



**To**           The Registrar  
                  Environment Court  
                  Auckland

1. Blue Wallace Surveyors Limited (**BWSL**) appeals against part of a decision of the Waikato District Council (**WDC**) on the Proposed Waikato District Plan (**PWDP**).
2. BWSL is a Hamilton based firm of surveyors, engineers, and planners with over 20 years' experience in land development matters within the Waikato region. BWSL has a particular interest in resource management planning and land development throughout the district and has proactively engaged with the residential provisions of the PWDP.
3. BWSL made a submission on the Proposed Plan (Submitter number 662), and a Further Submission (FS1287).
4. BWSL presented evidence to the PWDP in support of the further submission.
5. BWSL is not a trade competitor for the purposes of section 308D of the Resource Management Act 1991.
6. BWSL received notice of the decision on 17 January 2022.
7. The decision was made by WDC to reject BWS further submission which was in support of submission 978 that was prepared by Brian Nabbs and Margaret Forsyth.
8. The parts of the decision that BWSL is appealing against are:
  - a. The decision of WDC to assign Maori Sites Of Significance (MSOS) and Maori Areas Of Significance (MAOS) over contested private land which has not been subject to a balanced evaluation in regard to the level of significance.
  - b. The decision to place restrictive policy overlays over private properties which will have a significance economic disadvantage to the landowner.
  - c. The decisions impact on a pre-determined MSOS annotation needs to be taken in to account in regard to a feature's level of significance and the consequential

effect on future development of the site and its land use zoning.

- d. In particular, but without limitation:
  - i. Part 4, Schedule 3, ID 294 (relating to 5851 Great South Road, Ngaaruawaahia).
  - ii. The identification of 5851 Great South Road, Ngaaruawaahia, property ID 1004594 as a MSOS (Site or Area of Significance to Maaori) on the planning map (per Figure 5, page 17, Decision Report 7).
  - iii. Part 2, Objective SASM-O2; Part 2, Policy SASM-P1; Part 2, Rules SASM-R1, SASM-R4, and SASM-R5.

## **Grounds of Appeal**

- 9. BWSL's grounds for appeal include:
  - a. BWSL's submission:
    - i. BWSL do not agree that it is appropriate to pre-determine a level of cultural significance for a site until a collaborative and robust archaeological and cultural evaluation has been undertaken based on all relevant considerations.
    - ii. All relevant environmental, cultural and landowner considerations need to form a balanced evaluation prior to a MSOS annotation being placed on private properties.
    - iii. BWS seek that MSOS annotations are not applied to private land without a preceding balanced evaluation and that consensus has been reached between the private landowner, an independent archaeologist and mana whenua.
  - b. The decision found that:
    - i. The definition of MAOS and MSOS included in the PDP and the reliance on the spatial identification of sites and descriptions in SCHED 3 – Sites

and areas of significance to Maaori is appropriate.

- ii. The approach to include all MAOS and MSOS on the PWDP Planning Maps and Schedule 3 is appropriate as it ensures clarity for all users of the PWDP.
  - c. The decision to include the MSOS policy overlay in a 'blanket' fashion over all contested private land will not appropriately give effect to all applicable higher order planning instruments in that the policy overlay will significantly constrain land that has been purposefully zoned for urban development. In this regard the RMA, including s32 and 72-76.
  - d. It is appropriate that where a MSOS or MAOS is contested that the landowner should be able to seek a further balanced assessment or evaluation prior to a significant and restrictive planning annotation be placed on their private property and that such an assessment needs to be taken at the time of a development proposal is being applied to the site.
  - e. The effect of the MSOS and MAOS overlay on private land owner rights
    - i. BWS consider that, in a wider sense, annotating MSOS on private land has the potential to carry with it a significant economic and financial burden to landowners. In the first instance, such a burden needs to be appropriately established and delineated with a degree of accuracy prior to being demarcated on private property.
    - ii. BWS acknowledge the importance in protecting the Waikato District's significant heritage and cultural resources; however, such protection requires a balanced evaluation, and thus calibrated against a number of variable elements. Such considerations would assist in determining the level of 'significance' or 'interest' associated with a site; as well as to provide weight to considerations or recommendations that may have been previously recorded against the Site through on-site archaeological investigations provided by the NZAA and landowner.
10. More generally, in addition to the reasons given above, the decision to decline the relief sought in BWSL's submission:

- a. Fails to promote the sustainable management of the natural and physical resources WDC's district and does not achieve the purpose of the Act;
- b. Is contrary to Part 2 and other provisions of the Act; and
- c. Does not provide for the reasonably foreseeable needs of future generations.

