4.6.1.1(iv) add, “To consult with Iwi prior to any development upon discovery of urupa, <i>wahi tapu and nohoanga kai</i> remains.”</p>	<p>No change to recommendation</p>	<p>considered this addition clarifies the method.</p> <p><b>Accept.</b> Amend Policy 4.6.1.1 (iv) to read - “To consult with Iwi prior to any development upon discovery of urupa, <i>wahi tapu and nohoanga kai</i> remains.”</p>
<p><b>3.8</b></p> <ul style="list-style-type: none"> <li>Establish register of landowner contacts for access permission</li> </ul>			<p><b>Reject:</b> It is considered that such as a register is best provided outside a statutory document. A plan change would be required to add or remove details.</p>	<p><b>Partly Accept:</b> It is considered that such a register is best provided outside a statutory document. A plan change will otherwise be required to add or remove details.</p>	<p><b>Partly Accept.</b> It is not appropriate to have a register of landowner contacts in a statutory document. However, the text could be clearer regarding the need to seek landowner permission. Amend last sentence of section 4.7.1 Reasons to read –  <u>“Generally access is across private land and access is at the landowner’s discretion</u>”</p>

					<i>and permission should be sought.</i>
<b>3.9</b>	<ul style="list-style-type: none"> <li>Iwi members to be trained in hazard mitigation</li> </ul>		<p><b>Reject:</b> The selection and training of appropriate personnel is considered to be a matter that should lie outside a statutory document.</p>	No change to recommendation	<p><b>Reject.</b> No change required. We agree selection and training of appropriate personnel is not a matter to be included in a statutory document.</p>
<b>3.10</b>	<ul style="list-style-type: none"> <li>Do more to encourage better waste management practices, domestic and commercial</li> </ul>		<p><b>Reject:</b> It is considered that the Methods under Section 4.11.1.2 (i) to (iv) are adequate provisions.</p>	<p><b>Accept:</b> Amend Method under Section 4.11.1.2 (i) to add “<i>management</i>” between “waste” and “<i>disposal</i>”. Amend Method (iii) to read: “Implement the Waste Management Strategy, <i>including sorting and recycling.</i>”</p>	<p><b>Accept.</b> Amend Method under Section 4.11.1.2 (i) to read – “Education and advice on good waste <i>management</i> and disposal practices”; and Method (iii) to read: “Implement the Waste Management Strategy, <i>including sorting and recycling.</i>”</p>
<b>General</b>	<ul style="list-style-type: none"> <li>Take into account funding of social housing initiatives and changes to the RMA</li> </ul>		<p><b>Reject:</b> Funding of social housing initiatives are best considered outside a statutory document. Potential changes to the RMA cannot be considered in the CIRMD as they are currently speculation.</p>	No change to recommendation	<p><b>Reject.</b> No change required. We agree that these matters are best addressed outside the CIRMD. We must consider the RMA provisions at the time of this decision.</p>

<p><b>4.13</b></p>	<ul style="list-style-type: none"> <li>Set development contributions on a variable basis</li> </ul>		<p><b>Reject:</b> The Council has a limited funding base and seeks to cover the full and actual costs of most infrastructural works occasioned by development</p>	<p>No change to recommendation</p>	<p><b>Reject.</b> No change required. We consider such matters can be considered on a case-by-case basis during any consent process.</p>
<p><b>5.3</b></p>	<ul style="list-style-type: none"> <li>Zoning should not be rigid (Rural Zone)</li> </ul>		<p><b>Reject:</b> In order to make it clear where and when the plan applies, it is necessary to clearly demark the boundaries between zones. However, zone boundaries can be adjusted through public and private plan changes.</p>	<p>No change to recommendation</p>	<p><b>Reject.</b> No changes required. Zoning is an accepted resource management method. Zone boundaries can be changed through the appropriate RMA plan change process.</p>
<p><b>5.4</b></p>	<ul style="list-style-type: none"> <li>Work with the Trust on housing initiatives (Settlement Zone)</li> </ul>		<p><b>Reject:</b> Joint working arrangements are best arrived at outside the statutory document.</p>	<p>No change to recommendation</p>	<p><b>Reject.</b> No change required. These matters can be addressed outside the statutory document.</p>
<p><b>5.6.3.1</b></p>	<ul style="list-style-type: none"> <li>Consider policy on external threats to life supporting capacity (Coastal Marine Area)</li> </ul>		<p><b>Accept:</b> Consider including a Policy with the following wording, “Where activities seaward of the coastal marine area require consent under the Exclusive Economic Zone and Continental Shelf (Environmental Effects)</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend section 5.6.3.1 Policies, by adding – “(iv) <u>Where activities seaward of the coastal marine area require consent under the Exclusive Economic Zone and Continental Shelf (Environmental</u></p>

			<p><i>Act 2012, the Council shall consider any threat to the life supporting capacity of the Coastal Marine Area.” Or words to that effect.</i></p>	<p><i>Effects) Act 2012, the Council shall consider any threat to the life supporting capacity of the Coastal Marine Area.”</i></p>
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Minister and Department of Conservation (MOC)

<b>Reference</b>	<b>Decisions Requested</b>				
<b>General</b>	<p>Replace “should” with “shall” or “do” in Policies etc. throughout the whole document</p>		<p><b>Reject:</b> Council’s experience has noted that cooperation has been demonstrated to be more effective in the Chatham context, than a more coercive approach. It is considered that the use of “should” better reflects this.</p>	<p>No change to recommendation</p>	<p><b>Reject.</b> No change required. It is accepted that the use of “should” reflects the Chatham’s unique context and gives sufficient direction.</p>
<b>3.2.2</b>	<p>Part 3, Pg. 14, provide for “inclusion of invasive macrophytes” in the Issues section.</p>		<p><b>Partly Accept:</b> It is accepted that invasive macrophytes could be an issue for the Chatham, but the suggested inclusion</p>	<p><b>Accept:</b> It is accepted that invasive macrophytes could be an issue for the Chatham. Add to 3.2.2 a fourth Issue to read,</p>	<p><b>Accept.</b> We accept is appropriate to include this as a new issue in the Sections 3.2, 3.4 and 3.5. Add a new issue to Section</p>

	<p>would be better expressed within 3.6 “Natural Features” 3.6.2(iii) to read, <i>threats to the natural environment of the Islands from invasive macrophytes</i>.</p>	<p><i>threats to the natural environment of the Islands from invasive macrophytes</i>. Also add as an Issue in Part 3.5, “Coastal Environment” in 3.5.2 and in Part 3.4, “Water Resources” in 3.4.2.</p>	<p>3.2.2, 3.4.2 and 3.5.2 to read – “<i>Threats to the natural environment of the Islands from invasive macrophytes</i>”. Also add as an Issue in Section 3.5.2 and Section 3.4.2.</p>
<p><b>3.5 Coastal Environment</b></p>	<p>Pg. 17-19, include measures to prevent establishment of aggressive exotic macrophytes</p>	<p><b>Accept:</b> Section 3.5, “Coastal Environment” is largely a discussion section and the suggested measures are better expressed within 4.2 Water Resources and 4.3, Coastal Environment Section as an additional Objective and Policy. Currently Council does not have the knowledge or expertise to develop such measures and an Objective is to be added to 4.2 and 4.3 to seek the active involvement of DOC and other agencies in developing measures. The Objective under 4.2.1 and 4.3.1 to read, <i>To develop measures in</i></p>	<p><b>Accept:</b> It is accepted that a multi-agency approach is necessary to prevent the establishment of unwanted exotic macrophytes. Add an Objective under Sections 4.2.1 and 4.3.1 to read - “<i>To develop measures in cooperation with all agencies to prevent the establishment of aggressive exotic macrophytes.</i>”</p>

