

**IN THE MATTER of the Resource Management Act 1991(RMA)**

**AND**

**IN THE MATTER of Plan Change 9 to the Hamilton City District Plan.**

**JOINT WITNESS STATEMENT (JWS) IN RELATION TO:**

**HERITAGE – HHA Methodology**

**24<sup>th</sup> August 2023**

Expert Conferencing Held on: 24<sup>th</sup> August 2023

Venue: Online

Independent Facilitator: Marlene Oliver

Admin Support: Cassidy Armishaw

**1 Attendance:**

1.1 The list of participants is included in the schedule at the end of this Statement.

**2 Basis of Attendance and Environment Court Practice Note 2023**

2.1 All participants agree to the following:

- (a) The Environment Court Practice Note 2023 provides relevant guidance and protocols for the expert conferencing session;
- (b) They will comply with the relevant provisions of the Environment Court Practice Note 2023;
- (c) They will make themselves available to appear before the Panel;
- (d) This statement is to be filed with the Panel and posted on the Council's website.

**3 Matters considered at Conferencing – Agenda and Outcomes**

3.1 **Discussion about the pre-circulated document with 'consolidated' methodology amendments received from the parties.**

Attachment 1 to this JWS contains the methodology for assessment against WRPS APP7. The one area of disagreement between the experts is recorded below in para 3.2.

### 3.2 **Threshold for significant heritage value – Area of Disagreement**

All experts agree that for an area to be identified as an HHA it should have significant heritage value.

All experts agree that areas demonstrating “high” or “outstanding” value according to the Evaluation Indicators would meet the threshold for scheduling in Appendix 8D as Historic Heritage Areas.

The disagreement between the experts relates to whether or not areas with “moderate” value should be recognised as having significant heritage value.

John Brown and Ann McEwan **do not** consider areas demonstrating “moderate” value according to the Evaluation Indicators would merit scheduling.

Ann McEwan and John Brown understand that “Moderate” means “average in amount, intensity, quality, or degree” (Oxford English Dictionary) and is therefore too low a threshold for significant historic heritage areas that merit protection under RMA Section 6(f).

Richard Knott, Susie Farminer and Laura Kellaway consider areas demonstrating “moderate” value according to the Evaluation Indicators **would** merit scheduling.

The experts note that this area of disagreement is reflected in the final section of the methodology in Attachment 1 under the heading “Recommendation”.

For clarity, all other aspects of the methodology are agreed.

In accordance with the Hearing Panel Direction 10 the experts understand that because there is not agreement on the threshold Richard Knott is to adopt his “final recommended methodology following conferencing” and apply it to the areas.

### 3.3 **Additional criteria proposed (and whether these are in scope of the Commissioner’s Direction).**

All experts agree that an additional criterion relating to “Contextual qualities” would be consistent with the ODP and is desirable to be included in the methodology. However, the experts understand that this may be out of scope given that there is no opportunity to amend WRPS AAP7 through the PC9 process.