11. Adoption of the relief sought by BWSL would be appropriate because:

- a. It would assist WDC to carry out its functions so as to achieve the purpose of the Act;
- b. It would appropriately implement the PWDP policies in an efficient and effective way whilst also balancing competing interests.
- c. It would give effect to the relevant higher order documents including the National Policy Statement on Urban Development 2020 and the Waikato Regional Policy Statement in enabling development in tier 1 Territorial Authorities such as Waikato District.
- d. It accords with the National Planning Standards; and
- e. The submissions lodged by BWSL promote the sustainable management of the natural and physical resources of the Waikato District and does not offend any matters of national importance in sections 6, 7, and 8 of the Act.

## **Relief Sought**

12. BWSL seeks the following relief:

- a. That the decisions to decline the relief sought by BWSL be reversed;
- b. That the relief sought in BWSL's submission be accepted by either:
  - i. The removal of the MSOS policy overlay over contested Sites; or
  - ii. The deferral of the MSOS over contested Sites until such a time as a thorough assessment of archaeological and cultural effects has been undertaken.

- c. That ID 294 relating to 5851 Great South Road, Ngaaruawaahia), and the associated descriptions and explanations, be removed from Part 4, Schedule 3 (Sites and Areas of Significance to Maaori);
- d. That the site at 5851 Great South Road, Ngaaruawaahia, property ID 1004594 not be identified as a SASM (Site or Area of Significance to Maaori) on the planning map (per Figure 5, page 17, Decision Report 7);
- e. That Part 2, Objective SASM-O2, be amended as follows:

*The connections between tangata whenua and their ancestral lands, water, sites of significance, waahi tapu, other taonga and taonga species are **recognised**, protected or enhanced, **with such recognition, protection, or enhancement to have regard to the nature and extent of the site and that connection.**;*

- f. Part 2, SASM-P2.

*(1) Ensure subdivision, use and development does not compromise, **or gives appropriate recognition to**, the cultural and spiritual significance of areas, including waahi tapu, urupaa, maunga and other landforms, mahinga kai, and indigenous flora and fauna. ;*

*(2) Areas and sites of significance to Maaori including waahi tapu sites and waahi tapu areas are **recognised, or** protected from adverse effects of development or activities on those sites **where such protection is appropriate having regard to the nature and extent of the site.**;*

- g. Part 2, SASM-R1.

That **“(v) Archaeological investigations”** is added under PER activity status.;

- h. Part 2, SASM-R4.

That **“taking into account the nature of the site and the nature and extent of any claimed cultural connection”** is added after RDIS (b);

- i. Part 2, SASM-R5.

That “**taking into account the nature of the site and the nature and extent of any claimed cultural connection**” is added after RDIS (b);

- j. Any other similar, consequential, or other relief as is necessary to address the issues raised in BWSL’s appeal; and
- k. Costs.

13. The following documents are attached to this notice:

- a. A copy of BWSL’s Further submission and Tabled Evidence on the Proposed Plan (**Attachment A**);
- b. A copy of the relevant part of the decision (**Attachment B**); and
- c. A list of names and addresses of the persons to be served with a copy of this notice (**Attachment C**).

**Signature:**

**Blue Wallace Surveyors Limited**



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**Tim Lester**

**Date:**

1 March 2022

**Address for service:**

PO Box 38  
25 Harwood St  
Hamilton 3240

**Mobile:**

021 993223

**Email:**

tim.lester@bluewallace.co.nz

## **Note to appellant**

### *Appeals other than in relation to freshwater planning instruments*

You may appeal only if—

- you referred in your submission or further submission to the provision or matter that is the subject of your appeal; and
- in the case of a decision relating to a proposed policy statement or plan (as opposed to a variation or change), your appeal does not seek withdrawal of the proposed policy statement or plan as a whole.

The Environment Court, when hearing an appeal relating to a matter included in a document under section 55(2B) of the Act, may consider only the question of law raised.

### *Notes for all appeals*

Your right to appeal may be limited by the trade competition provisions in Part 11A of the Act.

You must lodge the original and 1 copy of this notice with the Environment Court within 30 working days of being served with notice of the decision to be appealed. The notice must be signed by you or on your behalf. You must pay the filing fee required by regulation 35.

You must serve a copy of this notice on the local authority that made the decision and on the Minister of Conservation (if the appeal is on a regional coastal plan), within 30 working days of being served with a notice of the decision.

You must also serve a copy of this notice on every person who made a submission to which the appeal relates within 5 working days after the notice is lodged with the Environment Court.

Within 10 working days after lodging this notice, you must give written notice to the Registrar of the Environment Court of the name, address, and date of service for each person served with this notice.

However, you may apply to the Environment Court under section 281 of the Act for a waiver of the above timing or service requirements (*see* form 38).