<p><b>3.5 Coastal Environment</b></p>	<p>Add statement to Coastal Section on threats from invasive species</p>	<p><i>cooperation with all agencies to prevent the establishment of aggressive exotic macrophytes.</i></p> <p><b>Accept:</b> In addition to the new Issue on invasive macrophytes in 3.5.2, on page 18 add a paragraph after para 7. <i>The coastal environment of the Islands faces threats from aggressive exotic macrophytes.</i></p>	<p>No change to recommendation</p>	<p><b>Accept:</b> In addition to the new Issue on invasive macrophytes in 3.5.2, on page 18, add a paragraph after paragraph 7. <i>The coastal environment of the Islands faces threats from aggressive exotic macrophytes.</i></p> <p>Add the following sentence to section 4.3.1 Reasons – “<u>Council in cooperation with other agencies is also committed to taking steps to stop the spread of pests</u>”.</p>
<p><b>3.6 Natural Features</b></p>	<p>Identify and list: Embergeria, Myosotidym, Lepidium rekohunese</p>	<p><b>Partly Accept:</b> DOC has been requested to aid the Council in this, as it is currently outside the Councils area of competence. If this information is forthcoming it is suggested that it be</p>	<p>No change to recommended DOC is requested to provide the required information to the Commissioners within a specified time. In addition, the information can be added to the</p>	<p><b>Partly Accept.</b> There was not enough information available to include significant sites of indigenous vegetation at the time of the review. A collaborative approach is needed to identify significant natural features. Such sites</p>

<p><b>4.2.1.2</b></p>	<p>Include a Method to implement the NPS for Freshwater Management</p>	<p>added to the CIRMD as a Plan Change.</p> <p><b>Partly Accept:</b> The Council fully accepts the necessity to give effect to National Policy Statements. However, the Council does not possess the resources to give full effect to this NPS at this point and to the halt the plan process while a programme of implementation was developed would lead to a delay in which the requirement to review the CIRMD would not be met. In addition, the freshwater management issues facing the Chatham Islands are of a minor nature and a number of the issues are already dealt with in the Proposed CIRMD.</p> <p>Section 4.2, Water Resources already contains those interim Policies required to be inserted into the CIRMD by the NPS (New Policy 4.2.1.1(iv))</p>	<p>CIRMD as a technical correction.</p> <p>No change to recommendation and accordingly it is suggested a “process” Objective is included in 4.2 Water Resources, to signal the Councils intention to develop an implementation programme as appropriate to the Islands.</p> <p>DOC criticised the sample programme attached to the Section 42A report but this does not form part of the plan and my understanding is that it is not open to submission. In any event the timeframes are in accordance with NPS on Freshwater Management.</p>	<p>can be added to the CIRMD as a plan change.</p> <p><b>Partly Accept.</b> It is agreed that the consideration of freshwater management issues are not “of minor nature”. However, there is no evidence of any “major” threats to the Islands freshwater resources. We accept the provisions of the CIRMD include the interim policies which are required to be inserted under the NPS on Freshwater Management. Given the current level of risk and the limited resources of the Council, it is appropriate to include a new objective to section 4.2.1 Objective – Water Quantity to read “<u>To develop a programme, appropriate to the issues facing the Chatham Islands, that implements the National Policy on Freshwater Management.</u>”</p>
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			<p>[Note: this is currently shown in error as 4.2.1.1(iii)] and Policy 4.2.3.1 (vi).</p> <p>A “process” Objective is to be included in 4.2 Water Resources, to signal the Councils intention to develop an implementation programme as appropriate to the Islands. The suggested wording of this Objective is: <i>To develop a programme, appropriate to the issues facing the Chatham Islands, to implement the National Policy on Freshwater Management. This programme will be implemented in a staged manner and Policies and Methods will be included through changes to the Chatham Islands Resource Management Document. Or</i> words to that effect. A possible programme is included in Appendix 1 to this report.</p>		<p><u><i>This programme will be implemented in a staged manner and Policies and Methods will be included through plan changes to the Chatham Islands Resource Management Act</i></u>. In addition, the following new sentence should be added to the end of the paragraph under Reasons – <u><i>“Council is also required to give effect to the NPS on Freshwater and will progressively address this matter”</i></u>.</p>
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		<p>In addition, in the “Reasons” under the new Objective, add the implementation of the NPS.</p>		<p>4.2.1.2</p>	<p>Include a Method to implement the NPS for Freshwater Management</p>	<p>See 4.2.1.2 above for approach in respect of NPS Freshwater</p>	<p><b>Partly Accept.</b> The addition of a new objective to section 4.2.1 Objective – Water Quantity addresses the staged and progressive implementation of the NPS for Freshwater Management.</p>
		<p><b>Partly Accept:</b> As above</p>		<p>4.2.1.2</p>	<p>Include Methods to implement the NPS for Freshwater Management for flow setting and water allocation</p>	<p>See 4.2.1.2 above for approach in respect of NPS Freshwater</p>	<p><b>Partly Accept.</b> The addition of a new objective to section 4.2.1 Objective – Water Quantity addresses the staged and progressive implementation of the NPS for Freshwater Management.</p>
<p><b>Water Quality 4.2.3</b></p>		<p><b>Partly Accept:</b> As above</p>		<p>4.2.3 Include Methods to implement the NPS for Freshwater Management to achieve Objective 4.2.3</p>	<p>See 4.2.1.2 above for approach in respect of NPS Freshwater</p>	<p><b>Partly Accept.</b> The addition of a new objective to section 4.2.1 Objective – Water Quantity addresses the staged and progressive implementation of the NPS for Freshwater Management.</p>	

<p><b>4.2.3.1</b></p>	<p>4.2.3.1 Include provisions to protect biodiversity values</p>	<p><b>Reject:</b> Although biodiversity values are not specifically mentioned, it is considered that protection of such values are inherent in Policy 4.2.3.1, e.g. 4.2.3.1(i) and (vi)</p>	<p><b>Accept:</b> It is considered appropriate to include biodiversity values.</p>	<p><b>Accept.</b> It is appropriate to include reference to biodiversity values. Add – “<i>biodiversity values</i>” to section 4.2.3.1 Policies.</p>
<p><b>Te Whanga</b> <b>4.2.4.1</b></p>	<p>4.2.4 Te Whanga: Provisions to protect Te Whanga, including integrated catchment management</p>	<p><b>Reject:</b> It is considered that Policy 4.2.3.1 (e.g. 4.2.4.1(ii)) contains sufficient detail to protect Te Whanga</p>	<p>No change to recommendation</p>	<p><b>Reject.</b> No change required. We agree that Policy 4.2.3.1 contains sufficient detail to protect Te Whanga.</p>
<p><b>4.4.1.1</b></p>	<p>4.4.1.1: delete “should” from Policy</p>	<p><b>Reject:</b> Council’s experience has noted that cooperation has been demonstrated to be more effective in the Chatham context, than a more coercive approach. It is considered that the use of “should” better reflects this</p>	<p>No change to recommendation</p>	<p><b>Reject.</b> No change required. We agree with the Reporting Officer that use of “should” is appropriate given the Council’s coercive approach.</p>
<p><b>General</b></p>	<p>Give effect to the NZCPS: preservation of natural character, outstanding natural landscapes, indigenous biodiversity, discharges, water quality,</p>	<p><b>Partly Accept:</b> The Council fully accepts the necessity to give effect to National Policy Statements. However, the Council does not possess the resources to give full effect to this NZCPS at this point and the</p>	<p>No change to recommendation and accordingly it is suggested that a “process” Objective be included in 4.3 Coastal Environment, to signal the Councils intention to develop an</p>	<p><b>Partly Accept.</b> The DOC seeks a timeframe for implementation to measure progress against. However, the Council needs sufficient time and resources to give full effect to the provisions of the</p>

