OFFICER'S REPORT FOR:	**Independent Hearing Commissioners:** **Trevor Robinson (Chair)** **Miria Pomare** **Mark St Clair** **Julia Williams**
SUBJECT:	**Proposed Porirua District Plan: Sites and Areas of Significance to Māori**
PREPARED BY:	**Caroline Rachlin**
REPORT DATED:	**5 November 2021**
DATE OF HEARING:	**3- 10 December 2021**

Executive Summary

1. This report considers submissions received by Porirua City Council (the Council) in relation to the relevant objectives, policies, rules, definitions, schedules and maps of the Proposed Porirua District Plan (PDP) as they apply to the SASM – Sites and Areas of Significance to Māori Chapter. The report outlines recommendations in response to the issues that have emerged from these submissions.

2. There were a number of submissions and further submissions received on the SASM – Sites and Areas of Significance to Māori Chapter and the associated schedule – SCHED6 - SASM – Sites and Areas of Significance to Māori. The following are considered to be the key issues in contention in the chapter:

    - Introductory content on Archaeological Authority Process;
    - Amendments to provisions for animal grazing;
    - Including sites identified in Schedule 3 of the proposed Natural Resources Plan (PNRP); and
    - Including further sites and areas of significance to Māori.

3. This report addresses each of these key issues, as well as any other issues raised by submissions.

4. I have recommended some changes to the PDP provisions to address matters raised in submissions and are summarised below:

    - Adding to the introduction to the Chapter that Ngāti Toa Rangatira has additional sites that they seek to be added to SCHED6 – Sites and Areas of Significance to Māori and for this to occur through a future plan change process;
    - Moving Archaeological Authority Processes information into a new appendix; and
    - Amendments to SCHED6 - Sites and Areas of Significance to Māori to add and correct New Zealand Archaeological Association site reference numbers as relates to individual entries in the schedule.

5. Having considered all the submissions and reviewed all relevant statutory and non-statutory documents, I recommend that the PDP should be amended as set out in section 0 of this report.

6. For the reasons set out in the Section 32AA evaluation and included throughout this report, I consider that the proposed objectives and provisions, with the recommended amendments, will be the most appropriate means to:

    - achieve the purpose of the Resource Management Act 1991 (RMA) where it is necessary to revert to Part 2 and otherwise give effect to higher order planning documents, in respect to the proposed objectives, and
    - achieve the relevant objectives of the PDP, in respect to the proposed provisions.

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Interpretation

7. Parts A and B of the Officer's reports utilise a number of abbreviations for brevity as set out in Table 1 below:

Table 1: Abbreviations

Abbreviation	Means
the Act / the RMA	Resource Management Act 1991
the Council	Porirua City Council
the Operative Plan/ODP	Operative Porirua District Plan 1999
the Proposed Plan/PDP	Proposed Porirua District Plan 2020
GWRC	Greater Wellington Regional Council
NES	National Environmental Standard
NES-AQ	National Environmental Standards for Air Quality 2004
NESCS	National Environmental Standards for Assessing and Managing Contaminants in Soil to Protect Human Health 2011
NES-ETA	National Environmental Standards for Electricity Transmission Activities 2009
NES-FW	National Environmental Standards for Freshwater 2020
NESMA	National Environmental Standards for Marine Aquaculture 2020
NES-PF	National Environmental Standards for Plantation Forestry 2017
NESSDW	National Environmental Standards for Sources of Drinking Water 2007
NESTF	National Environmental Standards for Telecommunication Facilities 2016
NPS	National Policy Statement
NPSET	National Policy Statement on Electricity Transmission 2008
NPS-FM	National Policy Statement for Freshwater Management 2020
NPS-UD	National Policy Statement on Urban Development 2020
NPSREG	National Policy Statement for Renewable Electricity Generation 2011
NZCPS	New Zealand Coastal Policy Statement 2010
PNRP	Proposed Wellington Natural Resources Plan (Decisions Version) 2019
RPS	Wellington Regional Policy Statement 2013

Table 2: Abbreviations of Submitters' Names

Abbreviation	Means
Dept of Corrections	Ara Poutama Aotearoa the Department of Corrections
DOC	Department of Conservation Te Papa Atawhai
FENZ	Fire and Emergency New Zealand
Foodstuffs	Foodstuffs North Island Limited
Forest and Bird	Royal Forest and Bird Protection Society
GWRC	Greater Wellington Regional Council
Harvey Norman	Harvey Norman Properties (N.Z.) Limited
Heritage NZ	Heritage New Zealand Pouhere Taonga
House Movers Association	House Movers section of the New Zealand Heavy Haulage Association Inc
Kāinga Ora	Kāinga Ora – Homes and Communities
KiwiRail	KiwiRail Holdings Limited
NZDF	New Zealand Defence Force
Oil companies	Z Energy, BP Oil NZ Ltd and Mobil Oil NZ Limited
Oranga Tamariki	Oranga Tamariki – Ministry of Children
PCC	Porirua City Council
QEII	Queen Elizabeth the Second National Trust
RNZ	Radio New Zealand
Survey+Spatial	Survey+Spatial New Zealand (Wellington Branch)
Telco	Spark New Zealand Trading Limited, Chorus New Zealand Limited, Vodafone New Zealand Limited
Transpower	Transpower New Zealand Ltd
TROTR	Te Rūnanga o Toa Rangatira
Waka Kotahi	Waka Kotahi NZ Transport Agency
WE	Wellington Electricity Lines Limited
Woolworths	Woolworths New Zealand Limited

In addition, references to submissions includes further submissions, unless otherwise stated.

1 Introduction

1.1 Purpose

8. The purpose of this report is to provide the Hearing Panel with a summary and analysis of the submissions received on the SASM - Sites and Areas of Significance to Māori Chapter and to recommend possible amendments to the PDP in response to those submissions.

9. This report is prepared under section 42A of the RMA. It considers submissions received by the Council in relation to the relevant objectives, policies, rules, definitions, schedules and maps as they apply to the SASM - Sites and Areas of Significance to Māori Chapter in the PDP. The report outlines recommendations in response to the key issues that have emerged from these submissions.

10. This report discusses general issues, the original and further submissions received following notification of the PDP, makes recommendations as to whether or not those submissions should be accepted or rejected, and concludes with a recommendation for changes to the PDP provisions or maps based on the preceding discussion in the report.

11. The recommendations are informed by the evaluation undertaken by the author. In preparing this report the author has had regard to recommendations made in other related s42A reports.

12. This report is provided to assist the Hearings Panel in their role as Independent Commissioners. The Hearings Panel may choose to accept or reject the conclusions and recommendations of this report and may come to different conclusions and make different recommendations, based on the information and evidence provided to them by submitters.

13. This report is intended to be read in conjunction with Officers' Report: Part A – Overarching which contains factual background information, statutory context and administrative matters pertaining to the district plan review and PDP.

1.2 Author

14. My name is Caroline Elizabeth Rachlin. My qualifications and experience are set out in Appendix D of this report.

15. My role in preparing this report is that of an expert planner.

16. I was involved in the preparation of the PDP and contributed to authoring the Section 32 Evaluation Reports for Historic Heritage, Sites and Areas of Significance to Māori, Notable Trees, Natural Character and Public Access.

17. In my previous role as a Planner at Heritage New Zealand Pouhere Taonga (Heritage NZ) I led the feedback provided to the Porirua City Council on the draft Plan.

18. Although this is a Council Hearing, I have read the Code of Conduct for Expert Witnesses contained in the Practice Note issued by the Environment Court December 2014. I have complied with that Code when preparing my written statement of evidence and I agree to comply with it when I give any oral evidence.

19. The scope of my evidence relates to the SASM – Sites and Areas of Significance to Māori Chapter. I confirm that the issues addressed in this statement of evidence are within my area of expertise as an expert policy planner.

20. Any data, information, facts, and assumptions I have considered in forming my opinions are set out in the part of the evidence in which I express my opinions. Where I have set out opinions in my evidence, I have given reasons for those opinions.

21. I have not omitted to consider material facts known to me that might alter or detract from the opinions expressed.

1.3 Supporting Evidence

22. There is no expert evidence, literature, legal cases or other material which I have used or relied upon in support of the opinions expressed in this report.

1.4 Key Issues in Contention

23. A number of submissions and further submissions were received on the provisions to the Sites and Areas of Significance to Māori Chapter. The submissions received sought a range of outcomes; including for example the addition of new sites to SCHED6 – Sites and Areas of Significance to Māori.

24. I consider the following to be the key issues in contention in the chapter:

- Introductory content on Archeological Authority Processes;
- Amendments to provisions for animal grazing;
- Including sites identified within the proposed Natural Resources Plan (pNRP); and
- Including further Sites and Areas of Significance to Māori.

25. I address each of these key issues in this report, as well as any other issues raised by submissions.

1.5 Procedural Matters

26. At the time of writing this report there has not been any pre-hearing conferences, clause 8AA meetings or expert witness conferencing in relation to submissions on this chapter.

2 Statutory Considerations

2.1 Resource Management Act 1991

27. The PDP has been prepared in accordance with the RMA and in particular, the requirements of:

    - section 74 Matters to be considered by territorial authorities, and
    - section 75 Contents of district plans.

28. As set out in Section 32 Evaluation Report Part 1 - Overview to s32 Evaluation, there are a number of higher order planning documents and strategic plans that provide direction and guidance for the preparation and content of the PDP. These documents are discussed in detail within the Section 32 Evaluation Report Part 2: Historic Heritage and Sites of Significance to Māori. There is further discussion in the Section 32 Evaluation Report Part 1 – Overview to the s32 Evaluation on the approach the Council has taken to giving effect to the NPS-UD and NPS-FM. This is also discussed in the Officer's Report: Part A.

2.2 Section 32AA

29. I have undertaken an evaluation of the recommended amendments to provisions since the initial section 32 evaluation was undertaken in accordance with s32AA. Section 32AA states:

> ***32AA Requirements for undertaking and publishing further evaluations***
>
> *(1) A further evaluation required under this Act—*
>
> *(a) is required only for any changes that have been made to, or are proposed for, the proposal since the evaluation report for the proposal was completed (the changes); and*
>
> *(b) must be undertaken in accordance with section 32(1) to (4); and*
>
> *(c) must, despite paragraph (b) and section 32(1)(c), be undertaken at a level of detail that corresponds to the scale and significance of the changes; and*
>
> *(d) must—*
>
> *(i) be published in an evaluation report that is made available for public inspection at the same time as the approved proposal (in the case of a national policy statement or a New Zealand coastal policy statement or a national planning standard), or the decision on the proposal, is notified; or*
>
> *(ii) be referred to in the decision-making record in sufficient detail to demonstrate that the further evaluation was undertaken in accordance with this section.*
>
> *(2) To avoid doubt, an evaluation report does not have to be prepared if a further evaluation is undertaken in accordance with subsection (1)(d)(ii).*

30. The required section 32AA evaluation for changes proposed as a result of consideration of submissions with respect to the SASM – Sites and Areas of Significance to Māori Chapter is contained within the assessment of the relief sought in submissions in section 3 of this report.

2.3 Trade Competition

31. Trade competition is not considered relevant to the SASM – Sites and Areas of Significance to Māori provisions of the PDP.

32. There are no known trade competition issues raised within the submissions.

3 Consideration of Submissions and Further Submissions

3.1 Overview

33. In total 39 submissions and five further submissions were received on the SASM – Sites and Areas of Significance to Māori Chapter.

3.1.1 Report Structure

34. Submissions on the SASM – Sites and Areas of Significance to Māori Chapter raised a number of issues which have been grouped into sub-topics within this report. Some of the submissions are addressed under a number of topic headings based on the topics contained in the submission. I have considered substantive commentary on primary submissions contained in further submissions as part of my consideration of the primary submission(s) to which they relate.

35. In accordance with Clause 10(3) of the First Schedule of the RMA, I have undertaken the following evaluation on both an issues and provisions-based approach, as opposed to a submission by submission approach. I have organised the evaluation in accordance with the layout of chapters of the PDP as notified.