## **4 PARTICIPANTS TO JOINT WITNESS STATEMENT**

4.1 The participants to this Joint Witness Statement, as listed below, confirm that:

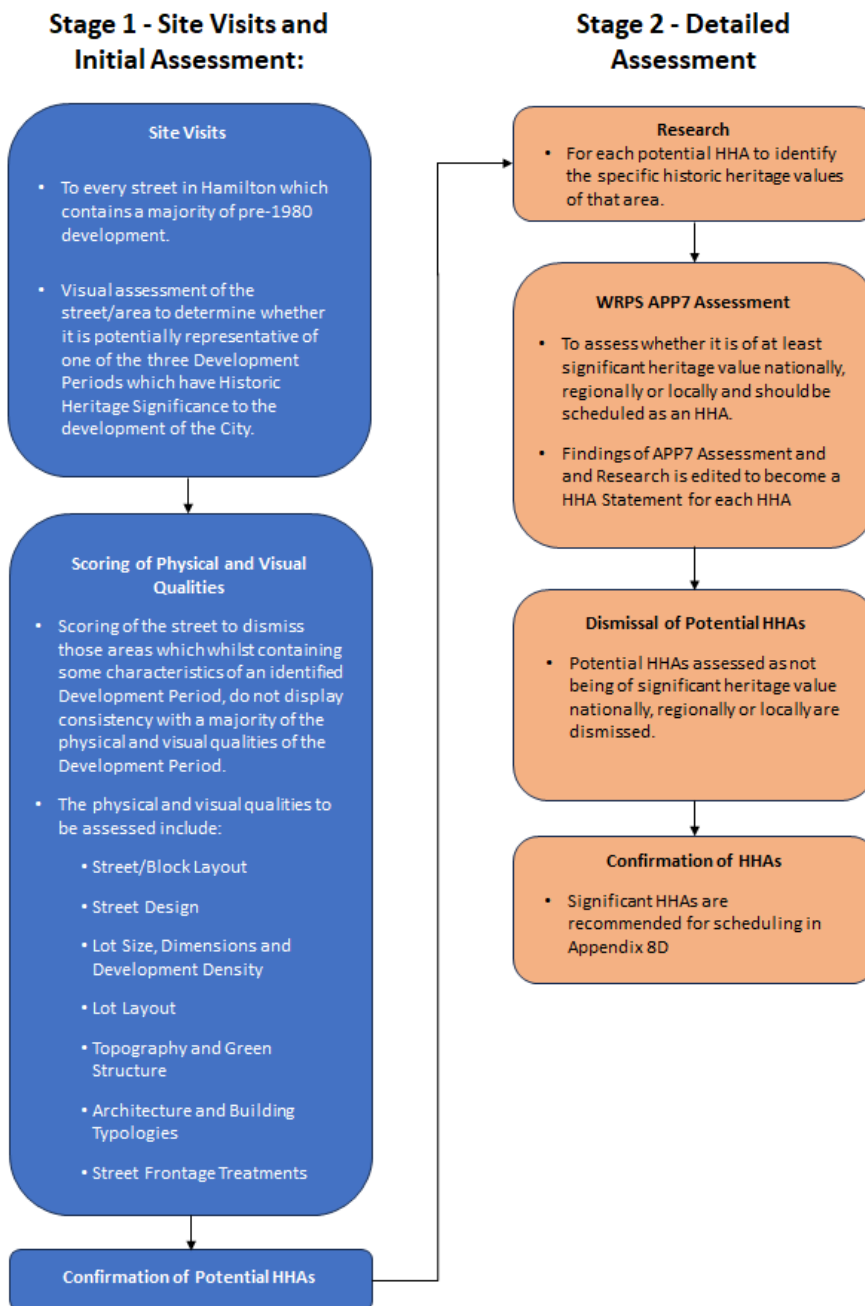
- (a) They agree that the outcome(s) of the expert conferencing are as recorded in this statement; and
- (b) They have read the Environment Court’s Practice Note 2023 and agree to comply with it; and
- (c) The matters addressed in this statement are within their area of expertise; and
- (d) They agree to the inclusion of Attachment 1 (refer para 3.1 above); and
- (e) As this session was held online, in the interests of efficiency, it was agreed that each expert would verbally confirm their position to the Independent Facilitator and this is recorded in the schedule below.

**Confirmed online 24 August 2023**

<b>EXPERT'S NAME &amp; EXPERTISE</b>	<b>PARTY</b>	<b>EXPERT'S CONFIRMATION REFER PARA 4.1</b>
Richard Knott – Planning/Heritage	Hamilton City Council	Yes
John Brown – Heritage	Kainga Ora	Yes
Laura Kellaway – Heritage	Peter Were Waikato Heritage Group Niall Baker	Yes
Dr Ann McEwan – Heritage	K'Aute Pasifika SNR Limited	Yes
Susie Farminer – Heritage	HNZPT	Yes

# Methodology for the evaluation of Proposed Historic Heritage Areas against the WRPS APP7 Assessment Criteria

The following flow chart is for explanatory purposes only.



## Assessment Criteria and Proposed Methodology

This document outlines the method for evaluating proposed Historic Heritage Areas (HHA) against the criteria within APP7 of the WRPS.

### APP7 Assessment Criteria

The overall heritage significance of an HHA may be derived from any of the following qualities. It is not necessary for a historic heritage area to be representative of all of the qualities; one is sufficient:

- Archaeological qualities
- Architectural qualities
- Cultural qualities
- Historic qualities
- Scientific qualities
- Technological qualities

### Evaluation Indicators

The following indicators are to be used:

- a) Outstanding – The area has outstanding value in respect of the criterion and has national, regional or local significance.
- b) High - The area has high value in respect of the criterion and has national, regional or local significance.
- c) Moderate – The area has moderate value in respect of the criterion and has national, regional or local significance.
- d) Low – The area has low value in respect of the criterion and may have national, regional or local significance.
- e) None - The area has no value in respect of the criterion, nor does it have national, regional or local significance.
- f) Unknown – The area may have heritage value, but, due to knowledge limitations, the significance of the area is unknown.

## Historic Heritage Assessment Template

Assessment for HHA: [insert name of HHA]

Prepared by: [insert name]

The following table is to be completed for each HHA. In completing the table regard shall be given to the Heritage New Zealand Pouhere Taonga List of historic places and historic areas, as well as to research which has been undertaken.