	<p>precautionary approach, biosecurity</p>		<p>halt the plan process while a programme of implementation was developed would lead to a delay in which the requirement to review the CIRMD would not be met. In addition, the coastal management issues facing the Chatham Islands are of a minor nature and a number of the issues are already dealt with in the Proposed CIRMD. It is suggested that a “process” Objective be included in 4.3 Coastal Environment, to signal the Councils intention to develop an implementation programme as appropriate to the Islands. The suggested wording of this Objective is: <i>To develop a programme, appropriate to the issues facing the Chatham Islands, to implement the New Zealand Coastal Policy Statement. This programme will be</i></p>	<p>implementation programme as appropriate to the Islands.</p>	<p>NZCPS. It is accepted that including a ‘process’ objective would give certainty that the provisions will be implemented progressively in a staged manner. Add the following new objective to section 4.3 – <u>“To develop a programme, appropriate to the issues facing the Chatham Islands, to implement the New Zealand Coastal Policy Statement. This programme will be implemented in a staged manner and Policies and Methods will be included through changes to the Chatham Islands Resource Management Document.”</u> Add the following sentence to the section 4.3 Reasons – <u>“Council is also required to give effect to the NZCPS and will progressively address this matter”</u>.</p>
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		<p><i>implemented in a staged manner and Policies and Methods will be included through changes to the Chatham Islands Resource Management Document. In addition, add into the “Reasons” under this new Objective, add the requirement to give effect to the NZCPS.</i></p>			
<p><b>Part 7</b></p>	<p>Part 7 appendices;                  App 1: Apply correct scientific names</p>	<p><b>Accept:</b> DOC has been requested to aid the Council in this, as it is currently outside the Council’s area of competence. If this help is forthcoming, it is suggested that it be added to the CIRMD as technical amendments</p>	<p>No change to recommendation and it is suggested DOC is requested to provide the required information to the Commissioners within a specified time. In addition, the information can be added to the CIRMD as a technical correction.</p>	<p><b>Accept.</b> DOC have been given the opportunity to provide suggested inclusions scientific names for species listed in the CIRMD. These have been included throughout the document where appropriate.</p>	
<p><b>Part 7</b></p>	<p>Part 7 appendices;                  Areas of Significant Natural Values:                  Provide for protection of the listed habitat types (8 provided)</p>	<p><b>Accept:</b> Provision for protection would be better included in 4.5.1.1. It is suggested that clause (f) of this Policy be deleted and replaced with a new Policy 4.5.1.1(ii) be added to read:</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Accept Reporting Officer’s recommendation. Delete section 4.5.1.1 Policies (i)(f). Add the following new section 4.5.1.1 “(ii) - To protect the identified</p>	

				<i>characteristics of the outstanding landscapes or natural features from adverse effects of use and development.”</i>
	Minor technical corrections: a number of minor technical corrections are submitted		<i>To protect the identified characteristics of the outstanding landscape or natural feature from the adverse effects of use and development.</i> <b>Accept</b>	<b>Accept.</b> Changes made as appropriate throughout the document.

**Heritage New Zealand Pouhere Taonga (HNZ)**

<b>Reference Appendix 3</b>	<b>Decisions Requested</b> <ul style="list-style-type: none"> <li>Appendix 3 – six additional places to be added</li> </ul>		<b>Partly Accept:</b> On the advice of HNZ and upon agreement with the landowner, add 6 additional places to Appendix 3. As set out in the Reasons and Explanation to 4.4.1.2 in the CIRMD Council has generally relied on a voluntary approach or recognised lists in identifying items/sites. * <i>See Report for full text.</i>	<b>Partly Accept.</b> The parties agreed at the hearing that additional places should only be added with the agreement of landowners. No change required.
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<p><b>General</b></p>	<ul style="list-style-type: none"> <li>Relax operative rules on internal alterations</li> </ul>	<p><b>Accept:</b> Covered in detailed response</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> No changes required.</p>
<ul style="list-style-type: none"> <li>HNZ happy to provide heritage advice</li> </ul>	<p><b>Accept:</b> Council is happy to accept this advice</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> No changes required.</p>	
<ul style="list-style-type: none"> <li>HNZ co-operation to work on inventory of cultural sites</li> </ul>	<p><b>Accept:</b> Council is happy to accept that cooperation</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> No changes required.</p>	
<ul style="list-style-type: none"> <li>First page – add to para 1 (iv) “... Heritage New Zealand <i>archaeological authority etc</i>”</li> </ul>	<p><b>Accept:</b> Make the required change</p>	<p>No change to recommendation                      First page – add to para 1 (iv) “... Heritage New Zealand <i>archaeological authority etc.</i>”</p>	<p><b>Accept.</b> Make addition as recommended by the Reporting Officer.</p>	
<p><b>Heritage Items</b></p>	<ul style="list-style-type: none"> <li>Part 3, 3.7: adopt key term “historic heritage” from RMA in 3.7 and 4.6</li> </ul>	<p><b>Accept:</b> Adopt the term, “historic heritage”</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Make additions throughout the document, as recommended by the Reporting Officer.</p>
<p><b>General</b></p>	<ul style="list-style-type: none"> <li>Provide guidance within CIRMD on information to be provided with applications</li> </ul>	<p><b>Partly Accept:</b> It is considered that such guidance could best be provided outside the statutory document so that it can be amended without formality. Consider providing a guidance leaflet, or similar.</p>	<p>No change to recommendation</p>	<p><b>Partly Accept.</b> We agree with the Reporting Officer that such guidance is best provided outside the statutory document so that it can be amended without formality. The Council should consider providing a guidance leaflet, or similar with guidance from section</p>

						88 and Schedule 4 of the RMA.
<b>Heritage Items</b>	<ul style="list-style-type: none"> <li>1.2.1 (p4, Heritage sites): amend 1.2.1 to read, “Appendix 3 provides a schedule of heritage buildings and sites to which specific rules of the resource management document apply.” And delete current text</li> </ul>		<b>Accept:</b> Make the required amendments	No change to recommendation 1.2.1 (p4, Heritage sites): amend 1.2.1 to read, “Appendix 3 provides a schedule of heritage buildings and sites to which specific rules of the resource management document apply.” And delete current text	We agree with the Reporting Officer’s recommendation to amend section 1.2.1 to read - “Appendix 3 provides a schedule of heritage buildings and sites to which specific rules of the resource management document apply.” and delete the original text.	
<b>1.3</b>	<ul style="list-style-type: none"> <li>1.3: Retain these provisions</li> </ul>		<b>Accept</b>	No change to recommendation	<b>Accept.</b> No change required.	
<b>Involvement of Iwi 2.2</b>	<ul style="list-style-type: none"> <li>2.2: Retain but check Moriuri terminology</li> </ul>		<b>Accept</b>	No change to recommendation	<b>Accept.</b> No change required.	
<b>Sustainable Management 3.2</b>	<ul style="list-style-type: none"> <li>3.2 Retain</li> </ul>		<b>Accept</b>	No change to recommendation	<b>Accept.</b> No change required.	
<b>Iwi Perspective 3.3</b>	<ul style="list-style-type: none"> <li>3.3 (p15) 3.3.2(i) Amend issue 3.3.2(i) to read: “Damage to known and unrecorded wahi tapu sites throughout the islands including in</li> </ul>		<b>Accept:</b> Make the required addition, but retain the examples to read: “Damage to known and unrecorded wahi tapu sites throughout the islands, including in sand dunes, forest and kopi	No change to recommendation	We agree with the Reporting Officer’s recommendation to amend section 3.3.2(i) to read - “Damage to known and unrecorded wahi tapu sites throughout the islands,	

	including in sand dunes, forest and kopi groves, from activities such as stock grazing in unfenced areas.”						
<b>Issues 3.4.2</b>	<p>sand dunes, forest and kopi groves, from activities such as stock grazing in unfenced areas.”</p> <ul style="list-style-type: none"> <li>3.4.2 Issue (ii) Retain</li> </ul>	<b>Accept</b>	No change to recommendation				<p>including in sand dunes, forest and kopi groves, from activities such as stock grazing in unfenced areas.”</p> <p><b>Accept.</b> No change required.</p>
<b>Coastal Environment: Issue 3.5.2</b>	<ul style="list-style-type: none"> <li>3.5.2 Issue (ii) Retain</li> </ul>	<b>Accept</b>	No change to recommendation				<p><b>Accept.</b> No change required.</p>
<b>Heritage Items 3.7</b>	<ul style="list-style-type: none"> <li>3.7 Heritage Items: Add or amend: 3.7 <i>Historic Heritage Items</i> 3.7.1 Background “Historic Heritage Items” add after second sentence, “The protection of historic heritage from inappropriate subdivision, use and development is a matter of national importance under Section 6(f) of the Act requires that particular regard is to be had to their</li> </ul>	<b>Reject:</b> It is considered that this wording expresses the stance taken by HNZ and is out-of-place in the CIRMD.	<p><b>Partly Accept:</b> Make the required changes, except for:                  Since the last CIRMD became operative, a Chatham Island house on the New Zealand Heritage List that was not protected by the document has been demolished and a further house on Pitt Island has been lost through fire.                  Also, earthworks associated with new infrastructure have disturbed archaeological sites. Also, earthworks</p>				<p><b>Partly Accept.</b> Amend “Heritage Items” to “Historic Heritage”.                  Delete the second sentence in section 3.7.1 and insert “The protection of historic heritage from inappropriate subdivision, use and development is a matter of national importance under Section 6(f) of the Act and Council is required to recognise and provide for it. Add - “All of the Chatham Islands are rich in archaeology and many iwi-sites are</p>