### **Advice to recipients of copy of notice of appeal**

#### *How to become party to proceedings*

You may be a party to the appeal if you made a submission or a further submission on the matter of this appeal.

To become a party to the appeal, you must,—

- within 15 working days after the period for lodging a notice of appeal ends, lodge a notice of your wish to be a party to the proceedings (in form 33) with the Environment Court and serve copies of your notice on the relevant local authority and the appellant; and
- within 20 working days after the period for lodging a notice of appeal ends, serve copies of your notice on all other parties.

Your right to be a party to the proceedings in the court may be limited by the trade competition provisions in section 274(1) and Part 11A of the Act.

You may apply to the Environment Court under section 281 of the Act for a waiver of the above timing or service requirements (*see* form 38).

#### *Advice*

If you have any questions about this notice, contact the Environment Court in Auckland.

**Appendix A**

**Further Submission Form**

In support of, or in opposition to,

**Proposed Waikato District Plan – Stage 1**

Clause 8 of Schedule 1, Resource Management Act 1991

ECM Project: DPRPh5-04
ECM # .....
FS # .....
Customer # .....
Property # .....

**Closing date for further submissions: 9am on Monday 27 May 2019**

To submit electronically please go to: [www.waikatodistrict.govt.nz/pdp](http://www.waikatodistrict.govt.nz/pdp)

1. Further Submitter details: (mandatory information)	
Full name of individual/organisation making further submission:	Blue Wallace Surveyors Ltd
Contact person (if different from above)	Tim Lester
Email address for service	tim.lester@bluewallace.co.nz
Postal address for service	PO Box 38, Hamilton 3240
	Postcode: 3240
Preferred method of contact	<input checked="" type="checkbox"/> Email <input type="checkbox"/> Post
Phone numbers	Daytime:
	Mobile: 021 993223
Correspondence to	<input type="checkbox"/> Submitter <input checked="" type="checkbox"/> Contact person <input type="checkbox"/> Both

2. Eligibility to make a further submission (for information on this section go to RMA Schedule 1, clause 8)
I am:
<input checked="" type="checkbox"/> A person representing a relevant aspect of the public interest; <i>In this case, also specify below the grounds for saying that you come within this category; or</i>
<input checked="" type="checkbox"/> A person who has an interest in the proposal greater than the interest that the general public has. <i>In this case, also specify below the grounds for saying that you come within this category; or</i>
My reasons for selecting the category ticked above are:
Land Development professional service provision

3. Request to be heard at a hearing
<input checked="" type="checkbox"/> Yes, I wish to be heard at the hearing in support of my further submission; or
<input type="checkbox"/> No, I do not wish to be heard at the hearing in support of my further submission

4. Joint submission
If others make a similar submission, I will consider presenting a joint case with them at the hearing
<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

### 5. Checklist for further submission being made

- I have filled in the table on the next page with details of my further submission.
- I have added 21 further pages/sheets that form part of my further submission.
- I understand that I am responsible for serving a copy of my further submission on the original submitter(s) within 5 working days after it is served on Council.

### 6. Signature of further submitter (a signature is not required if you make your submission by electronic means)

Signature of further submitter (or person authorised to sign on their behalf)

Signature: \_\_\_\_\_



Date: \_\_\_\_\_

14/7/2019

(type name if submitting electronically)

### 7. Return this form no later than 9am Monday 27 May 2019 by:

- Delivery to any Waikato District Council office or library
- Post to Waikato District Council, Private Bag 544, Ngaruawahia 3742
- Email to [districtplan@waide.govt.nz](mailto:districtplan@waide.govt.nz)

### 8. Important notes to person making a further submission:

#### A. Content of further submission

A further submission must be limited to a matter in support of, or in opposition to, an original submission.

A further submission cannot introduce new matters that were not raised in original submissions.

Please note that your further submission (or part of your further submission) may be struck out if the authority is satisfied that at least one of the following applies to the further submission (or part of the further submission):

- it is frivolous or vexatious
- it discloses no reasonable or relevant case
- it would be an abuse of the hearing process to allow the further submission (or the part) to be taken further
- it contains offensive language
- it is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

#### B. Serving a copy of your further submission

A copy of your further submission must be served on the original submitter within 5 working days after it is served on Council.

#### C. Privacy Information

Council will make all further submissions, including name and contact details, publicly available on Council's website. Personal information will also be used for the administration of the submission process and will be made public.