36. Due to the number of submission points, this evaluation is generic only and may not contain specific recommendations on each submission point, but instead discusses the issues generally. This approach is consistent with Clause 10(2)(a) of Schedule 1 to the RMA. Specific recommendations on each submission / further submission point are contained in 0.

37. The following evaluation should be read in conjunction with the summaries of submissions and the submissions themselves. Where I agree with the relief sought and the rationale for that relief, I have noted my agreement, and my recommendation is provided in the summary of submission table in 0. Where I have undertaken further evaluation of the relief sought in a submission(s), the evaluation and recommendations are set out in the body of this report. I have provided a marked-up version of the Chapter with recommended amendments in response to submissions as Appendix A.

38. This report only addresses definitions that are specific to this topic. Definitions that relate to more than one topic have been addressed in Hearing Stream 1.

3.1.2 Format for Consideration of Submissions

39. For each identified topic, I have considered the submissions that are seeking changes to the PDP in the following format:

    - Matters raised by submitters;
    - Assessment;
    - Summary of recommendations; and
    - Section 32AA evaluation.

40. The recommended amendments to the chapter is set out in in 0 of this report where all text changes are shown in a consolidated manner.

41. I have undertaken a s32AA evaluation in respect to the recommended amendments in my assessment.

42. Note that there are further submissions that support submissions in their entirety:

- The further submission from TROTR [FS70.37] supports the submission from Richard Falkner in its entirety; and
- The further submission from TROTR [FS70.50] supports the submission from Te Whānau Horomona in its entirety.

3.2 General Submissions

3.2.1 Matters raised by submitters

43. Transpower [60.69] seek to retain the chapter but if it applies to the National Grid that the provisions are amended to reflect the relief sought in their submission. Transpower are neutral on the provisions in the chapter on the basis that they do not apply to infrastructure, specifically the National Grid.

44. Kainga Ora [81.433] request amendments to provisions with direct 'avoid' statements. This issue has been addressed at a high level in the Officers' Report: Part A – Overview, and it is for the topic based chapters in Part B reports to address whether the use of this term is appropriate in relation to any particular provision.[1]

3.2.2 Assessment

45. The provisions in the SASM– Sites and Areas of Significance to Māori Chapter do not apply to infrastructure. The Infrastructure chapter manages infrastructure within overlays, with this approach described in Part 1 - General Approach of the PDP. In addition, the introduction to the Infrastructure Chapter states *"… This chapter also manages infrastructure within Overlays, which require management in a different manner from underlying zone provisions…".* Accordingly, I agree with Transpower to retain this approach and I consider there is no need to address their alternative relief.

46. The Section 32 Evaluation Report Part 2 – Historic Heritage and Sites and Areas of Significance to Māori (HH and SASM – s32 report)[2], addresses the use of 'avoid' in a number of places throughout the report, including at:

- Section 4.3, which includes a summary of what the matters in section 6, 7 and 8 of the RMA provide direction for, of which one of the points noted is:

  "Include plan provisions, which are either enabling or provide for development, such as through ongoing care and maintenance, through to more stringent provisions to avoid development where irreversible loss of inappropriate modification may result."

[1] Section 9.1, pages 30 – 31.
[2] SASM and HH – s32 report, pages 4, 9, 16, 28

- Section 4.7, where it is outlined how Policy 22 of the RPS requires the protection of historic heritage values of those places identified as significant under Policy 21 and to: *"avoid the destruction of unidentified archaeological site and wāhi tapu with significance historic heritage values."*
- Section 5.3 Summary of the Issues Analysis, which outlines the need to include supporting policies and rules to avoid activities that will have a significant adverse effect such as destruction.

47. SASM-P7 has an avoid policy direction in respect to the demolition or destruction of sites and areas of significance to Māori. In my opinion, this continues to be the appropriate approach. The use of 'avoid' has been carefully considered in the context of higher order policy direction. I note the submitter has not provided any specific assessment of the issues as regards to the subject chapter and the Panel may request the submitter to do so at the hearing.

3.2.3 Summary of recommendations

48. I recommend for the reasons given in the assessment, that the submission from Transpower [60.69] be **accepted in part**.

49. I recommend for the reasons given in the assessment, that the submission from Kāinga Ora [81.433] be **rejected.**

3.3 Introduction to Chapter - Archaeological Authority Process

3.3.1 Matters raised by submitters

50. TROTR [264.108] request amending this section to include that Te Rūnanga be informed if any unknown archaeological site is discovered and prior to being removed. The reason provided is: "Sites and areas of significance to Māori are an integral part to ensuring that our sense of place and identity is appropriately protected from further degradation."

51. Kāinga Ora [81.428] requests the content on Archaeological Authority Process is removed. The submitter generally supports the introductory text but seeks that explanations about other non-RMA processes are removed.

52. Heritage NZ [65.46] request the paragraphs on Archaeological Authority Process are put into a new Appendix 16 and to provide cross references to it from relevant sections (HH, SASM and earthworks chapters).

53. TROTR [FS70.14] opposes Kāinga Ora's request. TROTR is concerned that such processes can otherwise be ignored if not included in the PDP.

3.3.2 Assessment

54. Submissions seeking the same changes were made on the HH- Historic Heritage Chapter by TROTR, Kāinga Ora, and Heritage NZ, and this issue is addressed in Section 3.3 of the Officers Report Part B: Historic Heritage (Historic Heritage Officer's Report).

55. For the same reasons as set out in the Historic Heritage Officer's Report, I agree with moving the information to a new appendix (Appendix 16) as requested by Heritage NZ. Further, to retain some

wording in this Chapter to provide an alert to this Appendix, and also recommending changes to the General Approach section within Part 1 of the PDP to recognise this Appendix.

56. For the same reasons as set out in the Historic Heritage Officer's Report, I disagree with adding further wording as requested by TROTR, and I also disagree with Kāinga Ora's request to remove this introductory content.

57. In the following section - 3.3.3 Assessment, I detail the recommended changes to SASM - Sites and Areas of Significance to Māori Chapter. I have not however repeated the recommended new Appendix 16 wording, which is recommended for inclusion in the General Approach section, given that this is addressed in Historic Heritage Officer's Report.

3.3.3 Assessment

58. I recommend for the reasons given in the assessment that the Hearings Panel:

a. **Amend** the Introduction – Archaeological Authority Process as set out below;

Archaeological Authority Process
Under the Heritage New Zealand Pouhere Taonga Act 2014 it is unlawful to destroy, damage or modify an archaeological site (regardless of whether the site is identified in the District Plan or not) without obtaining an archaeological authority from Heritage New Zealand Pouhere Taonga (HNZPT) before you start work. An archaeological authority is required in addition to any resource consents required by Porirua City Council. Appendix 16 contains further detail on Archaeological Authority Process.
~~An archaeological site is defined in this act as any place in New Zealand (including buildings, structures or shipwrecks) that was associated with pre-1900 human activity, where there is evidence relating to the history of New Zealand that can be investigated using archaeological methods.~~[3]
~~If you discover a previously unknown archaeological site (for example, when you are conducting earthworks) you must stop any work that could affect it and contact HNZPT for advice on how to proceed.~~
~~The Police will also need to be notified if human remains are revealed. If any artefacts are found, they must be handed over to the Ministry for Culture and Heritage.~~

b. Include a new Appendix 16 as shown in the Historic Heritage Officer's Report; and

c. Make a consequential amendment to the General Approach section of Part 1 of the PDP as shown in the Historic Heritage Officer's Report.

59. I recommend for the reasons given in the assessment that the submission from Heritage NZ [65.46] be **accepted in part.**

[3] Ibid

60. I recommend for the reasons given in the assessment that the submission from TROTR [264.108] and Kāinga Ora [81.428] be **rejected.**

61. My recommendations in relation to further submissions reflect the recommendations on the relevant primary submission.

3.4 Animal grazing within Sites and Areas of Significance to Māori

3.4.1 Matters raised by submitters

62. Heritage NZ [65.47, 65.48, 65.51] request changes to the policies and rules for animal grazing within Sites and Areas of Significance to Māori Chapter.

63. The addition sought to SASM-P5 is: "Recognising that grazing cattle and other heavy animals has the potential for damaging some sites."

64. The submitter refers to how the policy allows for grazing where heritage values are maintained and outlines that cattle can have a substantially different impact on archaeological and other sites compared to smaller animals. The submitter considers that the development of a Conservation Management Plan (or equivalent) for each site would assist in providing guidance for which activities (including grazing) are appropriate in each site.

65. Heritage NZ seek that SASM-R2 is amended so that the activity is permitted where compliance is achieved with a new standard SASM-S1 as follows:

> *SASM-S1*
>
> *1. The grazing animals are sheep, goats, llamas, alpacas, or poultry.*
>
> *2. Grazing of any other animals is consistent with management guidance contained within a management plan for the scheduled area*

66. The submitter considers how SASM-P5 refers to allowing grazing where identified values are maintained, and that grazing of small animals (listed in the Auckland Unitary Plan as sheep, goats, alpacas and IIamas) should be a permitted activity but grazing of large, heavy animals which can potentially damage a heritage site needs to be managed and controlled. Further, that this could best be achieved by adding a permitted activity standard.

67. Te Whānau Horomona [249.30] seeks an amendment to SASM-R2 as follows:

> *1. Activity Status: Permitted*
>
> *Where no registered archaeological sites are located*
>
> *Where grazing animals are sheep or smaller*
>
> *2. Activity Status: Discretionary*
>
> *Where registered archaeological sites are located*
>
> *Where grazing animals are larger than sheep*

68. The reason provided by the submitter is that the grazing of animals larger than sheep can be destructive to archaeological sites as advised by Department of Conservation for management of archaeological sites, and that as kaitiaki, Ngāti Toa Rangatira have a responsibility to preserve the history associated with archaeological sites as much as possible.

3.4.2 Assessment

69. Heritage NZ requested the same changes in relation to the HH- Historic Heritage Chapter, and this is addressed in Section 3.6 of the Historic Heritage Officer's Report.

70. For the same reasons as set out in the Historic Heritage Officer's Report, I do not agree with the amended and new provisions sought.

71. I recognise the concerns raised (as similarly set out in Historic Heritage Officer's Report) and the overall intent or concern is to protect these sites from damage from grazing of heavy animals. Moreover, as highlighted in the submission on SASM-P5 the potential role of heritage conservation management plans. However, as for the assessment on these changes requested to HH-Historic Heritage, the submitter provides no specific detailed analysis of the extent to which this is an issue for Porirua and consideration of other options, including non-regulatory methods.[4]

72. The submitter seeks a significant change in approach for which no specific S32AA analysis or has been provided. As such I disagree with the relief sought.

73. I similarly recognise the concerns raised by Te Whānau Horomona including the submitter's stated responsibility as kaitiaki.

74. I note the DOC guidance 'Caring for archaeological sites: Practical guidelines for protecting and managing archaeological sites in New Zealand'[5] includes detail regarding risks to archaeological sites from grazing of heavy animals and discussion round matters such as stock type and grazing intensity, and includes specific site management techniques and advice for grazing and pasture care.

75. However, I would note and as set out in the Historic Heritage Officer's Report the extent to which this is a resource management issue that needs to be managed within the Porirua context is not clear. Notwithstanding, I consider that it would be necessary to explore what other methods, regulatory and non-regulatory could be used to respond to the issue, and this would require a comprehensive review including engagement with landowners, and Heritage NZ which has the responsibility for Archaeological Authority Processes under the Heritage New Zealand Pouhere Toanga Act 2014. Such a review could consider the guidance document as referred to by the submitter.

76. Other methods outside of the District Plan may include plans such as conservation plans or reserve management plans. From a more in-depth analysis at a local level, any plan change process where necessary could be initiated.

[4] The submitter does refer to the role of a Conservation Plan per site to provide guidance for which activities (including grazing) are appropriate in each site.

[5] Prepared by Kelvin L Jones, produced in conjunction with the New Zealand Historic Places Trust Pouhere Taonga, 2007.

77. Overall, while I recognise the concerns being raised by both submitters I disagree with the requested changes to the PDP.

3.4.3 Summary of recommendations

78. I recommend for the reasons given in the assessment that the submission from Heritage NZ [65.47, 65.48, 65.51] and Te Whānau Horomona [249.30] be **rejected**.