	<p><del>recognition and protection</del> and Council is required to recognize and provide for it.”</p> <p>“Examples of historic heritage <del>items</del> and add third sentence, “All of the Chatham Islands are rich in archaeology and <del>m</del> Many <del>iw</del>i sites are concentrated on the coast, including <del>many</del> urupa in the sand dunes.”</p> <p>The Heritage New Zealand Pouhere Taonga Historic Places Act 1993-2014 (HNZPTA) requires Heritage New Zealand Historic Places Trust to establish and maintain a register-list of historic places, historic areas, wahi tapu, wahi tupuna and wahi tapu areas. This list is called the New Zealand Heritage List/Rarangi Korero and it includes eight</p>		<p>associated with new infrastructure have disturbed archaeological sites.</p>	<p>concentrated on the coast, including <del>many</del>-urupa in the sand dunes.” Delete third paragraph and insert new paragraph to read - <a href="#">The Heritage New Zealand Pouhere Taonga Historic Places Act 1993 2014 (HNZPTA) requires Heritage New Zealand Historic Places Trust to establish and maintain a register list of historic places, historic areas, wahi tapu, wahi tupuna and wahi tapu areas. This list is called the New Zealand Heritage List/Rarangi Korero and it includes eight buildings and one statue on Chatham Island and one building on Pit Island. One of the purposes of the List is to provide information about historic heritage for the purpose of the Resource Management Act 1991. Inclusion on the List While these buildings are registered under the</a></p>
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<p><i>buildings and one statue on Chatham Island and one building on Pit Island. One of the purposes of the List is to provide information about historic heritage for the purpose of the Resource Management Act 1991. Inclusion on the List While these buildings are registered under the Act, this does not of itself protect against prevent demolition or damage. However, the resource management document provides an opportunity to protect these places by including them on a heritage schedule and establishing appropriate rules to protect historic heritage items from inappropriate subdivision use and development.”</i></p>	<p><i>buildings and one statue on Chatham Island and one building on Pit Island. One of the purposes of the List is to provide information about historic heritage for the purpose of the Resource Management Act 1991. Inclusion on the List While these buildings are registered under the Act, this does not of itself protect against prevent demolition or damage. However, the resource management document provides an opportunity to protect these places by including them on a heritage schedule and establishing appropriate rules to protect historic heritage items from inappropriate subdivision use and development.”</i></p>	<p><i>buildings and one statue on Chatham Island and one building on Pit Island. One of the purposes of the List is to provide information about historic heritage for the purpose of the Resource Management Act 1991. Inclusion on the List While these buildings are registered under the Act, this does not of itself protect against prevent demolition or damage. However, the resource management document provides an opportunity to protect these places by including them on a heritage schedule and establishing appropriate rules to protect historic heritage items from inappropriate subdivision use and development.”</i></p>	<p><i>buildings and one statue on Chatham Island and one building on Pit Island. One of the purposes of the List is to provide information about historic heritage for the purpose of the Resource Management Act 1991. Inclusion on the List While these buildings are registered under the Act, this does not of itself protect against prevent demolition or damage. However, the resource management document provides an opportunity to protect these places by including them on a heritage schedule and establishing appropriate rules to protect historic heritage items from inappropriate subdivision use and development.”</i></p>	<p><i>Act, this does not of itself protect against prevent demolition or damage. However, the resource management document provides an opportunity to protect these places by including them on a heritage schedule and establishing appropriate rules to protect historic heritage items from inappropriate subdivision use and development.”</i>                  Delete “Other than the buildings there are no other items on the Trust Register.” and add –                  “Archaeological sites are defined in the Heritage New Zealand Pouhere Taonga Act 2014 as:                  Any place in New Zealand, including any building or structure (or part of a building or structure) that-                  • Was associated with human activity that occurred before 1900 or is</p>
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<p>Other than the buildings there are no other items on the Trust Register</p> <p>Archaeological sites are defined in the Heritage New Zealand Pouhere Taonga Act 2014 as:</p> <p>Any place in New Zealand, including any building or structure (or part of a building or structure) that-</p> <ul style="list-style-type: none"> <li>• Was associated with human activity that occurred before 1900 or is the site of the wreck of any vessel where that wreck occurred before 1900; and</li> <li>• Provides or may provide, through investigation by archaeological methods, evidence relating to the history of New Zealand.”</li> </ul>				<p><del>the site of the wreck of any vessel where that wreck occurred before 1900; and</del></p> <ul style="list-style-type: none"> <li>• <del>Provides or may provide, through investigation by archaeological methods, evidence relating to the history of New Zealand.”</del></li> </ul> <p>Amend the fifth paragraph to read - <del>The modification or destruction of these sites and other unrecorded sites that meet the definition of an archaeological site under the Historic Places Act 1993 are covered by that Act, which requires the obtaining of an authority that an authority is required from Heritage the New Zealand Historic Places Trust to modify, disturb or destroy a site.</del> There are also a number of other sites which are not recorded under the NZAA Scheme. <del>The location of these sites</del></p>
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	<p>“The New Zealand Archaeological Association (NZAA) Site Recording Scheme has recorded over 700 archaeological sites on the Chatham Islands. <i>The modification or destruction of these sites and other unrecorded sites that meet the definition of an archaeological site under the Historic Places Act 1993 are covered by that Act requires the obtaining of that authority is required from the Heritage New Zealand Historic Places Trust to modify, disturb or destroy a site. There are also a number of other sites which are not recorded under the NZAA Scheme. The location of these sites is only known to the Iwi who maintain a silent file and who do not wish to</i></p>			<p><del>is</del> only known to the iwi/iwi who maintain a silent file and who do not wish to make the sites public. <del>Although these sites are unrecorded, they are</del> also covered by the provisions of the <del>HNZPTA Historic Places Act 1993</del>. Amend the sixth paragraph to read - Sites of historic <i>heritage assists to preserve the identity of the islands for future generations</i> significance have been lost or destroyed in the past on the Chatham Islands by development or land use and such activities as fossicking. For example removal of vegetation has led to the exposure and subsequent loss of the dendrogylls. Retention of such items assists to preserve the identity of the islands for future generations. <del>Historic heritage is also of interest to visitors to the Chatham</del></p>
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	<p>make the sites public. Although these sites are unrecorded, they are also covered by the provisions of the HNZPTA Historic Places Act 1993.”</p> <p>Sites of historic significance have been lost or destroyed in the past on the Chatham Islands by development or land use and such activities as fossicking. For example removal of vegetation has led to the exposure and subsequent loss of the dendroglaphys. Since the last CIRMD became operative, a Chatham Island house on the New Zealand Heritage List that was not protected by the document has been demolished and a further house on Pitt Island has been lost through fire.</p>			<p><u>Islands. However, it is important that physical adaptations are provided for to enable the heritage buildings to serve a useful purpose, especially those used for residential purposes,<sup>1</sup> and are of interest to visitors.</u></p>
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<sup>1</sup> HNZ 16

3.7.2 Issues																																																																																																																																																																									

<p>items, possibly leading to a loss of <i>historic heritage</i> <del>these items</del> for future generations.</p> <ul style="list-style-type: none"> <li>• Damage to places and sites of value to the Iwi, but not publicly identified, from <u>subdivision</u>, use and development.</li> </ul> <p><u>(iii) Internal alterations to heritage buildings, especially houses, are often needed to make them fit for purpose and ensure the ongoing sustainable use of heritage buildings.</u></p>				<p>of <u>historic heritage items</u>, possibly leading to a loss of <u>historic heritage</u> <del>these items</del><sup>2</sup> for future generations.</p> <p><u>(ii)</u> Damage to places and sites of value to the iwi/iwi, but not publicly identified, from <u>subdivision</u>,<sup>3</sup> use and development.</p> <p><u>(ii)(iii) Internal alterations to heritage buildings, especially houses, are often needed to make them fit for purpose and ensure the ongoing sustainable use of heritage buildings</u><sup>4</sup>.</p>
<p><b>Part 4 – Territory</b></p>	<p>18) Retain</p>	<p><b>Accept</b></p>	<p>No change to recommendation</p>	<p><b>Accept.</b> No changes required.</p>