# Blue Wallace Surveyors Ltd.

Our Ref: 18067  
Client: Blue Wallace Surveyors Ltd

16 July 2019

## Waikato District Plan Review Team

### Waikato District Council

Private Bag 544

Ngaruawahia 3742

New Zealand

Murray Wallace B.Surv., MNZIS  
Tony Tynan B.Surv., MNZIS

25 Harwood Street, Hamilton 3204  
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Ph: 07 839 7799  
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www.bluewallace.co.nz

- Registered Land & Engineering Surveyors
- Land Development Consultants
- Resource Management Planners
- Members of the Consulting Surveyors of New Zealand 
- Registered Professional Surveyors

Phone 07 839 7799

Transmittal via e-mail: [districtplan@waidc.govt.nz](mailto:districtplan@waidc.govt.nz)

Attention: District Plan Review Team

## RE: Further Submission by Blue Wallace Surveyors Ltd on the Proposed Waikato District Plan

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To Whom it may concern,

Please find attached a Further Submission lodged by Blue Wallace Surveyors Ltd (original Submitter No. 662) in regard to the notified Proposed Waikato District Plan (PWDP).

Submitter details are as follows:

<b>Organisation</b>	Blue Wallace Surveyors Ltd
<b>Attention</b>	Tim Lester
<b>Email</b>	tim.lester@bluewallace.co.nz
<b>Phone No.</b>	021993223
<b>Postal Address</b>	PO Box 38, Hamilton 3240
I am not a person who could gain an advantage in trade competition through this submission.	
<b>I wish to be heard</b>	Yes

Blue Wallace Surveyors Ltd (Blue Wallace) is a Hamilton based firm of Surveyors, Engineers and Planners with over 20 years' experience in land development matters within the Waikato Region.

Blue Wallace deals primarily with resource management planning, land development engineering design and cadastral surveying to private individuals, local body authorities, companies and developers.

Blue Wallace has had a close working relationship with the Waikato District Council – particularly in the areas of subdivisions in the District. As a consequence, we feel that it is important to be meaningfully engaged with the PWDP development so as to provide our perspective on current and future subdivision and land use regulation in the Waikato District.

As a result of Blue Wallace’s land development interest in the district, the following set of PWDP further submissions have been prepared for Council’s consideration.

Blue Wallace (original Submitter No. 662) has provided a number of specific submissions which relay support, support in part, or opposition to the notified draft provisions of the PWDP. Such submissions reflect our own professional judgement on land development matters, as well as being reflective of the commercial reality of land development that ensure that we can act as efficiently and effectively as possible for our broad range of Clients.

Whilst each of the submission points are self-explanatory in their reasons and decisions sought, we contend a more detailed reasoning to the decisions sought can, and will, be provided during the hearing phase of the process; hence, Blue Wallace wish to be heard in support of the submissions below.

Any conformation of the points raised in the submission below can be made to Blue Wallace Surveyors Ltd via [tim.lester@bluewallace.co.nz](mailto:tim.lester@bluewallace.co.nz).

Regards

A handwritten signature in blue ink, appearing to read 'Tim Lester', with a stylized flourish at the end.

Tim Lester

For Blue Wallace Surveyors Ltd

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
Kewwa Low Geotec Low Ltd	<a href="mailto:klow@xtra.co.nz">klow@xtra.co.nz</a>	45	1	Support	The Submitter agrees with the point that the proposed rezoning of the land located at 2044 River Road to Rural will have an isolated and 'unfair' economic impact on the landowner without any identified beneficial environmental outcome for the Site or surrounding areas (which is dominated by Rural Residential land use).	Blue Wallace seek that Council accept the submission point and retain the property's Country Living Zone status in the PDP.
Gary McMahon	<a href="mailto:mahoon@xtra.co.nz">mahoon@xtra.co.nz</a>	50	1	Support	The Submitter agrees with this point as it is consistent with the Blue Wallace Surveyors Ltd (BWS) submission and provides necessary flexibility for appropriate development within the Country Living Zone.	Blue Wallace seek that the submission point be allowed in full.
Waikato Regional Council	<a href="mailto:Lisette.balsom@waikatoregion.govt.nz">Lisette.balsom@waikatoregion.govt.nz</a>	81	143	Support	The submission point shares the view of the Submitter that the objective is appropriate to guide development.	Blue Wallace seek that the submission point be allowed in full.
Waikato Regional Council	<a href="mailto:Lisette.balsom@waikatoregion.govt.nz">Lisette.balsom@waikatoregion.govt.nz</a>	81	166	Oppose	The submission point is opposed as the Submitter contends the prohibition of land for subdivision is too	Blue Wallace seek that the submission be rejected, and a

Further Submission Lodged by Blue Wallace Surveyors Ltd on the proposed Waikato District Plan: 16/07/2019

