

~~APP4 - Form confirming a commitment to adhering to~~ ~~an~~¹ Accidental Discovery Protocol

¹ Pye Group [35.1], NZDF [151.11], Alliance Group [173.46], Rooney Holdings [174.98], GJH Rooney [191.98], Rooney Group [249.98], Rooney Farms [250.98], Rooney Earthmoving [251.98] and TDL [252.98]

Name of person / company authorising the earthworks (landowner or manager):

Name of person / company physically undertaking

Location at which works will occur: _____

Methods to ensure awareness of and compliance with protocol: _____

Contact details: **Contact name:** _____

Contact number/s: _____

Contact email: _____

Agreed Accidental Discovery

In the event of an accidental discovery of any archaeological material (evidence of archaeological material can include oven stones, charcoal, shell middens, ditches, banks and pits, building foundations, artefacts of Māori and ~~Non~~-Māori origin or human burials) during the undertaking of earthworks the following steps will be taken:

1. All work ~~on the site~~, at the place of discovery and within 20m of the discovery, will cease immediately. The contractor/works supervisor/landowner² will shut down all equipment and activity.
2. The contractor/works supervisor/landowner will take immediate steps to secure the site (tape it off) to ensure the archaeological material is left undisturbed and the site is safe in terms of health and safety requirements.
3. The contractor/works supervisor/landowner will notify Heritage New Zealand Pouhere Taonga (HNZPT), Te Rūnanga o Arowhenua and any required statutory agencies if this has not already occurred. If evidence of burials or human remains/kōiwi tangata are uncovered, HNZPT, Heritage New Zealand, the New Zealand Police and Te Rūnanga o Arowhenua will be contacted immediately. The area must be treated with discretion and respect and the kōiwi tangata/human remains dealt with according to law and tikanga.³
4. Site access will be provided to HNZPT ~~Heritage New Zealand~~ and Te Rūnanga o Arowhenua to enable appropriate procedures and tikanga to be undertaken.
5. If the material is confirmed by HNZPT ~~Heritage New Zealand~~, or an appropriately qualified and experienced archaeologist, as being archaeological, under the terms of the Heritage New Zealand Pouhere Taonga Act 2014, ~~the landowner will ensure that an archaeological assessment is~~ will be ~~may need to be~~ carried out by a qualified archaeologist. If required, and if appropriate an archaeological authority is ~~will be~~ must be obtained from HNZPT ~~Heritage New Zealand~~ before work resumes.⁴
6. ~~If evidence of burials or human remains/kōiwi tangata are uncovered, following steps 1 to 2 being taken, Heritage New Zealand, the New Zealand Police and Te Rūnanga o Arowhenua will be contacted immediately. The area must be treated with discretion and respect and the kōiwi tangata/human remains dealt with according to law and tikanga.~~⁵

² Clause 16(2)

³ Clause 16(2)

⁴ Clause 16(2)

⁵ Clause 16(2)

7. Works at the site area will not recommence until an archaeological assessment has been made, all archaeological material has been dealt with appropriately, and approval to recommence has been given by HNZPT Heritage New Zealand, and, if human remains are involved, the New Zealand Police. All parties will work towards work being recommenced in the shortest possible timeframe while ensuring that archaeological and cultural requirements are complied with.

Note: It is an offence under section 87 of the Heritage New Zealand Pouhere Taonga Act 2014 to modify or destroy an archaeological site without an authority from HNZPT, Heritage New Zealand irrespective of whether the works are permitted, or a resource consent has been issued under the RMA Resource Management Act.

I/we confirm that I/we have read and understood the information above and make a commitment to adhere to the Accidental Discovery Protocol as set out above when undertaking earthworks.

Signature: _____

Name (please print): _____

Date: _____