<sup>2</sup> [HNZ 17](#)

<sup>3</sup> [HNZ 17](#)

<sup>4</sup> [HNZ 17](#)

<p><b>Wide Objectives and Policies 4.1 The Iwi, (p.30)</b></p> <p><b>4.1.3 Methods</b></p>	<p>19) That further discussion takes place regarding a historic heritage inventory (including archaeological sites and wāhi tapu).</p> <p>20) Retain</p>	<p><b>Accept</b></p>	<p>No change to recommendation</p>	<p><b>Accept.</b> No changes required.</p>
<p><b>4.2 Water Resources Policy 4.2.1.1 (i)(c)</b></p>	<p>Retain and add to Policy 4.3.1.1(i)(e):                  (e) <i>Historic</i> heritage, cultural and recreational values</p>	<p><b>Accept</b></p>	<p>No change to recommendation</p>	<p><b>Accept.</b> No changes required.</p>
<p><b>4.3, Policy 4.3.1.1(i)(e)</b></p>	<p>Retain and add to Policy 4.2.2.1(i)(e):                  (e) <i>Historic</i> heritage, cultural and recreational values</p>	<p><b>Accept:</b> Make the required amendments</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend Policy 4.3.1.1(i)(e) to read -                  “(e) <i>Historic</i> heritage, cultural and recreational values”</p>
<p><b>4.3, Policy 4.3.1.1(i)(e)</b></p>	<p>Retain and add to Policy 4.2.2.1(i)(e):                  (e) <i>Historic</i> heritage, cultural and recreational values</p>	<p><b>Accept.</b> Amend Policy 4.2.2.1(i)(e) to read -                  “(e) <i>Historic</i> heritage, cultural and recreational values</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend Policy 4.2.2.1(i)(e) to read -                  “(e) <i>Historic</i> heritage, cultural and recreational values</p>



<p><b>Heritage Items (p.46-47)</b></p>	<p>23) Amend as follows:                  4.6 <i>Historic Heritage Items</i>                  The issues in regard to <i>historic</i> heritage are discussed in Part 3 and in particular 3.87.</p> <p>4.6.1 Objective – <del>Places and Sites of</del> <i>Historic Heritage Value</i></p> <ul style="list-style-type: none"> <li>The recognition and protection of <del>places and sites</del> <i>historic</i> heritage value which have an historical and cultural association with in the Chatham Islands and <i>its protection from inappropriate subdivision, use and development.</i></li> </ul> <p>Reasons                  Council is required to <del>have regard to</del> <i>recognise and provide for the protection of historic heritage from inappropriate subdivision, use and</i></p>	<p><b>Accept:</b> Make the required amendments and additions</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as follows:                  “4.6 <i>Historic Heritage Items</i>                  The issues in regard to <i>historic</i> heritage are discussed in Part 3 and in particular 3.87.</p> <p>Amend to read “4.6.1 Objective – <del>Places and Sites of</del> <i>Historic Heritage Value (i)</i> The recognition and protection of <del>places and sites</del> <i>historic</i> heritage value which have an historical and cultural association with in the Chatham Islands and <i>its protection from inappropriate subdivision, use and development.</i>”</p> <p>Amend section 4.6.1                  Reasons to read – “Council is required to <del>have regard to</del> <i>recognise and provide for the protection of historic heritage from inappropriate subdivision,</i></p>
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	<p><u>development the recognition and protection of heritage items.</u> Retention of <u>historic heritage these items</u> is an integral part of <u>retaining</u> the character and values of the islands.</p> <p>4.6.1.1 Policies</p> <ul style="list-style-type: none"> <li>To identify <u>and include historic heritage items</u> in the Document's <u>heritage schedule (Appendix 3)</u> for information and regulatory purposes.</li> </ul> <p><u>(ii) To enable internal alterations to scheduled heritage buildings in order to provide for adaptive re-use.</u></p> <p><u>(iii) (iii) Demolition, exterior additions and alterations or removal of identified scheduled heritage items should not be allowed unless it can be demonstrated that:</u></p>			<p><u>use and development the recognition and protection of heritage items.</u></p> <p>Retention of <u>historic heritage these items</u> is an integral part of <u>retaining</u> the character and values of the islands.</p> <p>Amend 4.6.1.1 Policies to read - “ (i) To identify <u>and include historic heritage items</u> in the Document's <u>heritage schedule (Appendix 3)</u> for information and regulatory purposes.</p> <p><u>(ii) To enable internal alterations to scheduled heritage buildings in order to provide for adaptive re-use.</u></p> <p><u>(iii) (iii) Demolition, exterior additions and alterations or removal of identified scheduled heritage items should not be allowed unless</u></p>
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				<p>it can be demonstrated that:</p> <p>(a) Any <u>external addition</u> or alteration will not detract from <del>its</del> <u>the</u> heritage value <u>of the scheduled heritage item</u></p> <p>(b) Relocation of the <u>scheduled heritage item</u> is able to be accommodated without having a significant adverse effect <u>on its heritage value</u></p> <p>(c) Practical utilisation of <del>the</del> <u>a scheduled heritage item</u> is not possible</p> <p>(iv) <del>(iii)</del> <u>To protect</u> <u>recognise Heritage New Zealand as a consenting authority for all archaeological sites and, where relevant, to assess the effects of subdivision, use and development on these sites</u></p>
<ul style="list-style-type: none"> <li>Any <u>external addition</u> or alteration will not detract from <del>its</del> <u>the</u> heritage value <u>of the scheduled heritage item</u></li> <li>Relocation of the <u>scheduled heritage item</u> is able to be accommodated without having a significant adverse effect <u>on its heritage value</u></li> <li>Practical utilisation of <del>the</del> <u>a scheduled heritage item</u> is not possible</li> </ul> <p>(iv) <del>(iii)</del> <u>To protect</u> <u>recognise Heritage New Zealand as a consenting authority for all archaeological sites and, where relevant, to assess the effects of subdivision, use and development on these sites</u> ,including-those of <del>special-cultural</del></p>				