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					heavy handed. It is considered that a co-operative approach would be more appropriate, and a more equitable solution could be developed.	more appropriate compromise be implemented.
Waikato Regional Council	<a href="mailto:Lisette.balsom@waikatoregion.govt.nz">Lisette.balsom@waikatoregion.govt.nz</a>	81	167	Oppose	This will further restrict the ability for farmers to be able to retain rural lifestyle following retirement (succession planning). The 20ha area is considered to be appropriate.	Blue Wallace seek that the submission point be declined in full.
Waikato Regional Council	<a href="mailto:Lisette.balsom@waikatoregion.govt.nz">Lisette.balsom@waikatoregion.govt.nz</a>	81	173	Oppose	The submitter opposes this submission point as it will increase the lot size requirement and restrict farmers ability to retain rural lifestyle following retirement (i.e., succession planning). The 20ha area is appropriate.	Blue Wallace seek that the submission point be rejected and the current 20ha area be retained as written.
Martin Lynch	<a href="mailto:mslynch@xtra.co.nz">mslynch@xtra.co.nz</a>	161	1	Support	BWS agrees with this point in that rezoning the property located 2044 River Road from Country Living to Rural is illogical in consideration of the surrounding rural-residential environment. Further, by rezoning the land to Rural in the PDP, reverse	Blue Wallace seek that Council accept the submission point and retain the property's Country Living Zone status in the PDP.

Further Submission Lodged by Blue Wallace Surveyors Ltd on the proposed Waikato District Plan: 16/07/2019

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					sensitivity effects will ensue on established rural residential land use surrounding the Site.	
Martin Lynch	<a href="mailto:mslynch@xtra.co.nz">mslynch@xtra.co.nz</a>	161	2	Support	The Submitter supports this point as prohibiting subdivision in the Country Living Zone UEPA is unreasonable given that provision for future urbanisation can still be provided at the subdivision stage of development. The Submitter seeks that provision for Subdivision in the UEPA is provided for, albeit with an expectation that a higher density concept plan is approved as part of the assessment process.	That Council accept the submission point and provide a mechanism to be able to subdivide Country Living Zone Land contained within the UEPA.
Katherine Wilson (Property Council New Zealand)	<a href="mailto:rona@propertynz.co.nz">rona@propertynz.co.nz</a>	198	7	Support	This submission point shares the view by Blue Wallace, in that the dwelling quantum set by this objective is too rigid and greater consideration should be given to market demand.	That the submission be accepted by Council.
EnviroWaste New Zealand Ltd	<a href="mailto:jeremyt@barker.co.nz">jeremyt@barker.co.nz</a>	302	44	Support	The Submitter supports this submission point as it acknowledges that non-rural	Blue Wallace seek that the submission point

Further Submission Lodged by Blue Wallace Surveyors Ltd on the proposed Waikato District Plan: 16/07/2019

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					activities can be provided within the rural zone in appropriate instances.	be accepted in full.
EnviroWaste New Zealand Ltd	<a href="mailto:jeremyt@barker.co.nz">jeremyt@barker.co.nz</a>	302	31	Support	The Submitter supports this submission point as it recognises that there is environmental benefit to extending significant areas of vegetation and this should be acknowledged in the District Plan.	Blue Wallace seek that the submission point be allowed in Full.
Metro Planning Ltd	<a href="mailto:brian@metroplanning.co.nz">brian@metroplanning.co.nz</a>	312	2	Support	The Submitter supports the submission point requesting the activity status be converted to noncomplying, as the prohibition of subdivision is unnecessarily heavy handed by Council and precludes collaboration.	Blue Wallace seek that the submission point be allowed in full.
Gwyneth & Barrie Smith	<a href="mailto:neil@subdivision.co.nz">neil@subdivision.co.nz</a>	332	9	Support	The Submitter supports this submission point, as it acknowledges that the prohibition of subdivision is too heavy handed. The submitter also supports the replacement of the term 'lot' with 'record of title'.	Blue Wallace seek that the submission point be allowed in full.
Auckland Council	<a href="mailto:unitaryplan@aucklandcouncil.govt.nz">unitaryplan@aucklandcouncil.govt.nz</a>	372	19	Oppose	The submission point is opposed as the Submitter contends the prohibition of	Blue Wallace seek that the submission be

Further Submission Lodged by Blue Wallace Surveyors Ltd on the proposed Waikato District Plan: 16/07/2019

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					land for subdivision is too heavy handed. It is considered that a co-operative approach would be more appropriate, and a more equitable solution could be developed.	rejected, and a more appropriate compromise be implemented.
Alan Bekhuis	<a href="mailto:alan@casedimage.com">alan@casedimage.com</a>	396	1	Oppose	The Submitter opposes this submission point as topographical constraints and slope do not necessarily prevent development at a residential density. Points made in the submission relating to transportation are noted; however, a comprehensive Traffic Impact Assessment can be provided for any future residential development whereby connections to the wider transportation network can be assessed and provided for based on merit. In providing a rural-residential 'belt' to the south-east of the Ngaruawahia Township will restrict population growth and expectation that could	Blue Wallace seek that Council reject the submission point – and retain the proposed residential zoning to the south-east of Rangimarie as currently notified in the PDP.