3.5 Approach to policies - including sites in Schedule 3 of the pNRP

3.5.1 Matters raised by submitters

79. Te Whānau Horomona [249.27, 242.28, 249.29] seek amendments to SASM-P1[6], SASM-P3 and SASM-P6 as shown below:

> ***SASM-P1 - Identifying sites and areas of significance***
>
> *Work with Te Rūnanga o Toa Rangatira to identify and schedule sites and areas of significance to them, and their cultural and spiritual values, in SCHED6 - Sites and Areas of Significance to Māori, and sites associated with Greater Wellington Proposed Natural Resources Plan (PNRP) Schedule C3 Sites of significance to Ngāti Toa Rangatira.*
>
> ***SASM-P3 Maintenance and restoration***
>
> *Enable maintenance and restoration of sites and areas of significance to Ngāti Toa Rangatira included in SCHED6 - Sites and Areas of Significance to Māori, and SCHED C3 of the GWRPNRP and sites associated with Schedule C3 Sites of significance to Ngāti Toa Rangatira of the PNRP where the cultural and spiritual values of the site or area are protected.*
>
> ***SASM-P6 Use and development***
>
> *Only allow any other use and development on sites and areas of significance in SCHED6 - Sites and Areas of Significance to Māori, and sites associated with Schedule C3 Sites of significance to Ngāti Toa Rangatira of the PNRP.*

80. The reason provided for these requested amendments to policies is:

> *Land associated with sites of significance to Ngāti Toa Rangatira identified in schedule C3 - of the PNRP should also be encompassed by this objective. This would be consistent with iwi planning documents outlined previously in TW-iwi and hapū planning documents.*

[6] The submitter refers to SASM-P2, however I am satisfied that the requested changes are to SASM-P1 given that the relief is sought to be added to the wording comprised within SASM-P1.

3.5.2 Assessment

81. Schedule C3: Sites of significance to Ngāti Toa Rangatira in the pNRP contains a table of sites of significance to Ngāti Toa Rangatira, with 'Place/water body' in the left hand column and significant values in the right hand column.[7]

82. Although I recognise the concerns of the submitter, in my view listing these places in the PDP would result in unnecessary duplication of listing with that undertaken through the pNRP, and a regulatory framework under the PDP which to a large extent could not be implemented through the PDP. This is due to the location of many of the places in Schedule C3 of the pNRP outside of the jurisdiction of the Porirua City Council, when considering the Council's functions under s31 of the RMA. A number of places in Schedule 3 are for example fully or predominantly in the coastal marine area and therefore fall under the responsibilities of GWRC under s30 of the RMA.

83. The submitter has not outlined why these places should be also included in the PDP in terms of the need for protection under the PDP as well as the pNRP.

84. For the reasons given above I disagree with the submitter's request to include these places in the policies of the PDP, and therefore, as a consequence of that relief I also disagree that they should be included in SCHED6 of the PDP.

3.5.3 Summary of recommendations

85. For the reasons given in the assessment that the submission from Te Whānau Horomona [249.27, 242.28, 249.29] be **rejected.**

3.6 Definitions

3.6.1 Definitions of Maintenance

3.6.2 Matters raised by submitters

86. Kāinga Ora [81.100] request an amendment to the definition of Maintenance as shown below. I address that part of the relief relating to heritage items in the Historic Heritage Officer Report.

> ***Heritage ~~M~~maintenance***
>
> *means in relation to a heritage item listed in SCHED2 - Historic Heritage Items (Group A) or in SCHED3 - Historic Heritage Items (Group B), or a historic heritage site listed in SCHED 4 - Historic Heritage Sites, the regular and ongoing protective care of the heritage item and/or historic heritage site to prevent deterioration and retain its heritage values.*
>
> *Maintenance excludes:*
>
> *a. heritage alterations;*

[7] I note that this schedule is not the subject of any appeals on the PNRP.

b. earthworks

c. redecoration;

d. repairs; and

Maintenance of Sites and Areas of Significance to Maori

means in relation to a site or area listed in SCHED6 - Sites and Areas of Significance to Maori the regular and ongoing protective care of a site or area to prevent deterioration and retain its values.

Maintenance excludes:

earthworks.

87. Heritage NZ [FS14.8] oppose this relief and seek the definition is retained as notified as it applies to both heritage items and places in SCHED6 – Sites and Areas of Significance to Māori. The submitter is concerned that the requested change would not necessarily cover the term as it relates to SCHED6.

3.6.3 Assessment

88. I have considered the possible benefits for plan interpretation of making this definition specific to heritage, including with the second part of the relief to Sites and Areas of Significance to Māori. I recognise the point raised by the submitter that the term is used throughout the PDP.

89. For the same reasons as set out in Section 3.1 of the Historic Heritage Officer's Report, I consider that it is unnecessary to further amend this term. As such, I disagree with the submitter's requested changes to this definition.

90. Those reasons concern e-plan functionality and ease of interpretation and that it is clear what is the focus of the definition. I also refer to a similar issue being raised in relation to 'Maintenance and Repair' as it relates to Infrastructure, and that the corresponding submission is being addressed in the Officers' Report: Part B – Infrastructure.

3.6.4 Summary of recommendations

91. I recommend for the reasons given in the assessment the submission from Kāinga Ora [81.100] be **rejected**

92. My recommendations in relation to further submissions reflect the recommendations on the relevant primary submission.

3.7 Te Rūnanga o Toa Rangatira request for sites for inclusion in SCHED6

3.7.1 Matters raised by submitters

93. TROTR [264.108] recommends that PCC and Te Rūnanga work together to include all sites listed in "Me huri whakamuri ka titiro whakamua:" These sites are shown in Appendix C of this report. There are a total of 45 sites.

94. TROTR considers that all sites listed within this joint PCC and Ngāti Toa publication should be included.

95. Heritage NZ [FS14.21] supports the TROTR requested additions to SCHED6 and to work with TROTR to add these places and spatial identification.

3.7.2 Assessment

96. In assessing this submission, I acknowledge that there are further sites and areas that are significant to TROTR that they wish to be added to the PDP.

97. However, in my opinion the submission, the detailed sites sought to be added are outside the scope of the PDP, as it would not have been clear to a reader of the PDP where the requested new sites are located in Porirua City.

98. "Me huri whakamuri ka titiro whakamua" is a jointly prepared document by TROTR and the Council. The document contains a range of sites (as described by TROTR in their submission), such as Archaeological Sites, Mahinga Kai, and Tauranga Waka. However, this document has never been formally released.

99. As "Me huri whakamuri ka titiro whakamua" is not publicly available, and there is no further detail in the submission about the location of the sites, or their spatial extent, such as through a property address, or other landmark or geographical location, any person, including landowners and other stakeholders would not reasonably have been able to determine which areas of land were subject to the submission, for the purposes of making a further submission.

100. Officers' have discussed this scope issue with TROTR, as well as available process options to progress work to add further sites to SCHED6 – Sites and Areas of Significance to Māori. This is in recognition that there are clearly more important sites, known to TROTR that need to be considered for inclusion in the PDP.

101. Options include:

- A variation to the PDP;
- A plan change once the PDP is operative; and
- A combination of plan change and variation, with the variation to include a small number of sites.

102. At the time of writing this report it is my understanding that the Council would seek to promulgate a plan change, working in partnership with Ngāti Toa Rangatira, to add further sites and areas of significance to Ngāti Toa Rangatira within SCHED6. There is also consideration being given to the potential to progress a number of sites through a variation to the PDP.

103. In my view both of these processes, especially a plan change process would enable further preparatory work to be undertaken in a comprehensive manner. This could include work such as additional research and assessment per site where necessary, extending to field work to help inform the extent of sites, and preparing statements of significance for each site or area. It should also include engagement with landowners and other stakeholders.

104. I have considered what content could be added to the PDP to recognise this future work, such as additional policy direction or adding further wording to the introduction to the SASM Chapter. In assessing this, I note that SASM-P1 -Identifying sites and areas of significance provides the policy framework to add further site and areas, as shown below.

> *"Work with Te Rūnanga o Toa Rangatira to identify and schedule sites and areas of significance to them, and their cultural and spiritual values, in SCHED6 – Sites and Areas of Significance to Maori.*

105. In my opinion additional wording in the introduction to the chapter would complement SASM-P1 and make it clearer that there are other known significant sites to be considered for inclusion within the PDP. However, I do not recommend including any specific timeframes to be included in the new additional introductory content as this is a matter for the Council when considering any future plan change.

106. "Me huri whakamuri ka titiro whakamua" forms an important and key basis to help inform ongoing and future work in the recognition and protection of sites and areas of significance.

107. While I disagree with adding the sites requested to the PDP, given the scope issue raised above, I consider it is appropriate to add introductory content as to the Chapter, as shown in section 3.6.3 below.

108. In my view, this provides a clear statement that there are additional sites that Ngāti Toa Rangatira seek to have included in the schedule, and that there will be continued work, in partnership with Ngāti Toa Rangatira, to add further sites and areas to the schedule through a plan change process.

3.7.3 Assessment

109. I recommend for the reasons given in the assessment that the Hearings Panel:

a. **Amend** the introduction as shown below and as set out in Appendix A;

(…)
Identifying these sites and areas enables developers and landowners to carefully plan development that minimises or avoids disturbance. It is important to note that there may be other sites known only to Ngāti Toa that are not identified in the District Plan. These are recorded on Porirua City Council GIS files that are not accessible by the general public. Any proposal on land identified in these files will require consultation with Te Rūnanga o Toa Rangatira. Ngāti Toa has additional sites that they seek to be added to SCHED6 – Sites and Areas of Significance to Māori of the District Plan. Porirua City Council will continue to work in partnership with Ngāti Toa to add further sites and areas of significance

to Ngāti Toa within SCHED6. This will be undertaken through working with the iwi authority Te Rūnanga o Toa Rangatira in the form of a plan change.
(…)

110. I recommend for the reasons given in the assessment the submission from TROTR [264.80], be **accepted in part.**

111. My recommendations in relation to further submissions reflect the recommendations on the relevant primary submission.

3.8 Further sites requested to be added to SCHED6 – Sites and Areas of Significance to Māori

3.8.1 Matters raised by submitters

112. Heritage NZ [65.95] seek the following site is added to SCHED6.

> *Location and legal description:*
>
> *Wairaka Point, on the coast about 1.5km south of Pukerua Bay (Pt Wairaka 2, Wairaka 3)*
>
> *Site description: Kainga, Pā*
>
> *Statement of significance: Wairaka Kainga was described by Elsdon Best et al in 1916. The site was described as largely undisturbed, probably dating from about the 1850s.*
>
> *HNZPT List 6141*
>
> *NZAA site R26/226*

113. Heritage NZ's reason is that Wairaka Kainga has been recorded as a significant archaeological site, there may be need for field verification to determine the current state and condition of the site and subject to consultation with Ngāti Toa, the site is significant enough to include in the District Plan schedule.

114. Richard Falkner [147.2] seeks Waitangirua Hill is included as a place of significance to Māori. The reason given is:

> *Te Rangihaeata's wife was killed at the Wairau Incident in Tuamarina (Nelson Marlborough region) in 1843. As was the custom in those days, Te Rangihaeata brought the head of Te Rongo back to where her iwi could mourn her near where Te Kura Maori o Porirua is today. Her people wept and cried so many tears that two streams were formed and flowed from that point, to Parumoana as one stream and the other stream to Pauatahanui. Hence the name "Waitangirua", that refers to the tears of grief that flowed and formed the two streams.*

3.8.2 Assessment

115. As part of initial discussions with TROTR, I understand that both of these sites would in principle hold significance to Ngāti Toa Rangatira.

116. However, I consider there is further work to be undertaken with Ngāti Toa Rangatira as mana whenua to confirm whether these places should be included in SCHED6 of the PDP along with the supporting information for SCHED6 and the planning maps including:

- Identifying and confirming spatial extents;
- Providing opportunity for any on-site verification to occur;
- Preparing statements of significance for each place to be included in SCHED6; and
- To provide for engagement with land-owners and other stakeholders.