	<p>significance to Iwi when considering resource consent applications from the adverse effects of use and development.</p> <p>(v)(iv) To consult with Iwi prior to any development where there is the possibility of discovering <del>upon</del> <i>discovery</i> of urupa remains or other sites of cultural significance.</p> <p>4.6.2.1 Methods</p> <ul style="list-style-type: none"> <li>• Use of guidelines and education.</li> <li>• Identification on the planning maps of historic heritage items and their <del>listing</del> <i>inclusion in the historic heritage schedule (in Appendix 3).</i></li> <li>• Require resource consent for activities that could have major adverse effects on</li> </ul>			<p>, including those of special cultural significance to Iwi, when considering resource consent applications from the adverse effects of use and development.</p> <p>(v)(iv) To consult with <i>imi/iwi</i> prior to any development where there is the possibility of discovering <del>upon</del> <i>discovery</i> of urupa remains or <i>wahi tapu</i> and <i>nohanga kai sites.</i>”</p> <p>Amend section 4.6.2.1 Methods to read –</p> <p>(i) Use of guidelines and education.</p> <p>(ii) Identification on the planning maps of historic heritage items and their <del>listing</del> <i>inclusion in the historic heritage schedule (in Appendix 3).</i></p>
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	<p><del>affected</del> <u>scheduled</u> historic heritage items.</p> <ul style="list-style-type: none"> <li>Compliance with the <u>Heritage New Zealand Pouhere Taonga Historic Places-Act 2014 1993</u> in respect of archaeological sites.</li> <li>Encourage the dissemination of information <del>and/or</del> on the process and protocol for <u>the disturbance of <del>the</del> archaeological and cultural sites, including the use of advice notes on resource and building consents where there is a possibility of encountering such sites.</u></li> <li>The purchase of <u>historic</u> heritage items by heritage authorities and consideration by</li> </ul>			<p>(iii) Require resource consent for activities <u>that could have major adverse effects on affected scheduled historic heritage items.</u></p> <p>(iv) Compliance with the <u>Heritage New Zealand Pouhere Taonga Historic Places-Act 2014 1993</u> in respect of archaeological sites.</p> <p>(v) Encourage the dissemination of information <del>and/or</del> on the process and protocol for <u>the disturbance of <del>the</del> archaeological and cultural sites, including the use of advice notes on resource and building consents where there is a possibility of encountering such sites.</u></p> <p>(vi) The purchase of <u>historic</u> heritage items by heritage authorities</p>
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	<p>Council to purchase such items.</p> <p>Explanation and Reasons                  The identification and <del>listing</del> <i>scheduling</i> of <i>historic</i> heritage <del>items</del> has the purpose of educating and informing people by making them more aware of a <i>historic</i> heritage <del>item</del> <del>and also</del>.  <i>Rules requiring a resource consent for external changes, demolition and relocation</i> enable Council to assess any <i>major change</i> <del>proposed</del> that may affect the <i>a scheduled heritage</i> <del>item</del>, <del>in accordance with</del> <del>criteria set out in Policy 4-6-1-2(ii)</del>. <i>Rules enabling internal alterations will provide for adaptive use of historic heritage.</i>                  The items identified in <i>the heritage schedule</i> are</p>			<p>and consideration by Council to purchase such items.”</p> <p>Amend section 4.6.1.2                  Explanation and Reasons to read – “The identification and <del>listing</del> <i>scheduling</i> of <i>historic</i> heritage <del>items</del> has the purpose of educating and informing people by making them more aware of a <i>historic</i> heritage <del>item</del> <del>and also</del>. <i>Rules requiring a resource consent for external changes, demolition and relocation</i> enable Council to assess any <i>major change</i> <del>proposed</del> that may affect <del>the a scheduled heritage</del> <del>item, in accordance with</del> <del>criteria set out in Policy 4-6-1-2(ii)</del>. <i>Rules enabling internal alterations will provide for adaptive use of historic heritage.</i> The items identified in <i>the heritage schedule</i> are</p>
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<p><u>listed by on the Heritage New Zealand List/Rarangi Korero, Historic Places Trust which has in accordance with specific criteria for the registration of such items.</u> This does not preclude other items being added to the list schedule by a change to the document.</p> <p>Purchase of items by heritage authorities (eg. Heritage New Zealand <del>Historic Places Trust</del>) and the consideration of such items for purchase by Council are other methods.</p> <p>Council encourages liaison with Iwi prior to development in order that sites of cultural value can be identified. If an archaeological site is disturbed then Iwi must be contacted in order that appropriate action can be undertaken. In addition,</p>	<p><u>listed by on the Heritage New Zealand List/Rarangi Korero, Historic Places Trust which has in accordance with specific criteria for the registration of such items.</u> This does not preclude other items being added to the list schedule by a change to the document.</p> <p>Purchase of items by heritage authorities (eg. Heritage New Zealand <del>Historic Places Trust</del>) and the consideration of such items for purchase by Council are other methods.</p> <p>Council encourages liaison with Iwi prior to development in order that sites of cultural value can be identified. If an archaeological site is disturbed then Iwi must be contacted in order that appropriate action can be undertaken. In addition,</p>	<p><u>listed by on the Heritage New Zealand List/Rarangi Korero, Historic Places Trust which has in accordance with specific criteria for the registration of such items.</u> This does not preclude other items being added to the list schedule by a change to the document.</p> <p>Purchase of items by heritage authorities (eg. Heritage New Zealand <del>Historic Places Trust</del>) and the consideration of such items for purchase by Council are other methods.</p> <p>Council encourages liaison with Iwi prior to development in order that sites of cultural value can be identified. If an archaeological site is disturbed then Iwi must be contacted in order that appropriate action can be undertaken. In addition,</p>	<p><u>listed by on the Heritage New Zealand List/Rarangi Korero, Historic Places Trust which has in accordance with specific criteria for the registration of such items.</u> This does not preclude other items being added to the list schedule by a change to the document.</p> <p>Purchase of items by heritage authorities (eg. Heritage New Zealand <del>Historic Places Trust</del>) and the consideration of such items for purchase by Council are other methods.</p> <p>Council encourages liaison with Iwi prior to development in order that sites of cultural value can be identified. If an archaeological site is disturbed then Iwi must be contacted in order that appropriate action can be undertaken. In addition,</p>
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<p><i>the modification or destruction of an archaeological sites associated with human activity prior to 1900 are is likely to require an authority from the Heritage New Zealand Historic Places Trust if a proposal seeks to modify, damage or destroy a site.</i></p> <p>Amend section 4.6.1.3 Anticipated Environmental Results to read -</p> <p>(i) Increased recognition of <u>historic</u> heritage items.</p> <p>(ii) Retention of <u>historic heritage items</u> including archaeological <u>and cultural</u> sites.</p>			<p><i>the modification or destruction of an archaeological sites associated with human activity prior to 1900 are is likely to require an authority from the Heritage New Zealand Historic Places Trust if a proposal seeks to modify, damage or destroy a site.</i></p> <p>Amend section 4.6.1.3 Anticipated Environmental Results</p> <ul style="list-style-type: none"> <li>• Increased recognition of <u>historic</u> heritage items.</li> <li>• Retention of <u>historic heritage items</u> including archaeological <u>and cultural</u> sites.</li> </ul>	<p><b>Policy 4.12.1(ii) (p.54)</b></p> <p>24) Add to Policy 4.12.1.1(ii) Any subdivision should avoid the possible adverse effects of development on</p>	<p><b>Accept.</b> Amend to Policy 4.12.1.1(ii) to read – “Any subdivision should avoid the possible adverse effects of development on significant indigenous</p>
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	significant indigenous vegetation and habitats, outstanding landscape features, <i>historic heritage</i> , and the natural character of water bodies and the coastal environment.				vegetation and habitats, outstanding landscape features, <i>historic heritage</i> , and the natural character of water bodies and the coastal environment.
<b>4.12.1.2(ii) Methods</b>	25) Retain	<b>Accept</b>		No change to recommendation	<b>Accept.</b> No changes required.
<b>Table 4.12.1.(ii) (p56-57)</b>	26) Retain	<b>Accept</b>		No change to recommendation	<b>Accept.</b> No changes required.
<b>4.13.2.4.</b>	27) Retain and add the term “historic heritage” in “Purpose”	<b>Accept</b>		No change to recommendation	<b>Accept.</b> No changes required.
<b>Rural Zone Objectives 5.3.2</b>	28) Retain	<b>Accept</b>		No change to recommendation	<b>Accept.</b> No changes required.
<b>Methods 5.3.2.2(i) (p66)</b>	29) Add “historic heritage” in reasons and explanation	<b>Accept: Make the required addition</b>		No change to recommendation	<b>Accept.</b> Amend as requested.
<b>5.7.4(i) (p98) Policy 5.6.4.1(i) (p.99)</b>	30) Oppose – Amend 5.7.4 to add “Historic Heritage” and add the term in (i) and in Policy 5.7.4.1	<b>Accept: Make the required amendment and addition</b>		No change to recommendation	<b>Accept.</b> Amend as requested.