Further Submission Lodged by Blue Wallace Surveyors Ltd on the proposed Waikato District Plan: 16/07/2019

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					be provided for one of the Waikato Districts key growth areas.	
Heather Perring (BTW)	<a href="mailto:info@btw.nz">info@btw.nz</a>	445	4	Support	The Submitter supports this submission point to the extent that it acknowledges more flexibility is required considering that the future proof strategy is subject to change after 2017.	Blue Wallace seek that the submission be allowed in full.
Perry Group Limited	<a href="mailto:aaron.collier@aurecongroup.com">aaron.collier@aurecongroup.com</a>	464	1	Support	This submission point is supported for the following reasons: - It identifies that flexibility is needed when considering future growth areas. - Future Proof will be subject to future amendments. - There are other relevant documents to guide development in the district - Growth should not be restricted to within towns.	Blue Wallace seek that the submission be supported in full.
CKL	<a href="mailto:andrew.wood@ckl.co.nz">andrew.wood@ckl.co.nz</a>	471	44	Support	The Submitter supports this submission point in principle, as it is substantively similar to the Blue Wallace submission point and acknowledges that it is not always practical to follow a	Blue Wallace seek that the submission point be allowed in full.

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					grid layout. The less definitive wording is more appropriate than how it is currently worded.	
CKL	<a href="mailto:andrew.wood@ckl.co.nz">andrew.wood@ckl.co.nz</a>	471	2	Support	The Submitter supports this submission point as it is appropriate for accessways to be included as a permitted activity considering that they are inherent to subdivision development.	Blue Wallace seek that the submission point be allowed in full.
Anna Noakes	<a href="mailto:noakesa@gmail.com">noakesa@gmail.com</a>	524	43	Support	This submission point shares the view of the Submitter that the objective is suitable and should be retained.	Blue Wallace seek that the submission point be allowed in full.
Lance Vervoort (Hamilton City Council)	<a href="mailto:laura.galt@hcc.govt.nz">laura.galt@hcc.govt.nz</a>	535	77	Oppose	BWS does not consider that the Hamilton City Council submission point is accurate when stating that a prohibited activity status is imperative in the UEPA to ensure that the objectives and policies are achieved. Similar to urban expansion areas within Hamilton City (i.e., Peacockes Stage 2) the provision of a concept plan addressing future integration with impending urbanised land use can, and should be	Blue Wallace seek that the point is rejected based on a more considered planning solution that will rationalise both parties' interests.

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					considered as a sensible approach to development in the PDP urban expansion areas opposed to a catch-all prohibited ' <i>space saving</i> ' approach. A more appropriate and equitable planning solution for development in the UEPA is that of collaboration between landowners and affected parties (i.e., HCC) to achieve mutually beneficial outcomes.	
Lance Vervort (HCC)	<a href="mailto:laura.galt@hcc.govt.nz">laura.galt@hcc.govt.nz</a>	535	12	Oppose	The Submitter appreciates the submitters support for this objective; however, the Submitter contends that mapping areas would require an extensive planning process and may place unnecessary restrictions on land not identified in these mapped areas. The Submitter suggests that the objective as written is appropriate and that lower-level consent assessments will be appropriate to determine the suitability of growth areas.	That the second portion of this submission point which specifically references adding tables, maps and growth areas, be declined by Council.

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
Hamilton City Council	<a href="mailto:laura.galt@hcc.govt.nz">laura.galt@hcc.govt.nz</a>	535	72	Oppose	The submission point is opposed as the Submitter contends the prohibition of land for subdivision is too heavy handed. It is considered that a co-operative approach would be more appropriate, and a more equitable solution could be developed.	Blue Wallace seek that the submission be rejected, and a more appropriate compromise be implemented.
Transpower New Zealand Ltd	<a href="mailto:pauline.whitney@boffamiskell.co.nz">pauline.whitney@boffamiskell.co.nz</a>	576	49	Support (in part)	The Submitter supports in part this point as it is agreed, the absolute nature of the wording... within Section 1.4.3.2(b) that "Non-rural activities must occur in towns, villages and defined growth areas, and the expansion of such areas should be managed so that adverse effects on rural areas are minimised."	
Terry Withers	<a href="mailto:john@planmanconsultants.co.nz">john@planmanconsultants.co.nz</a>	598	10	Support	This submission point shares the view of the Submitter that the objective is suitable and should be retained.	Blue Wallace seek that the submission point be allowed in full.
Michael Draper	<a href="mailto:ms.draper@xtra.co.nz">ms.draper@xtra.co.nz</a>	608	1	Support	BWS support this submission point as it confirms the	Blue Wallace seek that Council