117. In my opinion, it is more appropriate to consider these places for inclusion in the PDP through a plan changes process (or any variation to the PDP that the Council may progress), and for this to be considered together with those sites requested by TROTR.[8]

118. As for the assessment under section 3.7 above, this approach would enable further preparatory work to occur, in a comprehensive manner based on clear and specific information, and through working with Ngāti Toa Rangatira.

119. To support this approach and to complement SASM-P1, I recommended new wording be included in the introduction to the chapter as per the recommendation in section 3.6.

3.8.3 Summary of recommendations

120. I recommend for the reasons given in the assessment that the submission from Heritage NZ [65.95], and Richard Falker [147.2] be **accepted in part.**

3.9 Other changes sought to SCHED6 – Sites and Areas of Significance to Māori

3.9.1 Matters raised by submitters

121. Heritage NZ [65.81, 65.82, 65.83, 65.84, 65.85, 65.86, 65.87, 65.88, 65.89, 65.90, 65.91, 65.92, 65.93, 65.94] request a number of changes to SCHED6 – Sites and Areas of Significance to Māori, which can be summarised as follows:

- Replacing the word 'Site type' with 'Feature description;
- New wording to form the Features descriptions, examples of which are:
  - SASM001 – Ngāti Toa Domain - replace 'Site Type - Archaeological Site' with 'Feature description: Pā, archaeological site[9]'; and

[8] Or through any variation process, if one were initiated by the Council.
[9] Heritage NZ [65.83]

- SASM021 Whitireia Park – replace 'Site Type 'Archaeological Site' with Feature description: Pā, kainga, Urupa, tauranga waka[10]

- Having separate rows for the Heritage New Zealand Pouhere Taonga (HNZPT) and New Zealand Archaeological Association (NZAA) reference numbers, with an example provided as follows;

  SASM001 Ngāti Toa Domain

  Location & legal description West of Mana Esplanade - Pt Sec 337 Porirua Dist

  Statement of significance

  ~~Site type~~ Pā/Urupa

  Feature description

  HNZPT Listing Cat 2; 1329

  NZAA site number R26/254

  Statement of significance

  Ngāti Toa Domain has many layers of history ...

- Referring to NZAA entries as 'site numbers' not 'listings'.

- Additions and corrections to HNZPT and NZAA references across a number of the schedule entries, including changes to and adding reference numbers, and changing from 'Category II' to 'Cat 2'; and

- Removing a reference in the schedule details for SASM021 Whitireia Park: *"… This area has been proposed to be registered with the Historic Places Trust as a wāhi tapu area …"*

122. Heritage NZ considers a 'Feature description' is a more appropriate label, and that it would be beneficial to separate out the HNZPT and NZAA references and to refer to site number and not listing. Heritage NZ is concerned that the reference as stated above, within SASM021, is an outdated reference and will become obsolete as soon as the status of the listing proposal changes.

123. PCC [11.73] request including words under the schedule title and before the first schedule entry as follows:

[10] Heritage NZ [65.94]

> *Detail on HNZPT or NZAA information is provided in SCHED6 for information purposes only. This includes places on the New Zealand Heritage List/Rarangi Korero (The List) or in the NZAA site recording scheme.*

124. The addition to the introduction is sought for the reason that "… (as per the introduction to SCHED2 and SCHED4) to make it clear that this detail is included for information purposes."

3.9.2 Assessment

125. I agree that there may be merit to update the detailed descriptions per site in SCHED6 under the term replacement term 'Feature description'. However, I consider that this requires further consideration and discussion with TROTR, which is best achieved through a plan change process, alongside the inclusion of other sites of significance to Ngāti Toa Rangatira. Accordingly, I disagree with this Heritage NZ requested change.

126. I agree with the Heritage NZ requested changes to separate references to HNZPT and NZAA references, as I consider that this would avoid any confusion for readers of the Plan regarding the applicable reference type. I agree with making additions and corrections to list and site reference numbers, with the exception that it would be more appropriate to retain the word 'Category' instead of 'Cat'. A number of these same matters were raised by Heritage NZ on the HH – Historic Chapter schedules 2 -4 (SCHED2-4). I undertake an assessment of similar matters raised in that report.

127. I also agree with removing the reference in the listing for SASM021 Whitireia Park regarding the area being proposed to be registered with the Historic Places Trust as a wāhi tapu area. I agree that it will remove outdated references and or those which would become obsolete as and when an HNZPT listing proposal changes.

128. I agree with adding the explanation to the introduction to the schedule as requested by PCC. This provides increased clarity and certainty. Collectively the changes sought by PCC and Heritage NZ will contribute to increased clarity of content within these schedules, and greater consistency with SCHED2-4 through inclusion of the introduction content that the HNZPT and NZAA details is for information only.

3.9.3 Summary of Recommendations

129. I recommend for the reasons given in the assessment that the Hearings Panel:

    a. **Amend** SCHED6 – Sites and Areas of Significance to Māori as set out in Appendix A.

130. I recommend for the reasons given in the assessment that the submission from Heritage NZ [65.82], and PCC [11.73] be **accepted.**

131. I recommend for the reasons given in the assessment that the submissions from Heritage NZ [65.81, 65.83, 65.84, 65.85, 65.86, 65.87, 65.88, 65.89, 65.90, 65.91, 65.92, 65.93, 65.94] be **accepted in part.**

3.9.4 Section 32AA evaluation

132. In my opinion the amendments are more appropriate in achieving the objectives of the PDP than the notified provisions. In particular, I consider that the recommended amendments:

- Provide increased clarity about the function of some content in the schedules;

- Will avoid confusion about which reference numbers are HNZPT or NZAA reference numbers, will update site specific information, and will remove outdated references and references which would become obsolete as and when an HNZPT listing proposal changes; and
- Will not have any greater environmental, economic, social, and cultural effects than the notified provisions. However, there will be benefits from improved plan interpretation.

3.10 Minor Errors

133. I recommend that minor amendments be made to the SASM – Sites and Areas of Significance to Māori Chapter and to SCHED6 – Sites and Areas of Significance to Māori. These amendments could have been made after PDP was notified through the RMA process to correct minor errors[11], but I recommend the amendments are made as part of the Hearing Panel's recommendations for completeness and clarity. The amendments are set out in Appendix A.

[11] Clause 16 of RMA Schedule 1

4 Conclusions

134. Submissions have been received in support of and in opposition to the PDP.

135. Having considered all the submissions and reviewed all relevant statutory and non-statutory documents, I recommend that the PDP should be amended as set out in 0 of this report.

136. For the reasons set out in the Section 32AA evaluation included throughout this report, I consider that the proposed objectives and provisions, with the recommended amendments, will be the most appropriate means to:

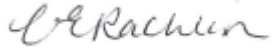
- achieve the purpose of the Resource Management Act 1991 (RMA) where it is necessary to revert to Part 2 and otherwise give effect to higher order planning documents, in respect to the proposed objectives, and
- achieve the relevant objectives of the PDP, in respect to the proposed provisions.

Recommendations:

I recommend that:

1. The Hearing Commissioners accept, accept in part, or reject submissions (and associated further submissions) as outlined in 0 of this report; and
2. The PDP is amended in accordance with the changes recommended in 0 of this report.

Signed:

Name and Title		Signature
Report Author	Caroline Rachlin	

Appendix A Recommended Amendments to SASM - Sites and Areas of Significance to Maori Chapter and SCHED6 – Sites and Areas of Significance to Māori

Where I recommend changes in response to submissions, these are shown as follows:

- Text recommended to be added to the PDP is underlined.
- Text recommended to be deleted from the PDP is ~~struckthrough~~.

SASM - Sites and Areas of Significance to Māori

This chapter contains provisions that have legal effect. They are identified with a 
to the right hand side of the provision. To see more about what legal effect means please click here.

Porirua City Council acknowledges Ngāti Toa Rangatira (Ngāti Toa)[12] as mana whenua in Porirua. Te Rūnanga o Toa Rangatira is the only elected and mandated body with authority to represent and administer to all Ngāti Toa interests.

The Māori approach to protecting their unique heritage involves the concept of kaitiakitanga. In the Porirua City context, this means that Ngāti Toa assumes responsibility for managing information about wāhi tapu or other sites and areas of significance to them within their rohe, including mātauranga Māori. To reflect the respective significance of the Ngāti Toa cultural values within the City, areas have been classified as either wāhi tapu (associated with places of death or birth); or wāhi tūpuna (associated with traditional uses).

Activities that disturb the ground pose a significant threat to sites and areas of significance to Ngāti Toa. In some cases, the original features of a site may have been lost or damaged through exposure to weather, earthworks or coverage of a site by buildings or impermeable surfaces but subsurface features may still remain. Even where these sites no longer exist physically, they can still hold cultural significance to Ngāti Toa.

Identifying these sites and areas enables developers and landowners to carefully plan development that minimises or avoids disturbance. It is important to note that there may be other sites known only to Ngāti Toa that are not identified in the District Plan. These are recorded on Porirua City Council GIS files that are not accessible by the general public. Any proposal on land identified in these files will require consultation with Te Rūnanga o Toa Rangatira.

Ngāti Toa has additional sites that they seek to be added to SCHED6 – Sites and Areas of Significance to Māori of the District Plan. Porirua City Council will continue to work in partnership with Ngāti Toa to add further sites and areas of significance to Ngāti Toa within SCHED6. This will be undertaken through working with the iwi authority Te Rūnanga o Toa Rangatira in the form of a plan change.[13]

Additionally, there are statutory acknowledgement areas listed in APP12 - Ngāti Toa Rangatira Statutory Acknowledgement Areas and APP13 - Ngāti Toa Rangatira Coastal Statutory Acknowledgement Areas. Porirua City Council is required have regard to the statutory acknowledgment when making decisions on whether the Trustee of the Toa Rangatira Trust is an affected person on resource consent applications submitted for activities within, adjacent to, or directly affecting a statutory area.

[12] Clause 16 of RMA
[13] TROTR [264.80]

Archaeological Authority Process
Under the Heritage New Zealand Pouhere Taonga Act 2014 it is unlawful to destroy, damage or modify an archaeological site (regardless of whether the site is identified in the District Plan or not) without obtaining an archaeological authority from Heritage New Zealand Pouhere Taonga (HNZPT) before you start work. An archaeological authority is required in addition to any resource consents required by Porirua City Council. Appendix 16 contains further detail on Archaeological Authority Process[14]
~~An archaeological site is defined in this act as any place in New Zealand (including buildings, structures or shipwrecks) that was associated with pre-1900 human activity, where there is evidence relating to the history of New Zealand that can be investigated using archaeological methods.~~[15]
~~If you discover a previously unknown archaeological site (for example, when you are conducting earthworks) you must stop any work that could affect it and contact HNZPT for advice on how to proceed.~~ [16]
~~The Police will also need to be notified if human remains are revealed. If any artefacts are found, they must be handed over to the Ministry for Culture and Heritage.~~[17]
Objectives
SASM-O1 Recognising sites and areas of significance
Sites and areas of significance to Ngāti Toa Rangatira are recognised.
SASM-O2 Kaitiakitanga
Ngāti Toa Rangatira are able to exercise kaitiakitanga in relation to sites and areas of significance to them in Porirua City.
SASM-O3 Subdivision, use and development
The values associated with sites and areas of significance to Ngāti Toa Rangatira are protected from inappropriate modification, subdivision, use and development.
Policies
SASM-P1 Identifying sites and areas of significance
Work with Te Rūnanga o Toa Rangatira to identify and schedule sites and areas of significance to them, and their cultural and spiritual values, in SCHED6 - Sites and Areas of Significance to Māori.
SASM-P2 Maintenance and restoration

[14] Heritage NZ [65.46]
[15] Ibid
[16] Ibid
[17] Ibid

Enable maintenance and restoration of sites and areas of significance to Ngāti Toa Rangatira included in SCHED6 - Sites and Areas of Significance to Māori where the cultural and spiritual values of the site or area are protected.
SASM-P3 Small-scale earthworks
Enable small-scale earthworks for burials within an existing urupā listed in SCHED6 - Sites and Areas of Significance to Māori .
SASM-P4 Other earthworks
Only allow other earthworks on sites and areas of significance in SCHED6 - Sites and Areas of Significance to Māori where it can be demonstrated that the identified values will be protected, having regard to: 1. The extent of the earthworks; 2. The manner in which the earthworks are undertaken; 3. The monitoring of earthworks; and 4. The avoidance of archaeological sites.
SASM-P5 Animal grazing
Allow animal grazing as a means of vegetation maintenance on sites and areas in SCHED6 - Sites and Areas of Significance to Māori, where identified values are maintained.
SASM-P6 Use and development
Only allow any other use and development on sites and areas of significance in SCHED6 - Sites and Areas of Significance to Māori, where it can be demonstrated that the identified values of the site or area are protected and maintained, having regard to: 1. Whether there are alternative methods, locations or designs that would avoid or reduce the impact on the values associated with the site or area of significance; 2. Outcomes articulated by Te Rūnanga o Toa Rangatira through an assessment of environmental effects, cultural impact assessment or iwi planning documents; 3. The potential to enhance the values of the site of significance and the relationship of Ngāti Toa Rangatira with their taonga, commensurate with the scale and nature of the proposal; 4. How values of significance to Ngāti Toa Rangatira, including tikanga, kaitiakitanga and mātauranga Māori may be incorporated; and 5. Any practical mechanisms to maintain or enhance the ability of Ngāti Toa Rangatira to access and use the site or area of significance for karakia, monitoring, customary activities and ahi kā roa.
SASM-P7 Demolition or destruction of sites and areas of significance to Māori
Avoid the demolition or destruction of sites and areas of significance included in SCHED6 - Sites and Areas of Significance to Māori.