<p><b>5.6.5.1</b>  <b>Policy</b>  <b>(ii)(b)</b>  <b>(p.99)</b></p>	<p>31) Support, but renumber</p>	<p><b>Accept: Renumber</b></p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
<p><b>Part 5</b>  <b>Rule 5.3.4.6</b>  <b>(p.70)</b>  <b>Rules</b>  <b>5.4.3.8</b>  <b>(p.82)</b>  <b>5.7.4</b>  <b>(p.118)</b></p>	<p>32) Support in part, but amend heritage rules in Rural and Settlement Zone as follows:   <i>Permitted Activity:</i>  <i>(i) Internal alteration to any heritage site or building scheduled in Appendix 3.</i>  <i>(ii) External repairs or maintenance to a scheduled heritage item (including redecoration and/or restoration) provided that the work is carried out with materials similar to, or having the same appearance to those originally used.</i>   <i>Alteration to any heritage site and building</i></p>	<p><b>Accept:</b> Amend the heritage rules as required with the suggested additions, amendments and deletions.</p>	<p>No change to recommendation</p>	<p><b>Accept:</b> Amend the heritage rules as required with the suggested additions, amendments and deletions.</p>

	<p><i>listed in Appendix 3 and shown on the Planning Map is permitted if:</i></p> <ul style="list-style-type: none"> <li><i>The work is redecoration and/or restoration and;</i></li> <li><i>The work is carried out with materials similar to or having the same appearance to those originally used.</i></li> </ul> <p><i>Discretionary Activity:</i></p> <ul style="list-style-type: none"> <li><i>Any activities that is not provided for as contravene a permitted activity condition including external additions and alterations, demolition and removal are is a discretionary activity.</i></li> </ul> <p><i>Assessment Criteria</i></p> <ul style="list-style-type: none"> <li><i>The extent to which the historical integrity heritage value of the scheduled heritage item will be</i></li> </ul>				
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	<ul style="list-style-type: none"> <li>• <i>compromised by the proposed work. Whether the proposed work alteration will assist in retaining the scheduled heritage item.</i></li> <li>• <i>The comments of the Heritage New Zealand Historic Places Trust.</i></li> <li>• <i>The financial implications of allowing/not allowing the proposed work alteration, demolition and removal.</i></li> <li>• <i>The extent to which integration of the proposed work alteration is integrated with the original scheduled heritage item.</i></li> </ul> <p><i>Explanation</i>  <i>The rule provides for protection of scheduled historic heritage sites and buildings. Consent is required for works</i></p>			
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<p><i>anything other than internal minor alterations or minor external repairs or maintenance.</i></p>	<p>33) Oppose: delete all these rules and replace with advice note (provided)</p>	<p><b>Accept:</b> Delete the rules and replace with the advice note provided.</p>	<p>No change to recommendation</p>	<p><b>Accept:</b> Delete the rules and replace with the advice note provided.</p>
<p><b>Rule 5.3.4.26 (p.77)</b>  <b>Rule 5.4.3.25 (p.87)</b>  <b>Rule 5.5.4.24 (p.96)</b>  <b>Rules 5.6.11.17 (p.115)</b>  <b>Rule 5.7.4 (p.118)</b></p>	<p><b>Earthworks Rules:</b>  <b>Rule 5.3.4.10 (p.71)</b>  <b>Rule 5.4.6.15 (p.84)</b></p>	<p><b>Accept:</b> Delete the rules and replace with the advice note provided.</p>	<p>No change to recommendation</p>	<p><b>Accept:</b> Delete the rules and replace with the advice note provided.</p>
<p>34) Support in part: )                  Support in part: add to Assessment Criteria (a) for Discretionary Activity the words “historic heritage”</p>				

<p><b>Rule 5.5.3.13 (p.93)</b>  <b>Rule 5.7.4 (p.118)</b>  <b>Roading Rules:</b>  <b>Rule 5.4.3.11 (p.69)</b>  <b>Rule 5.4.6.16 (p.82)</b>  <b>Rule 5.5.3.13 (p.93)</b>  <b>Rule 5.7.4</b></p>	<p>35) Oppose in part: add to Assessment Criteria (b) for Discretionary Activity the words, “historic heritage”</p>		<p><b>Accept:</b> Add the required term</p>	<p><b>Accept:</b> Add the required term.</p>
<p><b>Subdivision Rules:</b>  <b>Rule 5.3.4.12 (pp.71-72)</b>  <b>Rule 5.4.3.14 (p.83)</b>  <b>Rule 5.5.3.12</b>  <b>Rule 5.7.4 (p.118)</b></p>	<p>36) Support in part: add to Assessment Criteria (g) for Discretionary Activity the words “historic heritage”</p>		<p><b>Accept:</b> Add the required term</p>	<p><b>Accept:</b> Add the required term.</p>

<p><b>Part 6                  Definitions:                  Archaeological Site</b></p>	<p>37) Oppose: Add a definition of archaeological site to Part 6 as follows:  <u>Archaeological Site</u>  <u>means:</u></p> <ul style="list-style-type: none"> <li>• <i>any place in New Zealand, including any building or structure (or part of a building or structure), that—</i> <ul style="list-style-type: none"> <li>• <i>was associated with human activity that occurred before 1900 or is the site of the wreck of any vessel where the wreck occurred before 1900; and</i></li> <li><i>provides or may provide, through investigation by archaeological methods, evidence relating to the</i></li> </ul> </li> </ul>		<p><b>Accept:</b> Add the required definition</p>	<p>No change to recommendation</p>	<p><b>Accept:</b> Add the required definition.</p>
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<p><b>Definitions: Historic Heritage</b></p>	<p><i>history of New Zealand;</i>  <i>As defined in the Heritage New Zealand Pouhere Taonga Act 2014.</i></p>		<p><b>Accept:</b> Add the required definition</p>	<p>No change to recommendation</p>	<p><b>Accept:</b> Add the required definition.</p>
<p>38) Oppose: Add definition of historic heritage as follows: Historic Heritage means: <i>(a) those natural and physical resources that contribute to an understanding and appreciation of New Zealand's history and cultures, deriving from any of the following qualities:</i> <i>(i) archaeological;</i> <i>(ii) architectural;</i> <i>(iii) cultural;</i> <i>(iv) historic;</i> <i>(v) scientific;</i> <i>(vi) technological; and</i> <i>(b) includes—</i></p>			<p><b>Accept:</b> Add the required definition</p>	<p>No change to recommendation</p>	<p><b>Accept:</b> Add the required definition.</p>



				<p>(i) historic sites, structures, places, and areas; and                  (ii) archaeological sites; and                  (iii) sites of significance to Maori, including wāhi tapu; and                  (iv) surroundings associated with the natural and physical resources</p>	
<p><b>Definition of Repairs and Maintenance</b></p>	<p>39) Oppose: include a definition of repairs and maintenance as follows:  <u>Repair of a scheduled heritage item means the restoration to good or sound condition of any building or object (or any part of) for the purpose of its maintenance.</u></p>	<p><u>Maintenance of a scheduled heritage item means the protective care of a place.</u></p>	<p><b>Accept:</b> Add the required definition</p>	<p><b>Accept:</b> Add the required definition.</p>	<p>No change to recommendation</p>

<p><b>Appendix 3- Heritage Buildings and sites</b></p>	<p>40) Support in part: Retain but make amendments: map reference for Ponga Whare to Map 1</p>	<p><b>Accept:</b> Add the required amendment</p>	<p>No change to recommendation</p>	<p><b>Accept:</b> Add the required amendment.</p>
<p><b>Heritage Buildings and sites (p.134)</b></p>	<p>41) Oppose: Add the following places: Hough Cottage – located on Hospital Road, Waitangi (Category 1 Historic Place, List No. 5387).                  • Solomon Homestead – located on Owenga Road, Manukau (Category 1 Historic Place, List No. 5395).                  NB: Even though there are only remnants of the building left, the site has been retained on the register because of its historic significance.                  • Meikle House – located on Big Bush Road, Te One (Category 2 Historic Place, List No. 5397).                  • Nairn House – located on Maipito Road,</p>	<p><b>Accept:</b> Add the suggested places, with the consent of the landowners.</p>	<p>At the hearing HNZ indicated that the consent of the landowners has not been obtained. At this point, these places will not be added to the Schedule.</p>	<p><b>Reject.</b> No changes required.</p>

	<p>Waitangi (Category 1 Historic Place, List No. 5400).</p> <ul style="list-style-type: none"> <li>German Mission House – located on Waitangi West Road, Maunganui Category 1 Historic Place, List No. 5401).</li> <li>Tommy Solomon Statue – located on Owenga Road, Manukau (Wāhi Tapu, List No. 9281).</li> </ul> <p>Add to Appendix 3 the location and description of these and other places (provided)</p>				
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**Pauamac Industry Association (PMI)**

Reference	Decisions Requested				
Policy 4.2.3.1 (iv)	<ul style="list-style-type: none"> <li>Support</li> </ul>	Accept	No change to recommendation	No change to recommendation	Accept. No change required.
Objectives 4.3.2, 5.7.7	<ul style="list-style-type: none"> <li>Support</li> </ul>	Accept	No change to recommendation	No change to recommendation	Accept. No change required.