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					intent of rezoning land to residential to the north of the Ngaruawahia Township.	accept this submission for the reasons provided in the initial submission.
Paul Liddle	26 King Street Ngaruawahia 3720	665	1	Support	The Submitter supports this submission point as it confirms the intent of rezoning land to residential to the north of the Ngaruawahia Township.	Blue Wallace seek that Council accept this submission for the reasons provided in the initial submission.
Bruce Stirling	20 Starr Road Ngaruawahia 3791	674	1	Support	BWS support this submission point as it confirms the intent of rezoning land to residential to the north of the Ngaruawahia Township.	Blue Wallace seek that Council accept this submission for the reasons provided in the initial submission.
Federated Farmers of New Zealand	<a href="mailto:plemiere@fedfarm.org.nz">plemiere@fedfarm.org.nz</a>	680	234	Support	BWS support this point in that it is agreed that a prohibited activity status for rural zone subdivisions is unduly restrictive – and hence does not enable (or even consider that) a proposed development to be assessed on its merit.	BWS seek that this submission point is accepted by Council.

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
Sharp Planning Solutions Ltd	<a href="mailto:sharp.k19@gmail.com">sharp.k19@gmail.com</a>	695	145	Support	The Submitter considers that this point appropriately advises users of the district plan that demographic changes (i.e., growth) are not constant – but rather are subject to population ‘spikes’ that cannot be accurately forecast.	Blue Wallace seek that Council accept the submission point.
Sharp Planning Solutions Ltd	<a href="mailto:sharp.k19@gmail.com">sharp.k19@gmail.com</a>	695	155	Support	The Submitter supports this point to the extent that provision for uneven population growth should be provided across the Waikato District. The Submitter supports an increase in growth in the Taupiri Township given the effect that the Huntly bypass section of State Highway 1 will have on the transportation dynamic of the area (i.e. decrease in traffic associated with the re-routed SH1).	The Submitter seeks that Council accept this submission point – and further, that additional consideration be provided to increasing residential development capacity in an around the Taupiri Township to account for uneven population growth, as well as the effect of eth SH1 Huntly bypass.

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
Sharp Planning Solutions	<a href="mailto:sharp.k19@gmail.com">sharp.k19@gmail.com</a>	695	170	Support	The submitter supports this submission point to the extent that it creates consistency between other Councils and will allow for housing greater housing choice.	Blue Wallace seek that the submission point be accepted in full.
Waikato District Council	<a href="mailto:will.gauntlett@waidc.govt.nz">will.gauntlett@waidc.govt.nz</a>	697	560	Oppose	The Submitter considers that undersized lots can be appropriate in certain instances so opposes the definitive nature of this submission point. The amendment sought by Blue Wallace will provide appropriate flexibility in subdivision design.	Blue Wallace seek that the submission point be rejected.
Eastside Heights Ltd (c\ - CKL)	<a href="mailto:jade.shepherd@ckl.co.nz">jade.shepherd@ckl.co.nz</a>	699	1	Support	The Submitter agrees that retaining the residential land use zoning of the properties specified will facilitate orderly and well managed urban growth in the Huntly township	Blue Wallace seek that Council accept the submission point for the reasons specified.
Sue Robertson Tamahere Community Committee	<a href="mailto:tamaherecommunitycommittee16@gmail.com">tamaherecommunitycommittee16@gmail.com</a>	724	15	Support	The Submitter supports this point as it corresponds with our initial submission. A smaller rural-residential allotment should be provided for so as to allow	Blue Wallace seek that Council accept the submission point in its entirety.

Further Submission Lodged by Blue Wallace Surveyors Ltd on the proposed Waikato District Plan: 16/07/2019

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					flexibility for farm succession planning (i.e., a smaller rural residential allotments for retiring farmers). An 8,000m <sup>2</sup> minimum allotment is neither practical from a farming (productivity) or lifestyle perspective.	
New Zealand Transport Agency (NZTA)	<a href="mailto:kim.harriscottle@nzta.govt.nz">kim.harriscottle@nzta.govt.nz</a>	742	18	Oppose	BWS does not support the broad-scale amendment sought by this submission point to defer or withdraw the 'Live' zoning from the PDP planning maps. The reasons for the point – whilst acknowledged by the Submitter - do not recognise that development within the proposed zones will be subject to robust Transportation Impact Assessments that will involve meaningful consideration of the State highway network as appropriate. The degree of relief sought by the submission point will undermine areas whereby integration of the surrounding and wider transportation network can	The Submitter seeks that Council reject this submission point due to its broad over-reaching coverage across the district, as well for its ambiguity in regard to and within the district that can appropriately integrate with the surrounding State highway network.

