

## 15.8 Archaeological Sites, Archaeological Areas, Historic Areas and Waahi Tapu (Appendix E)

### 15.8.1 Activity Status

Status	Activity	Conditions
Permitted	<p>a) Any earthworks further than 20m from an <u>archaeological site</u>, <u>historic area</u> or <u>waahi tapu</u> listed in Appendix E.</p> <p>b) Any earthworks within an <u>archaeological area</u> shown on the planning maps as surrounding an archaeological site.</p> <p>c) The accidental discovery of artefacts or human remains during earthworks on any site.</p>	<p>a) Earthworks shall not be closer than 20m to any site listed in Appendix E.</p> <p>b) Earthworks shall not exceed 500mm in depth or cumulatively 100m<sup>2</sup> in area per site <b>except that</b> earthworks may exceed these limits <u>provided that</u> the Site Management Protocol (15.8.2) shall be followed.</p> <p>c) The Accidental Discovery Protocol (15.8.3) shall be followed for any accidental discovery.</p>
Discretionary (restricted)	<p>a) i) any earthworks within 20m of or; ii) any modification, damage, destruction or disturbance to; any <u>archaeological site</u>, <u>historic area</u> or <u>waahi tapu</u> listed in Appendix E.</p> <p>b) Any earthworks within an <u>archaeological area</u> shown on the planning maps which exceed 500mm in depth or cumulatively 100m<sup>2</sup> in area per site <b>and</b> which do not follow the Site Management Protocol (15.8.2)</p> <p>c) Accidental discovery of artefacts or human remains where the Accidental Discovery Protocol (15.8.3) is not followed.</p>	Council's discretion is restricted to effects on any historic, archaeological or cultural values of the site.

### 15.8.2 Site Management Protocol: Archaeological Sites, Archaeological Areas, Historic Areas or waahi tapu

- (i) The consent holder shall engage an appropriately qualified archaeologist to monitor the progress of all excavation and to advise on methods to be undertaken to ensure that adverse effects on archaeological values are avoided, remedied or mitigated.
- (ii) For any burial sites and waahi tapu, the Kaikoura Runanga shall be entitled to have a representative during construction and excavation of the site to act as adviser to the developer on identification or protection of the site.
- (iii) The consent holder shall provide Ngai Tahu and the Kaikoura Runanga the following information no less than 25 working days prior to any excavation:

- a schedule of the dates of all significant excavation events, their sequence and duration;
  - a summary of all measures being undertaken to ensure that adverse effects on archaeological values are avoided, remedied or mitigated
- (iv) The consent holder shall invite Ngai Tahu and the Kaikoura Runanga to attend any episode of monitoring or earthmoving activity.
- (v) The consent holder shall consult with Ngai Tahu and the Kaikoura Runanga to determine if there are any matters of protocol which they wish to undertake in relation to any excavation.
- (vi) The consent holder shall provide Ngai Tahu and the Kaikoura Runanga a copy of all archaeological monitoring and investigation results which are required by the conditions of consent with an invitation to respond, comment or meet to discuss any of the results.
- (vii) The consent holder shall notify the Council of all information provided to Ngai Tahu and the Kaikoura Runanga and any responses received.
- Note: Prior to any development being undertaken within an archaeological site or waahi tapu identified in Appendix E, the consent holder shall ensure that all appropriate authorities required in accordance with sections 11 and 12 of the Historic Places Act 1993, or its subsequent replacement, have been obtained.*

### 15.8.3 Accidental Discovery Protocol: Archaeological Sites

Where, during earthworks on any site, any archaeological artefact or human remains are accidentally discovered or are suspected to have been discovered, the following protocol shall apply:

- (i) Immediately that it becomes apparent that a suspected archaeological site, burial site, waahi tapu or waahi taonga site has been uncovered, all excavation shall cease.

#### In cases other than suspected human remains

- (ii) The contractor must shut down all machinery immediately, secure the area and advise the consent holder (or landowner) and Kaikoura District Council of the occurrence.
- (iii) The consent holder (or landowner) must consult with a representative of the Kaikoura Runanga and the Historic Places Trust to determine what further actions are appropriate to safeguard the site or its contents.

#### Where human remains are suspected

- (iv) The contractor must take steps immediately to secure the area in a way which ensures human remains are not further disturbed. The contractor shall advise the consent holder (or landowner) of the steps taken.
- (v) The contractor shall notify the Police of the suspected human remains as soon as practicably possible after the remains have been disturbed. The consent holder (or landowner) shall notify the Kaikoura Runanga and Historic Places Trust within 12 hours of the suspected human remains being disturbed, or otherwise as soon as practically possible.
- (vi) Excavation of the site shall not resume until the Police, Historic Places Trust and the relevant Kaumatua have each given the necessary approvals for excavation to proceed.