<b>Objective 5.6.2</b>	<ul style="list-style-type: none"> <li>Support</li> </ul>		<b>Accept</b>	No change to recommendation	<b>Accept.</b> No change required.
<b>Objective 5.7.3</b>	<ul style="list-style-type: none"> <li>Support</li> </ul>		<b>Accept</b>	No change to recommendation	<b>Accept.</b> No change required.
<b>Policy 5.6.5.1</b>	<ul style="list-style-type: none"> <li>Support</li> </ul>		<b>Accept</b>	No change to recommendation	<b>Accept.</b> No change required.
<b>Rules for the CMA 5.6.11 Assessment Criteria for Structures General</b>	6) amend (j) to read as follows: effects on fisheries resources and fishing activity		<b>Accept:</b> Make the required addition	No change to recommendation	<b>Accept.</b> Amend as requested.
<b>Assessment Criteria for Maintenance etc</b>	<ul style="list-style-type: none"> <li>amend (e) to read as follows: the potential for effects on fisheries resources and interference with fishing activities</li> </ul>		<b>Accept:</b> Make the required addition	No change to recommendation	<b>Accept.</b> Amend as requested.
<b>Assessment Criteria for (6) Disturbance etc and (7) Deposition</b>	<ul style="list-style-type: none"> <li>Add new assessment criterion effects on fishing activity</li> </ul>		<b>Accept:</b> Make the required addition	No change to recommendation	<b>Accept.</b> Amend as requested.

<p><b>Areas of Significant Natural Value (18) Assessment Criteria</b></p>	<ul style="list-style-type: none"> <li>• Add (c) effects on fisheries resources and fishing activity</li> </ul>		<p><b>Accept:</b> Make the required addition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
<p><b>Assessment Criteria for (20) Other activities</b></p>	<ul style="list-style-type: none"> <li>• Amend (f) to read as follows: effects on fisheries resources and fishing activity</li> </ul>		<p><b>Accept:</b> Make the required addition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
<p><b>Definition of fisheries resources</b></p>	<ul style="list-style-type: none"> <li>• Include Fisheries Act definition:  <b>Fisheries resources</b> – means any 1 or more stocks or species of fish, aquatic life, or seaweed</li> <li><b>Fishing</b> –</li> <li>• Means the catching, taking, or harvesting of fish, aquatic life, or seaweed;</li> <li>And</li> <li>• Includes –</li> <li>• Any activity that may reasonably be expected to result in the catching, taking, or harvesting of</li> </ul>		<p><b>Accept:</b> Add the required definition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Add the suggested definition.</p>

<p><i>fish, aquatic life, or seaweed; and</i></p> <ul style="list-style-type: none"> <li>Any operation in support of or in preparation for any activities described in this definition</li> </ul>	<ul style="list-style-type: none"> <li>Amend the Objective to read as add:                      ‘... while avoiding remedying or mitigating any adverse effects of aquaculture development</li> </ul>	<p><b>Accept:</b> Make the required addition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
<p><b>Policy 4.2.4.1 (Te Whanga)</b></p>	<ul style="list-style-type: none"> <li>Amend the explanation to read: Council will consult with Iwi and other affected parties, such as landowners, the fishing industry, and the Department of Conservation</li> </ul>	<p><b>Accept:</b> Make the required addition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
<p><b>5.6.6.2 Methods (Coastal Processes)</b></p>	<p>13) Amend (iv) to read: ‘non regulatory methods such as education and consultation with potentially affected parties including the fishing industry etc.</p>	<p><b>Accept:</b> Make the required addition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>

<p><b>Rules, CMA, Rule 12 Discharge of Human Sewage</b></p>	<ul style="list-style-type: none"> <li>Amend (iv) to read: The discharge of human sewage to coastal water is a discretionary activity if: prior consultation with Iwi, <i>potentially affected parties including the fishing industry</i>, and the public has been carried out</li> </ul>		<p><b>Accept:</b> Make the required addition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
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Chatham Islands Council (CIC)

<p><b>Reference</b></p>	<p><b>Decisions Requested</b></p>				
<p><b>Appendix 2 Designations</b></p>	<ul style="list-style-type: none"> <li>Amend and correct entries in Appendix 2 and the corresponding planning map</li> </ul>		<p><b>Accept:</b> Make the required amendments and corrections</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
<p><b>Appendix 3 – Heritage Buildings and Sites</b></p>	<ul style="list-style-type: none"> <li>Correct a map reference</li> </ul>		<p><b>Accept:</b> Make the required correction</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
<p><b>Planning Maps</b></p>	<ul style="list-style-type: none"> <li>Delete Pages 136-138 as they are repeated; and Amend the legend of the Planning Maps and</li> </ul>		<p><b>Accept:</b> Make the required deletions, amendments and corrections</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>

	<p>delete “New Zealand Historic Places Trust (NZHPT) and replace with <i>Heritage Items- Appendix 3</i> Delete “Unregistered Heritage Items” Add, “Appendix 1” to Areas of Significant Natural Value; And <i>Appendix 2</i> to Designated Site (D1) Amend Planning Maps by deleting a number of registered Items and a number of other corrections</p>				
<p><b>References to New Zealand Historic Places Trust</b></p>	<ul style="list-style-type: none"> <li>Amend all references to New Zealand Historic Places Trust and Act to <i>Heritage New Zealand Pouhere Taonga</i> and <i>Heritage New Zealand Pouhere Taonga Act</i></li> </ul>	<p><b>Accept:</b> Make the required amendments</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>	
<p><b>Waste Management</b></p>	<ul style="list-style-type: none"> <li>Amend Policy 4.1.1.1 and Rule 5.3.4.24 as follows:</li> </ul>	<p><b>Accept:</b> Make the required amendments and corrections</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>	



<p><b>and Rule 5.3.4.24</b></p>	<p>To close the existing <i>Kaingaroa</i>, <i>Owenga</i> and <i>Te One</i> landfills once an appropriate replacement is operating <u>identified and appropriate approvals granted</u></p> <p>Rule 5.3.4.24: add <i>into or</i>, in 24 and in (i) In 5.3.4 under Permitted, delete <del>and existing landfills and</del> in Explanation, delete, <del>and material to</del> landfills</p>				
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**New Zealand Fire Service Commission (NZF)**

Reference	Decisions Requested (prefix NZF)		No change to recommendation	Accept. No change required.
<p><b>Policy 4.12.2.1(i)(b) and Rules</b></p>	<ul style="list-style-type: none"> <li>Support – 5.3.4(20)(i), (c). 5.4.3 (21)(i), (b). 5.4.3(20)(i), (c). 5.4.3 (21)(i), (c)</li> </ul>	<p><b>Accept</b></p>		

<p><b>Rules to reflect NZFS Code</b></p>	<p>5.5.3(17)(i), (c).                      5.5.3(21(i), (c). Policy                      4.12.2.1 (i), (b)</p> <ul style="list-style-type: none"> <li>• Add the following sentence to Rural Zone Rule 5.3.3. 12(h) <i>The New Zealand Fire Service Firefighting water supplies Code of Practice SNZ PAS 4509:2008 must be used as a guide regarding firefighting water supply and access.</i></li> </ul>	<p><b>Accept:</b> Make the required addition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>
<p><b>Definition of emergency services</b></p>	<ul style="list-style-type: none"> <li>• Support as written</li> </ul>	<p><b>Accept</b></p>	<p>No change to recommendation</p>	<p><b>Accept.</b> No change required.</p>
<p><b>Definition of Noise</b></p>	<ul style="list-style-type: none"> <li>• Support as written</li> </ul>	<p><b>Accept</b></p>	<p>No change to recommendation</p>	<p><b>Accept.</b> No change required.</p>
<p><b>Air discharges</b></p>	<ul style="list-style-type: none"> <li>• In Rule 5.3.4.18(i) and Rule 5.4.6.18(i) and Rule 5.5.3.22(i) add, in brackets, the following, <i>(live burns conducted and controlled by the New Zealand Fire Service for training purposes are exempt from this rule).</i></li> </ul>	<p><b>Accept:</b> Make the required addition</p>	<p>No change to recommendation</p>	<p><b>Accept.</b> Amend as requested.</p>