SASM-P8	Subdivision
Only allow subdivision of sites or areas of significance listed in SCHED6 - Sites and Areas of Significance to Māori where it can be demonstrated that: 1. The values identified in SCHED6 - Sites and Areas of Significance to Māori are maintained and protected; 2. Sufficient land is provided around the site or area listed in SCHED6 - Sites and Areas of Significance to Māori to protect identified values; 3. The remainder of the site is of a size which continues to provide it with a suitable setting to the values identified in SCHED6 - Sites and Areas of Significance to Māori; and 4. Practical mechanisms are incorporated to maintain or enhance the ability of Ngāti Toa Rangatira to access and use the site or area of significance for karakia, monitoring, customary activities and ahi kā roa.	

Rules	
Note: There may be a number of provisions that apply to an activity, building, structure or site. Resource consent may therefore be required under rules in this chapter as well as other chapters. Unless specifically stated in a rule, resource consent is required under each relevant rule. The steps to determine the status of an activity are set out in the General Approach chapter. Rules relating to subdivision, including minimum allotment sizes for each zone, are found in the Subdivision chapter.	
SASM-R1	**Maintenance and restoration of sites and areas listed in SCHED6 - Sites and Areas of Significance to Māori**
All zones	1. Activity status: **Permitted**
SASM-R2	**Animal grazing on sites and areas listed in SCHED6 - Sites and Areas of Significance to Māori**
All zones	1. Activity status: **Permitted**
SASM-R3	**Earthworks on a site or area listed in SCHED6 - Sites and Areas of Significance to Māori**
All zones	1. Activity status: **Permitted** Where: a. Earthworks are associated with burials within an existing urupā.
All zones	2. Activity status: **Restricted discretionary** Where a. Compliance not achieved with SASM-R3-1.a. Matters of control are restricted to: 1. The matters in SASM-P4.

SASM-R4		**Any new building or structure, or extension of the footprint of an existing building or structure on a site or area listed in SCHED6 - Sites and Areas of Significance to Māori**
	All zones	1. Activity status: **Restricted discretionary** Matters of discretion are restricted to: 1. The matters in SASM-P6. **Notification:** • An application under this rule where it is for the extension of the footprint of a building or structure is precluded from being publicly notified in accordance with section 95A of the RMA. • When deciding whether any person is affected in relation to this rule - where it is for the extension of the footprint of a building or structure, for the purposes of section 95E of the RMA, the Council will give specific consideration to any adverse effects on Ngāti Toa Rangatira and Heritage New Zealand Pouhere Taonga.
SASM-R5		**Any activity not provided for as a permitted, restricted discretionary or non-complying activity on a site or area listed in SCHED6 - Sites and Areas of Significance to Māori**
	All zones	1. Activity status: **Discretionary**
SASM-R6		**Destruction or demolition of a site or area listed in SCHED6 - Sites and Areas of Significance to Māori**
	All zones	1. Activity status: **Non-complying**

SCHED6 - Sites and Areas of Significance to Māori

Detail on HNZPT or NZAA information is provided in SCHED6 for information purposes only. This includes places on the New Zealand Heritage List/Rarangi Korero (The List) or in the NZAA site recording scheme.[18]

SASM001	**Ngāti Toa Domain**	
Location & legal description	West of Mana Esplanade - Pt	Statement of Significance

[18] PCC [11.73]

	Sec 337 Porirua DIST	Ngāti Toa Domain has many layers of history. It is linked to Kupe's movement. Moa bones have been excavated from the site. It was a pā site, the site of a whaling station, military barracks have been established there, and for the last fifty years, it has been a public recreational area. These layers of use give it high archaeological value, as there is significant potential to learn from the site through investigations. There are accordingly scientific values accredited. The site's multiple uses have also generated strong historic associations with the place for Māori and Pākehā. The historic location is important particularly to tangata whenua for its long association with Ngāti Toa. The Domain is rare and distinctive for its place in the history of the district.
Site type	Archaeological site	
HNZPT ~~or NZAA~~[19] listing	~~HNZPT~~[20] Category 2: List number 1329	
NZAA site number[21]	R26/254, R26/122, R26/248, R26/128, R26/731[22]	
SASM002	**Te Pā o Kapo**	
Location & legal description	Terrace Road (located within Road Reserve)	Statement of Significance This Ngāti Ira fortified pā was in use pre-1820. Its defensive bank and artificially narrowed causeway was once clearly visible, and archaeological evidence suggests that there was extensive settlement in the area. The pā site has high archaeological value for these reasons, and is recorded as archaeological site R26/112. This is one of the few unmodified pā in the region, which makes it rare, and its unique location and causeway make it distinctive. The pā was used by the Ngāti Ira chief Whanake in the early 1800s due to its strategic location, and was recorded by the early ethnologist Elsdon Best as one of the strongest fortified places in the district at
Site type	Northern side of terrace road, feature is archaeological site R26/112	
HNZPT ~~or NZAA~~[23] listing	NZHPT Category ~~II~~2: ~~Register~~ List[24] Number 6122 ~~Archaeological site R26/112~~[25]	

[19] Heritage NZ [65.82]
[20] Ibid
[21] Ibid
[22] Heritage NZ [65.83]
[23] Heritage NZ [65.82]
[24] Clause 16 of RMA
[25] Heritage NZ [65.82]

		that time. For these reasons, the site has high Māori cultural and historic value.
NZAA site number[26]	R26/112[27]	
SASM003	**Battle Hill Farm Forest Park**	
Location & legal description	610 and 610a Paekakariki Hill Road (Lot 1 DP 8107, Lot 6 DP 8107, Lot 7 DP 8107, Lot 15 DP 8107, Pt Lot 2 DP 8107)	Statement of Significance A significant siege and battle between Government forces and Te Rangihaeata's Ngāti Toa forces occurred here in August 1846. Battle Hill was the catalyst for the two pronged Crown attack to destabilise Ngāti Toa and acquire lands within the Porirua Basin. Government forces had pursued Te Rangihaeata to the Horokiri Valley and although the terrain was extreme he secured a position that was difficult for Crown troops to access. Te Rangihaeata and his troops were able to hold the position for 11 days before withdrawing, after which Te Rangihaeata lived out his final 10 years in exile with his Ngāti Huia relations in Poroutawhao. Its historic significance and the involvement of important Ngāti Toa leaders give this battle site high Māori cultural and historic value. Both the government and Te Rangihaeata's trenches are recorded as a part of archaeological site R26/246 giving the site high archaeological value, although bush clearance and subsequent pastoral use has impacted archaeological features. South of the battle site is a small graveyard which includes the graves of the Government militiamen killed in the battle and members of the Abbott family who owned the land from 1860 to 1975.
Site type	Includes archaeological site R26/246	
HNZPT ~~or NZAA~~[28] **listing**	~~R26/246~~[29] N/A[30]	
NZAA site number[31]	R26/246[32]	
SASM004	**Mana Island**	

[26] Ibid
[27] Ibid
[28] Heritage NZ [65.82]
[29] Ibid
[30] Heritage NZ [65.82]
[31] Ibid
[32] Ibid

Location & legal description	Mana Island - Pt Mana Island Block XI Paekakariki Survey District	Statement of Significance Mana Island, or Te Mana o Kupe ki Aotearoa, has also been known as Table Island and Warspite Island. Māori occupation of the island began in the 14th century. Te Rangihaeata and Te Rauparaha signed the Treaty of Waitangi off Mana Island and important Ngāti Toa events occurred on the island. For many reasons Mana Island has high Māori cultural value. The island was later used by European settlers as a whaling station and a farm. One of New Zealand's first shipments of wool came from Mana Island and it played a role in the agricultural development of the area. Mana Island's long history gives it high historic value, and its position makes it a landmark. The remnants of human uses of the island, including building foundations, gardens and storage pits, gives the island high archaeological value.
Site type	Entire Island, including former lighthouse site and archaeological sites: ~~R26/135-7, 139, 141, 142, 144, 169, 242-4~~[33]	
HNZPT ~~or NZAA~~[34] listing	Listed as a Wāhi Tapu by HNZPT: List Number 7674	
NZAA site number[35]	R26/135-7, 139, 141, 142, 144, 169, 242-4, R26/134 – 144, R26/169, R26/242 - 244, R26/410, R26/732 – 741[36]	
SASM005	**Urupā – Tai ā Uru**	
Location & legal description	Onepu Road (Pt Pukerua 3A6)	Statement of Significance This urupā forms a part of the former Waimapihi Pā complex. There are four marked graves and it is likely that there are other unmarked burials within, or
Site type	Urupā	

[33] Heritage NZ [65.86]
[34] Heritage NZ [65.82]
[35] Ibid
[36] Heritage NZ [65.86]

NZHPT ~~or NZAA~~[37] listing	N/A[38]	possibly near, the site. The site has archaeological values due to the age of the burials and has high Māori cultural values.
NZAA site number[39]	N/A[40]	
SASM006	**Urupā – Tai ā Uru**	
Location & legal description	Pā Road (Pt Pukerua 3A6)	Statement of Significance This urupā forms a part of the former Waimapihi Pā complex. It is likely that the burials are within the ridge immediately west of the burial reserve (Pt Pukerua 3A6). The site has archaeological values due to the age of the burials and has high Māori cultural values
Site type	Urupā	
HNZPT ~~or NZAA~~ [41]listing	N/A[42]	
NZAA site number[43]	N/A[44]	
SASM007	**Mahinga kai Site**	
Location & legal description	Hongoeka Bay Road (north of Te Rewarewa Point)	Statement of Significance The site was recorded by Best in 1914 as a small settlement near the first stream north of Te Rewarewa Point. The site is likely to be connected with the other pā sites and urupā located along Wairaka ridge. The site is located on private property. The site is recorded in the NZAA Report as a midden and karaka. This place has high Māori cultural values and archaeological values.
Site type	Archaeological site	
HNZPT ~~or NZAA~~ [45]listing	~~R26/129~~ N/A[46]	
NZAA site number[47]	R26/129[48]	
SASM008	**Urupā (Hongoeka 7)**	

[37] Heritage NZ [65.82]
[38] Ibid
[39] Ibid
[40] Ibid
[41] Ibid
[42] Ibid
[43] Ibid
[44] Ibid
[45] Ibid
[46] Ibid
[47] Ibid
[48] Ibid