Assessment of APP7 Criteria		
Archaeological qualities		Comment/Assessment
<b>Information</b>	<i>The potential of the place or area to define or expand knowledge of earlier human occupation, activities or events through investigation using archaeological methods.</i>	
<b>Research</b>	<i>The potential of the place or area to provide evidence to address archaeological research questions.</i>	
<b>Recognition or Protection</b>	<i>The place or area is registered by Heritage New Zealand for its archaeological values, or is recorded by the New Zealand Archaeological Association Site Recording Scheme, or is an 'archaeological site' as defined by the Heritage New Zealand Pouhere Taonga Act 2014.</i>	
<b>Level of significance</b>		Outstanding/High/Moderate/Low/None/Unknown
		National/Regional/Local

Architectural Qualities		Comment/Assessment
<b>Style or type</b>	<i>The style of the building or structure is representative of a significant development period in the region or the nation. The building or structure is associated with a significant activity (for example institutional, industrial, commercial or transportation).</i>	
<b>Design</b>	<i>The building or structure has distinctive or special attributes of an aesthetic or functional nature. These may include massing, proportion, materials, detail, fenestration, ornamentation, artwork, functional layout, landmark status or symbolic value.</i>	
<b>Construction</b>	<i>The building or structure uses unique or uncommon building materials, or demonstrates an innovative method of construction, or is an early example of the use of a particular building technique.</i>	
<b>Designer or Builder</b>	<i>The building or structure's architect, designer, engineer or builder was a notable practitioner or made a significant contribution to the region or nation.</i>	
<b>Level of significance</b>		Outstanding/High/Moderate/Low/None/Unknown
		National/Regional/Local

Cultural Qualities		Comment/Assessment
<b>Sentiment</b>	<i>The place or area is important as a focus of spiritual, political, national or other cultural sentiment.</i>	
<b>Identity</b>	<i>The place or area is a context for community identity or sense of place, and provides evidence of cultural or historical continuity.</i>	
<b>Amenity or Education</b>	<i>The place or area has symbolic or commemorative significance to people who use or have used it, or to the descendants of such people. The interpretative capacity of the place or area and its potential to increase understanding of past lifestyles or events.</i>	
<b>Level of significance</b>		Outstanding/High/Moderate/Low/None/Unknown
		National/Regional/Local
Historic Qualities		Comment/Assessment
<b>Associative Value</b>	<i>The place or area has a direct association with, or relationship to, a person, group, institution, event or activity that is of historical significance to Waikato or the nation.</i>	
<b>Historical Pattern</b>	<i>The place or area is associated with broad patterns of local or national history, including</i>	



	<i>development and settlement patterns, early or important transportation routes, social or economic trends and activities.</i>	
<b>Level of significance</b>		Outstanding/High/Moderate/Low/None/Unknown
		National/Regional/Local
<b>Scientific Qualities</b>		<b>Comment/Assessment</b>
<b>Information</b>	<i>The potential for the place or area to contribute information about an historic figure, event, phase or activity.</i>	
<b>Potential – Scientific Research</b>	<i>The degree to which the place or area may contribute further information and the importance of the data involved, its rarity, quality or representativeness.</i>	
<b>Level of significance</b>		Outstanding/High/Moderate/Low/None/Unknown
		National/Regional/Local
<b>Technological Qualities</b>		<b>Comment/Assessment</b>
<b>Technical Achievement</b>	<i>The place or area shows a high degree of creative or technical achievement at a particular time or is associated with scientific or technical innovations or achievements.</i>	
<b>Level of significance</b>		Outstanding/High/Moderate/Low/None/Unknown
		National/Regional/Local

<b>Summary of Heritage Values</b>		
<b>Heritage Criteria</b>	<b>Significance</b>	<b>Context</b>
<i>Archaeological Qualities</i>	Outstanding/High/Moderate/ Low/None/Unknown	Local/Regional/National
<i>Architectural Qualities</i>	Outstanding/High/Moderate/ Low/None/Unknown	Local/Regional/National
<i>Cultural Qualities</i>	Outstanding/High/Moderate/ Low/None/Unknown	Local/Regional/National
<i>Historic Qualities</i>	Outstanding/High/Moderate/ Low/None/Unknown	Local/Regional/National
<i>Scientific Qualities</i>	Outstanding/High/Moderate/ Low/None/Unknown	Local/Regional/National
<i>Technological Qualities</i>	Outstanding/High/Moderate/ Low/None/Unknown	Local/Regional/National
<b>Statement of Significance</b>		

## Recommendation

The [named] HHA is recommended for scheduling in Appendix 8D to the district plan on the basis that it demonstrates Outstanding/High/**Moderate** heritage significance (refer to the table above).

**Note:** The highlighted text (**Moderate**) is an area of disagreement between the experts as recorded in the JWS (dated 24 August 2023 para 3.2).