Location & legal description	Hongoeka Bay Road (Māori reservation see NZ Gazette, 9 July 1970, No 40, p 1201 - In and adjacent to Hongoeka 7 Block), and 29 Ogilvy Terrace (Lot 2 DP 52455)	Statement of Significance The Urupā is located at the entrance to the Hongoeka community. It is a grassed and actively maintained urupā. This Ngāti Toa Rangatira urupā has high Māori cultural values, and may have archaeological values due to the age of the burials.
Site type	Urupā	
HNZPT ~~or NZAA~~[49] listing	N/A[50]	
NZAA site number[51]	N/A[52]	
SASM009	**Te Korohiwa**	
Location & legal description	Pikarere Street, Titahi Bay (Lot 1 DP 62407 and Lot 5 DP 62407)	Statement of Significance This is a small, low headland situated near the sewage treatment plant. The headland of Round Point was once a Ngāti Ira stockade called Te Korohiwa. Directly north of Te Korohiwa the whaling station 'Coalheavers' was established in 1837. Evidence of human occupation, such as pits, terraces, middens, and ovens, which are recorded as archaeological sites R27/14-13 and R27.147-150, gives this place archaeological value. The site has Māori cultural and historic values due to its association with past generations and the history of Porirua.
Site type	Archaeological site	
HNZPT ~~or NZAA~~[53] listing	~~R27/13~~ ~~R27/14~~ ~~R27/147~~ ~~R27/148~~ ~~R27/149~~ ~~R27/150~~[54]	

[49] Heritage NZ [65.82]
[50] Ibid
[51] Ibid
[52] Ibid
[53] Ibid
[54] Ibid

NZAA site number[55]	R27/13 R27/14 R27/147 R27/148 R27/149 R27/150[56] 6147, 6162 - 6165[57]	
SASM010	**Komanga Rautawhiri**	
Location & legal description	Pikarere Street, Titahi Bay (Lot 2 DP 752 and Lot 7 DP 373530)	Statement of Significance Komanga Rautawhiri is located in a remote area that is accessible from the sea. There is no public road access and limited pedestrian access along the coastal edge. It is a natural and prominent headland covered in grass and used for grazing. The pā site (Komanga Rautawhiri) is on privately owned land and is in good condition. The burial ground covers approximately two acres of the area. The green point area is a composite of a number of sites which all have high Māori cultural values. Komanga Rautawhiri was a significant pā located on the natural headland with commanding views of the Cook Strait. During the 1800s this pā was the ~~principle~~ principal[58] home of the Ngāti Ira chief Whanake and his wife Tamairangi. It was occupied throughout the 19th century, and described in detail as a fortified pā by the early ethnographer Elsdon Best. The area also includes urupā from the time of its occupation, and near the pā is an important tauranga waka (waka landing site), particularly as it is one of Kupe's tauranga waka. The pā site itself and other nearby signs of human occupation mean that the green point area has high archaeological value, and includes archaeological sites R27/3, R27/15-17 and R27/117. The area also has historic values due to its association with the settlement of Porirua.
Site type	Archaeological site	
HNZPT ~~or NZAA~~ [59]listing	~~R27/3 R27/15 R27/16 R27/17 R27/117~~[60]	

[55] Ibid
[56] Ibid
[57] Heritage NZ [65.90]
[58] Clause 16 of RMA
[59] Heritage NZ [65.82]
[60] Ibid

NZAA site number[61]	R27/3 R27/15 R27/16 R27/17 R27/117[62] 6144, 6148 – 6150, 6159[63]	
SASM011	**Tutamaurangi Pā**	
Location & legal description	Pikarere Street (Lot 5 DP 373530)	Statement of Significance This pā is located in an isolated area with no public road access and limited pedestrian access, which means that it is isolated and in good condition. The area is covered with grass and scrub. The pā itself was protected on three sides by cliffs and on the landward side was a deep trench. This trench was enhanced by the construction of a stone wall. In the early 1800s, this Ngāti Ira pā was the home to Te Kekerengu, Whanake's son. Archaeological site R27/43 records features associated with the pā, which gives the site high archaeological value. Its former use as a pā gives this site Māori cultural and historic value.
Site type	Archaeological site	
HNZPT ~~or NZAA~~ [64]listing	~~R27/143~~[65] 6152	
NZAA site number[66]	R27/43[67]	
SASM012	**Puaha Street Urupā – Tapu Te Iwi**	
Location & legal description	22 Puaha Street (Lot 22 DP 52812) and 24 Puaha Street (Takapūwāhia 7)	Statement of Significance Puaha Street Urupā is located in Takapūwāhia village and adjoins a number of residential properties. This Toa Rangatira urupā has high Māori cultural values and may have archaeological values due to the age of the burials.
Site type	Urupā (Toa Rangatira burial ground)	

[61] Ibid
[62] Ibid
[63] Heritage NZ [65.91]
[64] Heritage NZ [65.82]
[65] Ibid
[66] Ibid
[67] Ibid

HNZPT ~~or NZAA~~ [68]listing	N/A[69]	
NZAA site number[70]	N/A[71]	
SASM013	**Matai-whetu Street Urupā – Hiwi Tapu**	
Location & legal description	27 Tangare Drive, (Takapūwāhia Township 126)	Statement of Significance Mataiwhetu Street Urupā is located in Takapūwāhia village.This Toa Rangatira urupā has high Māori cultural values, and may have archaeological values due to the age of the burials.
Site type	Toa Rangatira burial ground	
NZHPT ~~or NZAA~~[72] listing	N/A[73]	
NZAA site number[74]	N/A[75]	
SASM014	**Urupā (above Hongoeka Marae)**	
Location & legal description	Hongoeka Bay Road, Hongoeka 3B1,3C1E & Hongoeka 3B1,3C1H	Statement of Significance The Urupā is located within the Hongoeka community. It is a grassed and actively maintained urupā. This Toa Rangatira urupā has high Māori cultural values.
Site type	Toa Rangatira Burial Ground	
HNZPT ~~or NZAA~~[76] listing	N/A[77]	

[68] Ibid
[69] Ibid
[70] Ibid
[71] Ibid
[72] Ibid
[73] Ibid
[74] Ibid
[75] Ibid
[76] Ibid
[77] Ibid

NZAA site number[78]	N/A[79]	
SASM015	**Haukōpua Urupā**	
Location & legal description	Airlie Road (Pt Haukōpua West)	Statement of Significance The site is covered with grass, and some signs of burial are apparent. The urupā was vested in the names of Ropata Hurumutu and Te Rapihana Te Otaota on 17 November 1873. This Toa Rangatira urupā has high Māori cultural values, and may have archaeological values due to the age of the burials.
Site type	Toa Rangatira Burial Ground	
HNZPT ~~or NZAA~~[80] listing	N/A[81]	
NZAA site number[82]	N/A[83]	
SASM016	**Te Ana-o-Hau**	
Location & legal description	Adjacent to Centennial Highway	Statement of Significance Te Ana o Hau is located on the foreshore adjacent to Centennial Highway. The site is accessible by foot, however there is no formal vehicle access. This site is a part of the story of Hau and has Māori cultural value. It is located on the seaward side of centennial highway and was partially destroyed by the construction of the highway.
Site type	Cave/Rock shelter	
HNZPT ~~or NZAA~~ [84]listing	N/A[85]	
NZAA site number[86]	N/A[87]	
SASM017	**Taupo Pā & Urupā**	
Location & legal description	10 Sunset Parade (Sec 1 SO 443344, Pt Taupo 2)	Statement of Significance Taupo PĀ was a fortified pā of Ngāti Toa, occupied by prominent Rangatira, including Te Rauparaha. It is located on a large terrace and is now occupied by residential housing. There is an absence of

[78] Ibid
[79] Ibid
[80] Ibid
[81] Ibid
[82] Ibid
[83] Ibid
[84] Ibid
[85] Ibid
[86] Ibid
[87] Ibid

Site type	Ngāti Toa PĀ site and urupā	obvious surface evidence of settlement but likely to be subsurface features. There is a remnant of a larger burial ground within the area that is being affected by encroachment. Although there has been significant land modification to this area as it was developed for residential housing, artefacts are frequently discovered when works are undertaken in this area. Above the Pavilion, is a small reserve and burial ground. There have been koiwi, whenua, (human and animal bone) and cultural material uncovered in this area. Taupo PĀ and urupā is an important historic location, has very high Māori cultural values, and archaeological values.
HNZPT ~~or NZAA~~[88] listing	~~R26/356~~[89]	
NZAA site number[90]	R26/356	
SASM018	**Former Marine Camp & Motukaraka Point**	
Location & legal description	Motukaraka Point and Grays Road (Lot 2 DP 52378, Sec 1 SO 36777, Sec 2 SO 36777, Lot 23 DP 18135, Lot 24 DP 18135)	Statement of Significance Motukaraka Point was occupied prior to 1820s by several Māori tribes including a Ngāti Ira Pā. In early 1820's Ngāti Toa expelled Ngāti Ira. The New Zealand Company started acquiring land in the area in 1839 with the intention of establishing a village at Motukaraka. The company quickly became engaged in land disputes with Ngāti Toa. Te Rauparaha and his nephew Te Rangihaeata led the dispute. A fighting pā was set up beside Motukaraka Point. Motukaraka Point is an important historic location, has very high Māori cultural values, and archaeological values. The Pāuatahanui Campsite was built by public works department in 1942 for the United States Marine Corp. It accommodated 2000 marines. Grays Road now runs through the middle of the campsite. Before the Marines arrived the camp was occupied by three New Zealand Army Artillery Regiments before their departure for the Pacific. This place has high historic associations and is an important
Site type	Former Marine Camp & Archaeological site	
HNZPT ~~or NZAA~~[91] listing	~~R26/261~~ N/A[92]	

[88] Ibid
[89] Ibid
[90] Ibid
[91] Ibid
[92] Ibid

		historic location. Camp buildings comprised timber buildings for cookhouses, messes, stores, and Recreation Halls with sleeping accommodation being tents on timber decks.
NZAA site number[93]	R26/159[94] R26/261[95] R26/195 R26/198 R26/101 – 103 R26/258[96]	
SASM019	**Ration Point Area**	
Location & legal description	479 Grays Road (Lot 2 DP 52379)	Statement of Significance Ration Point is located on privately owned horticulture and farm blocks. The original name of this area is Te Ewe o Whanake. It is thought that this area is the burial ground of Whanake's placenta. For this reason the area is considered tapu. Many chisels and adzes were found in this area when the Death family ploughed the land to grow crops. This area has high Māori cultural values, and archaeological values.
Site type	Tapu site & Archaeological site	
HNZPT ~~or NZAA~~ listing[97]	~~R26/207~~ ~~R26/105~~ ~~R26/210~~ ~~R26/211~~ ~~R26/212~~ ~~R26/213~~ ~~R26/214~~ ~~R26/215~~ ~~R26/216~~ ~~R26/217~~ ~~R26/218~~ ~~R26/219~~ ~~R26/220~~ ~~R26/222~~ ~~R26/224~~[98]	
NZAA site number[99]	R26/207 R26/105 R26/210 R26/211 R26/212 R26/213 R26/214 R26/215	

[93] Ibid
[94] Heritage NZ [65.93]
[95] Heritage NZ [65.82]
[96] Heritage NZ [65.93]
[97] Heritage NZ [65.82]
[98] Ibid
[99] Ibid

	R26/216 R26/217 R26/218 R26/219 R26/220 R26/222 R26/224[100]	
SASM020	**Matai-taua Pā**	
Location & legal description	4 Paekakariki Hill Road (Lot 2 DP 311366)	Statement of Significance It is believed that this is the site of a Ngāti Ira pā, which was a refuge for the undefended kainga around Pāuatahanui Inlet, and was abandoned during the musket wars in the 1820s. In 1845-6 in response to increasing tensions with colonists, Te Rangahaeata built a gun-fighter pā at this site. The site's association with tangata whenua and in particular Te Rangahaeata give it Māori cultural value. This was the only pā to be built in Porirua that was especially designed for gun fighting, which makes it rare and distinctive. It has historical value as it played an important role in Porirua's history and in the land wars. The site has been substantially modified, but some remnants of the pā and middens are recorded as site R27/135, giving the site archaeological value.
Site type	Ngāti Ira Pā, Ngāti Toa Pā and Archaeological site	
HNZPT ~~or NZAA~~ [101]listing	~~R27/135~~[102]	
NZAA site number[103]	R27/135[104]	
SASM021	**Whitireia Park**	
Location & legal description	Whitireia Road (Sec 4 SO 446704, Pt Lot 1 DP 10900, Lot 40 DP 43619, Sec 2 SO 446704, Pt Sec 186 Porirua DIST, Sec 40 Blk VIII Paekakariki	Statement of Significance Whitireia Park had been occupied by tangata whenua over a long period of time and includes many sites of significance including pā, kainga, burial area, middens, pits, terraces and tauranga waka, giving Whitireia Park Māori cultural and historic value. The boundaries of Whitireia are currently identified within the Whitireia Reserve, but are likely to have been associated with former coastal settlements to the south-west including Te Pā-

[100] Ibid
[101] Ibid
[102] Ibid
[103] Ibid
[104] Ibid

	SD), Eastern end of Titahi Bay	o-Kapo. ~~This area has been proposed to be registered with the Historic Places Trust as a wāhi tapu area[105].~~ Up to the present day, the Whitireia coast remains an important sea-food gathering place. Whitireia forms a part of the Kupe tradition, and Kupe's anchor stone was located at Onehunga at one time. There are many recorded archaeological remnants of past uses of this site, giving it archaeological value.
Site type	Archaeological site	
HNZPT ~~or NZAA~~ [106]listing	~~R216/106~~ ~~R216/107~~ ~~R216/110~~ ~~R216/111~~ ~~R216/114~~ ~~R216/115~~ ~~R216/116~~ ~~R216/117~~ ~~R216/118~~ ~~R216/119~~ ~~R216/175~~ ~~R216/176~~ ~~R216/177~~ ~~R216/178~~ ~~R218/179~~ ~~R216/240~~ ~~R27/48~~ ~~R27/49~~ ~~R27/50~~ ~~R27/51~~ ~~R27/52[107]~~ NZHPT Category 2: List numbers 6118 – 6121 6123 – 6137 6142 6145 6146 6153 – 6157 7259 7260[108]	
NZAA site number[109]	R27/6 R26/106 R26/109 R26/107 R26/110 R26/111	

[105] Heritage NZ [65.94]
[106] Heritage NZ [65.82]
[107] Ibid
[108] Heritage NZ [65.94
[109] Ibid

	R26/113, R26/114 R26/115 R26/116 R26/117 R26/118 R26/119 R26/170 – 174, R26/175 R26/176 R26/177 R26/178 R26/179 R26/240 R26/288 R26/307 R26/513 R26/650 R27/9 R27/48 R27/49 R27/50 R27/51 R27/52 R27/134 R27/138 R27/571[110]	
SASM022	**Te Rauparaha's reserve**	
Location & legal description	Motuhara Road (Pt Taupo 2)	Statement of Significance This small 40m^2 reserve is located in the vicinity of the former Taupō pā complex. When the land was subdivided around 1910 the reserve was created around a large cabbage tree that is said to have been used by Te Rauparaha as a lookout. The original tree is now gone, and its location marked by a concrete plinth and plaque. In the 1970s a wooden carved pou of Te Rauparaha, carved by master carver Kohe Webster, was installed at the entrance to the reserve. Both the reserve and the pou have Māori cultural and historic value.
Site type	Reserve and pou	
HNZPT ~~or NZAA~~ [111]listing	N/A[112]	
NZAA site number[113]	N/A[114]	

[110] Heritage NZ [65.82, 65.94]
[111] Ibid
[112] Ibid
[113] Ibid
[114] Ibid

Appendix B Recommended Responses to Submissions and Further Submissions

The recommended responses to the submissions made on this topic are presented in Table B 1 below.

Table B 1: Recommended responses to submissions and further submissions

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
General							
137.43	GWRC	General	Retain chapter, but amend the explanation of the Historic Heritage chapter to provide a cross-reference to the Sites and Areas of Significance to Māori chapter.	N/A	Accept in part	Accept in part, subject to the amendments made in response to other submissions[115]	No
FS70.43	*TROTR*		*Supports amendment. Sites and Areas of Significance to Māori are also places of historic heritage and need to be recognized or at least referenced as such.*				
60.69	Transpower	General	Retain the chapter. If the chapter applies to the National Grid, amend provisions to reflect the relief sought in submission.	Section 3.2	Accept in part	Agree with submitter	No
264.49	TROTR	General	Retain as notified subject to the amendments in other submission points.	N/A	Accept in part	Accept in part, subject to the amendments made in response to other submissions	No
81.429	Kāinga Ora	General	Retain as notified	N/A	Accept in part	Accept in part, subject to the amendments made in response to other submissions	No
81.433	Kāinga Ora	Multiple provisions	Amend to be consistent with its overall submission on the Plan. Key areas of concern are (but not limited to): 1. Inclusion of earthworks rules within the earthworks chapter 2. Amend provisions with direct 'avoid' statements. This needs to be qualified in light of the King Salmon meaning of 'avoid'.	3.2	Reject	See body of the report	No
Introduction – Archaeological Authority Process							
264.108	TROTR	Archaeological Authority Process	Amend Archaeological Authority Process: This section must also include – Te Rūnanga to be informed if any unknown archaeological site is discovered and prior to being removed.	Section 3.3	Reject	See body of the report	Yes
81.428	Kāinga Ora	Introduction	Amend: Porirua City Council acknowledges Ngāti Toa as mana whenua in Porirua. Te Rūnanga o Toa Rangatira is the only elected and mandated body with authority to represent and administer to all Ngāti Toa interests. The Māori approach to protecting their unique heritage involves the concept of kaitiakitanga. In the Porirua City context, this means that Ngāti Toa assumes responsibility for managing information about wāhi tapu or other sites and areas of significance to them within their rohe, including mātauranga Māori. To reflect the respective significance of the Ngāti Toa cultural values within the City, areas have been classified as either wāhi tapu (associated with places of death or birth); or wāhi tūpuna (associated with traditional uses).	Section 3.3	Reject	See body of the report	No

[115] The same submission point by GWRC [137.42] in made in relation to the HH - Historic Heritage Chapter. I refer to the Officer's Report Part B: Historic Heritage on this matter, which recommends accepting that submission in part, subject to amendments made in response to other submissions. The amendment recommended is to the introduction to the HH – Historic Heritage Chapter, to include wording to cross-reference to SASM - Sites and Areas of Significance to Māori Chapter. As such, no associated change is necessary to the Sites and Areas of Significance to Māori Chapter.

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
			Activities that disturb the ground pose a significant threat to sites and areas of significance to Ngāti Toa. In some cases, the original features of a site may have been lost or damaged through exposure to weather, earthworks or coverage of a site by buildings or impermeable surfaces but subsurface features may still remain. Even where these sites no longer exist physically, they can still hold cultural significance to Ngāti Toa. Identifying these sites and areas enables developers and landowners to carefully plan development that minimises or avoids disturbance. It is important to note that there may be other sites known only to Ngāti Toa that are not identified in the District Plan. These are recorded on Porirua City Council GIS files that are not accessible by the general public. Any proposal on land identified in these files will require consultation with Te Rūnanga o Toa Rangatira. Additionally, there are statutory acknowledgement areas listed in APP12 - Ngāti Toa Rangatira Statutory Acknowledgement Areas and APP13 - Ngāti Toa Rangatira Coastal Statutory Acknowledgement Areas. Porirua City Council is required to have regard to the statutory acknowledgment when making decisions on whether the Trustee of the Toa Rangatira Trust is an affected person on resource consent applications submitted for activities within, adjacent to, or directly affecting a statutory area. ~~Archaeological Authority Process~~ ~~Under the Heritage New Zealand Pouhere Taonga Act 2014 it is unlawful to destroy, damage or modify an archaeological site (regardless of whether the site is identified in the District Plan or not) without obtaining an archaeological authority from Heritage New Zealand Pouhere Taonga (HNZPT) before you start work. An archaeological authority is required in addition to any resource consents required by Porirua City Council.~~ ~~An archaeological site is defined in this act as any place in New Zealand (including buildings, structures or shipwrecks) that was associated with pre-1900 human activity, where there is evidence relating to the history of New Zealand that can be investigated using archaeological methods.~~ ~~If you discover a previously unknown archaeological site (for example, when you are conducting earthworks) you must stop any work that could affect it and contact HNZPT for advice on how to proceed.~~ ~~The Police will also need to be notified if human remains are revealed. If any artefacts are found, they must be handed over to the Ministry for Culture and Heritage.~~				
FS70.14	*TROTR*		*Opposes Kāinga Ora's proposed removal of other non-RMA processes because too often are those processes otherwise ignored especially by developers if not included in the PDP.*				

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
65.46	Heritage NZ	Archaeological Authority Process	Amend: The Archaeological Authority Process under the Heritage New Zealand Pouhere Taonga Act 2014 is outlined in Appendix 16.	Section 3.3	Accept in part	See body of the report	Yes
Animal grazing in Sites and Areas of Significance to Māori							
65.47	Heritage NZ	SASM-P5	Add the following: Recognising that grazing cattle and other heavy animals has the potential for damaging some sites.	Section 3.4	Reject	See body of the report	No
249.30	Te Whānau Horomona	SASM-R2	Amend to: 1. Activity Status: Permitted Where no registered archaeological sites are located Where grazing animals are sheep or smaller 2. Activity Status: Discretionary Where registered archaeological sites are located Where grazing animals are larger than sheep	Section 3.4	Reject	See body of the report	No
65.48	Heritage NZ	SASM-R2	Amend as follows: Animal Grazing on sites and areas listed in SCHED6 … Permitted Where compliance is achieved with SASM-S1	Section 3.4	Reject	See body of the report	No
65.51	Heritage NZ	New provision	Amend: SASM-S1 1. The grazing animals are sheep, goats, llamas, alpacas, or poultry. 2. Grazing of any other animals is consistent with management guidance contained within a management plan for the scheduled area	Section 3.4	Reject	See body of the report	No
Including sites listed in Schedule C3 Sites of significance to Ngāti Toa Rangatira.							
249.27	Te Whānau Horomona	SASM-P2	Amend: Work with Te Rūnanga o Toa Rangatira to identify and schedule sites and areas of significance to them, and their cultural and spiritual values, in SCHED6 - Sites and Areas of Significance to Māori, and sites associated with Greater Wellington Proposed Natural Resources Plan (PNRP) Schedule C3 Sites of significance to Ngāti Toa Rangatira.	Section 3.5	Reject	See body of the report	No

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
249.28	Te Whānau Horomona	SASM-P3	Amend: Enable maintenance and restoration of sites and areas of significance to Ngāti Toa Rangatira included in SCHED6 - Sites and Areas of Significance to Māori, and SCHED C3 of the GWRPNRP and sites associated with Schedule C3 Sites of significance to Ngāti Toa Rangatira of the PNRP where the cultural and spiritual values of the site or area are protected.	Section 3.5	Reject	See body of the report	No
249.29	Te Whānau Horomona	SASM-P6	Amend: Only allow any other use and development on sites and areas of significance in SCHED6 - Sites and Areas of Significance to Māori, and sites associated with Schedule C3 Sites of significance to Ngāti Toa Rangatira of the PNRP.	Section 3.5	Reject	See body of the report	No
65.49	Heritage NZ	SASM-R4	Retain provision.	N/A	Accept	Agree with submitter	No
FS70.47	*TROTR*		TROTR supports provision on the basis that it is best practice especially in relation to any site or area of significance to Māori.				
65.50	Heritage NZ	SASM-R6	Retain provision.	N/A	Accept	Agree with submitter	No
249.31	Te Whānau Horomona	SASM-R6	Retain as drafted.	N/A	Accept	Agree with submitter	No
Definitions							
81.100	Kāinga Ora	Maintenance	Amend definition: **Heritage ~~M~~maintenance** means in relation to a heritage item listed in SCHED2 - Historic Heritage Items (Group A) or in SCHED3 - Historic Heritage Items (Group B), or a historic heritage site listed in SCHED 4 - Historic Heritage Sites, the regular and ongoing protective care of the heritage item and/or historic heritage site to prevent deterioration and retain its heritage values. Maintenance excludes: a. heritage alterations; b. earthworks c. redecoration; d. repairs; and **Maintenance of Sites and Areas of Significance to Maori** means in relation to a site or area listed in SCHED6 - Sites and Areas of Significance to Maori the regular and ongoing protective care of a site or area to prevent deterioration and retain its values.	Section 3.11	Reject	See body of the report	No

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
			Maintenance excludes: earthworks.				
FS14.8	*Heritage NZ*		*Opposes amendment. The definition of maintenance as notified specifically relates to both heritage items and SCHED6 places. Maintenance is used throughout the plan, however, the notified definition states, 'means in relation to a heritage item' and 'in relation to a site or area listed in SCHED6'. Changing it to heritage maintenance would not necessarily cover use of the term in relation to SCHED6.*				
SCHED6 – Sites and Areas of Significance to Māori							
65.81	Heritage NZ	General	Amend: ~~Site type~~ Feature description	3.8	Reject	See body of the report	No
65.82	Heritage NZ	General	Add separate rows for HNZPT and NZAA l~~istings~~site numbers. Example: Amend: **SASM001 Ngāti Toa Domain** Location & legal description West of Mana Esplanade - Pt Sec 337 Porirua Dist Statement of significance ~~Site type~~ Pā/Urupa Feature description HNZPT Listing Cat 2; 1329 NZAA site number R26/254 Statement of significance Ngāti Toa Domain has many layers of history ...	3.8	Accept	See body of the report	Yes
65.95	Heritage NZ	General	Add: Location and legal description: Wairaka Point, on the coast about 1.5km south of Pukerua Bay (Pt Wairaka 2, Wairaka 3)	Section 3.7	Accept in part	See body of the report	Yes

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
			Site description: Kainga, Pā Statement of significance: Wairaka Kainga was described by Elsdon Best *et al* in 1916. The site was described as largely undisturbed, probably dating from about the 1850s. HNZPT List 6141 NZAA site R26/226				
11.73	PCC	Introduction	Insert the following under the schedule title and before the first schedule entry: *Detail on HNZPT or NZAA information is provided in SCHED6 for information purposes only. This includes places on the New Zealand Heritage List/Rarangi Korero (The List) or in the NZAA site recording scheme.*				
81.895	Kāinga Ora	General	Retain as notified.	N/A	Accept in part	Accept in part, subject to the amendments made in response to other submissions	No
147.2	Richard Falkner	General	The inclusion of Waitangirua Hill as a place of significance to Māori	Section 3.7	Accept in part	See body of the report	Yes
65.83	Heritage NZ	SASM001 Ngati Toa Domain	Amend: Feature description: Pā, archaeological site Add the following NZAA site numbers to SASM001: R26/254, R26/122, R26/248, R26/128, R26/731	Section 3.8	Accept in part	See body of the report	Yes
65.84	Heritage NZ	SASM002 Te Pa o Kapo	Add feature description: Pā/Urupa ~~NZHPT Category II~~HNZPT Category 2	Section 3.8	Accept in part	See body of the report	Yes
65.85	Heritage NZ	SASM003 Battle Hill Farm Forest Park	Add feature description: Pā / battleground.	Section 3.8	Reject	See body of the report	No
65.86	Heritage NZ	SASM004 Mana Island	Amend: (...) ~~**Site type**~~ **feature** **description** Island with extremely high historic values for both	Section 3.8	Accept in part	See body of the report	Yes

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
			Maori and pakeha ~~Entire Island, including~~ ~~former lighthouse site~~ ~~and archaelogical sites:~~ ~~R26/135-7, 139, 141,~~ ~~142, 144, 169, 242-4~~ Listed as a Wahi Tapu by HNZPT: List Number 7674 **HNZPT listing** ~~**or** NZAA site number~~ **R26/135-7, 139, 141, 142, 144, 169, 242-4** R26/134 – 144, R26/169, R26/242 - 244, R26/410, R26/732 – 741 Statement of Significance (...)				
65.87	Heritage NZ	SASM005 Urupa – Tai a Uru	Add the following feature description: Pā.	Section 3.8	Reject	See body of the report	No
65.88	Heritage NZ	SASM006 Urupa – Tai a Uru	Add the following feature description: Pā.	Section 3.8	Reject	See body of the report	No
65.89	Heritage NZ	SASM008 Urupa (Hongoeka 7)	Add the following feature description: Kainga	Section 3.8	Reject	See body of the report	No
65.90	Heritage NZ	SASM009 Te Korohiwa	Add feature description: Pā, kainga, pits, midden Add HNZPT List numbers: 6147, 6162 – 6165	Section 3.8	Accept in part	See body of the report	Yes
65.91	Heritage NZ	SASM010 Komanga Rautawhiri	Add feature description: Pā, urupa, tauranga waka Add HNZPT List numbers: 6144, 6148 – 6150, 6159	Section 3.8	Accept in part	See body of the report	Yes

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
183.2	Pikarere Farm Limited	SASM010 Komanga Rautawhiri	There are two designations [SASM010 and SASM011] on Pikarere Farm where there is no objection.	N/A	Accept	Agree with submitter	No
183.3	Pikarere Farm Limited	SASM011 Tutamaurangi Pā	There are two designations [SASM010 and SASM011] on Pikarere Farm where there is no objection.	N/A	Accept	Agree with submitter	No
65.92	Heritage NZ	SASM011 Tutamaurangi Pa	Add feature description: Pā ~~R27/143~~R27/43 Add HNZPT List number 6152	Section 3.8	Accept in part	See body of the report	Yes
65.93	Heritage NZ	SASM018 Former Marine Camp & Motukaraka Point	Add feature description: Pā Add NZAA site numbers: R26/159, R26/195, R26/198, R26/101 – 103, R26/258	Section 3.8	Accept in part	See body of the report	Yes
65.94	Heritage NZ	SASM021 Whitireia Park	Add feature description: Pā, kainga, Urupa, tauranga waka Delete this reference: ~~This area has been proposed to be registered with the Historic Places Trust as a wahi tapu area.~~ Correct numbering of NZAA sites: ~~R216/106~~ R26/106 etc Add the following NZAA sites to SASM021: R26/109, R26/113, R26/170 – 174, R26/170, R26/288, R26/307, R26/513, R26/650, R27/6, R27/9, R27/134, R27/138, R27/571 Add the following HNZPT List numbers (all are Category 2 historic places): 6118 – 6121, 6123 – 6137, 6142, 6145, 6146, 6153 – 6157, 7259, 7260	Section 3.8	Accept in part	See body of the report	Yes
264.80	TROTR	General	Retain as notified subject to the following amendments: Recommends that PCC and Te Rūnanga work together to include all sites listed in the "Me huri whakamuri ka titiro whakamua:" They are: **C.1 Archaeological Sites:** JB04 Wairaka JB07 Terraces-Midden JB32 Open Bay JC28 Pits	Section 3.7	Accept in part	See body of the report	Yes

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
			<u>Mahinga Kai:</u> JC04 Toka a Koura JC08 Toka a Papa JB13 Taupo Swamp JC11 Te Whata kai o Tamairangi JC29 Kapukapuariki JC12 Te Anga Paua **<u>A.1 Urupā:</u>** JB05 Wairaka JB38 Onetapu Urupā - Ngāti-Toa Street raua ko Te Arataura Street JC14 Te Ana o Tamairangi **<u>A.3 Tauranga Waka:</u>** JC06 Tauranga Waka **<u>A.4 Pā and Kainga:</u>** JB10 Wairaka, Te Rewarewa JB11 Te Rewarewa **<u>Category B: Modified Waahi Tapu:</u>** JC31 Waimapihi JC30 Paripari JC17 Te Ura Kahika JC16 Takapūwāhia JC21 Pukerua Pā				

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
			JC35 (Plimmerton Pavilion Area) – Taupo Point JC03 Taua Tapu **C.3 Marae:** JC07 Hongoeka JC15 Takapūwāhia JC18 Whare Marie JC19 Horouta JC20 Maraeroa **C.4 Wahi Whakamahara:** JB06 Wairaka JC13 Te Ana Paura JC22 Te Ara Taura **4. Specific site information (Sites not included in Heritage Register)** D.1 Titahi Bay Sandunes D.2 Tamanga a Kohu D.3 Papakowhai D.4 Aotea D.5 Horopaki D.6 Whitianga D.7 Te Rapa a Wahi D.8 Waiohata D.9 Kakaho				

Sub. Ref.	Submitter / Further Submitter	Provision	Decision Requested	Section of this Report where Addressed	Officer's Recommendation	Officers' Reasons/Comments	Recommended Amendments to PDP?
			D.10 Turi Kawera D.11 Kahotea D.12 Horokiri D.13 Purehurehu D.14 Porirua Track				
FS14.21	*Heritage NZ*		*Supports requested additions to SCHED6. Work with Te Rūnanga o Toa Rangatira to add these places to schedule 6 along with appropriate statements of significance and spatial identification.*				

Appendix C Sites sought to be included in SCHED6 – Sites and Areas of Significance to Māori, by Te Rūnanga o Toa Rangatira

The following lists sites that Te Rūnanga o Toa Rangatira [TROTR] request to be included in SCHED6 – Sites and Areas of Significance to Māori. These sites comprise those listed in "Me huri whakamuri ka titiro whakamua."

The following list are the sites as stated in the TROTR submission - submission reference number 264.80.

C.1 Archaeological Sites:

JB04 Wairaka

JB07 Terraces-Midden

JB32 Open Bay

JC28 Pits

Mahinga Kai:

JC04 Toka a Koura

JC08 Toka a Papa

JB13 Taupo Swamp

JC11 Te Whata kai o Tamairangi

JC29 Kapukapuariki

JC12 Te Anga Paua

A.1 Urupā:

JB05 Wairaka

JB38 Onetapu Urupā - Ngāti-Toa Street raua ko Te Arataura Street

JC14 Te Ana o Tamairangi

A.3 Tauranga Waka:

JC06 Tauranga Waka

A.4 Pā and Kainga:

JB10 Wairaka, Te Rewarewa

JB11 Te Rewarewa

Category B: Modified Waahi Tapu:

JC31 Waimapihi

JC30 Paripari

JC17 Te Ura Kahika

JC16 Takapūwāhia

JC21 Pukerua Pā

JC35 (Plimmerton Pavilion Area) – Taupo Point

JC03 Taua Tapu

C.3 Marae:

JC07 Hongoeka

JC15 Takapūwāhia

JC18 Whare Marie

JC19 Horouta

JC20 Maraeroa

C.4 Wahi Whakamahara:

JB06 Wairaka

JC13 Te Ana Paura

JC22 Te Ara Taura

4. Specific site information (Sites not included in Heritage Register)

D.1 Titahi Bay Sandunes

D.2 Tamanga a Kohu

D.3 Papakowhai

D.4 Aotea

D.5 Horopaki

D.6 Whitianga

D.7 Te Rapa a Wahi

D.8 Waiohata

D.9 Kakaho

D.10 Turi Kawera

D.11 Kahotea

D.12 Horokiri

D.13 Purehurehu

D.14 Porirua Track

Appendix D Report Author's Qualifications and Experience

I hold the following qualifications: Bachelor of Arts (in History and Geography) from the University of Canterbury, and a Master of Resources Studies (in Environmental Planning) from Lincoln University.

I have been employed by the Porirua City Council since March 2020 as a Senior Policy Planner within the Environment and City Planning Team.

I have 15 years' experience working as a planner in New Zealand, and five years' experience in planning in the United Kingdom.

Before being employed by Porirua City Council, I held a Planner role at Heritage New Zealand Pouhere Taonga for the Central Region Office. My role included providing planning advice in relation to proposals under the Resource Management (RMA). Prior to this I held senior planner positions at Upper Hutt City Council and Christchurch City Council, where my work was primarily focused on the preparation of Council led plan changes (under the RMA). During my work at Christchurch City Council I was involved in the proposed Christchurch Replacement District Plan, including assisting in drafting chapter proposals (including for Natural and Cultural Heritage) and providing evidence before the Independent Hearings Panel.

Before these positions, I was employed in planning positions in the United Kingdom in development control (similar to New Zealand resource consents planning), and by the Selwyn District Council in a policy planner role. I am an associate member of the New Zealand Planning Institute.