Further Submission Lodged by Blue Wallace Surveyors Ltd on the proposed Waikato District Plan: 16/07/2019

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					readily be achieved (i.e., Taupri post SH1 Huntly bypass commissioning).	
Kim Harris-Cottle (NZTA)	<a href="mailto:kim.harriscottle@nzta.govt.nz">kim.harriscottle@nzta.govt.nz</a>	742	20	Support (in part)	The Submitter supports this submission point to the extent that it promotes higher density development. This will contribute to creating a compact urban form.	Blue Wallace seek that Council allow the portion of the submission point that refers to higher density development.
Kim Harris-Cottle (NZTA)	<a href="mailto:kim.harriscottle@nzta.govt.nz">kim.harriscottle@nzta.govt.nz</a>	742	84	Support	The Submitter supports this submission point as artificial and managed watercourses should not be put through the same restrictive requirements as natural water courses. Defining a 'watercourse' will help to distinguish these water bodies.	Blue Wallace seek that the submission point be allowed in full.
NZTA	<a href="mailto:kim.harriscottle@nzta.govt.nz">kim.harriscottle@nzta.govt.nz</a>	742	231	Oppose	The Submitter opposes this submission point to the extent that it supports the 60m road frontage. It is considered that the 60m width is superfluous and other means would be better used to maintain road safety.	Blue Wallace seek that the submission point be rejected.
The Surveying Company	<a href="mailto:leigh@subdivision.co.nz">leigh@subdivision.co.nz</a>	746	108	Support (in part)	The Submitter supports this submission point to the	Blue Wallace seek that Council

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					extent that it promotes higher density development in appropriate locations. This will contribute to creating a compact urban form.	accept the submission point to the extent that it refers to higher density development.
The Surveying Company	<a href="mailto:leigh@subdivision.co.nz">leigh@subdivision.co.nz</a>	746	96	Support (in part)	The Submitter partially supports this submission point as it acknowledges that a grid layout may not always be the most appropriate road design.	Blue Wallace seek that the point be allowed in part where it suggests amending the policy.
The Surveying company	<a href="mailto:leigh@subdivision.co.nz">leigh@subdivision.co.nz</a>	746	97	Support	The Submitter supports this submission point as it promotes smaller lots sizes around existing centres as they represent an appropriate area for intensification.	Blue Wallace seek that the submission point be accepted in full.
The Surveying Company	<a href="mailto:leigh@subdivision.co.nz">leigh@subdivision.co.nz</a>	746	116	Support	The Submitter supports this submission point as it acknowledges that rural activities need a larger permitted earthworks volume. 500m <sup>2</sup> is a more suitable volume.	Blue Wallace seek that the submission point be allowed in full.
Madsen Lawrie Consultants	<a href="mailto:ben@madsen-lawrie.co.nz">ben@madsen-lawrie.co.nz</a>	838	17	Support	Blue Wallace agrees with this point as it is consistent with the BWS submission and provides necessary flexibility	Blue Wallace seek that the submission point be allowed in full.

Further Submission Lodged by Blue Wallace Surveyors Ltd on the proposed Waikato District Plan: 16/07/2019

<i>Original Submitter</i>	<i>Address</i>	<i>Original Submitter No.</i>	<i>Submission Point</i>	<i>Support or Oppose</i>	<i>Reason</i>	<i>Decision Sought</i>
					for appropriate development in the Country Living Zone.	
Waikato District Health Board	<a href="mailto:Richard.Wall@waikatodhb.health.nz">Richard.Wall@waikatodhb.health.nz</a>	923	68	Support	The submission point shares the view of the Submitter that the objective is appropriate to guide development.	Blue Wallace seek that the submission point be accepted in full.
Brian Nabbs and Margaret Forsyth	<a href="mailto:brian@briannabbs.co.nz">brian@briannabbs.co.nz</a>	978	1	Support	BWS agree with the submitter that further archaeological assessment needs to take place before cultural significance certainty can be applied to the property.	Blue Wallace seek that the submission point is accepted – and the at the cultural significance notation on the PDP Planning Map is removed and not reapplied until the significance is confirmed.



15 July 2020

**Waikato District Plan Hearings Committee**  
**Waikato District Council**  
**Private Bag 544,**  
**Ngaruawahia 3742**  
**New Zealand**

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- Resource Management Planners
- Members of the Consulting Surveyors of New Zealand 
- Registered Professional Surveyors

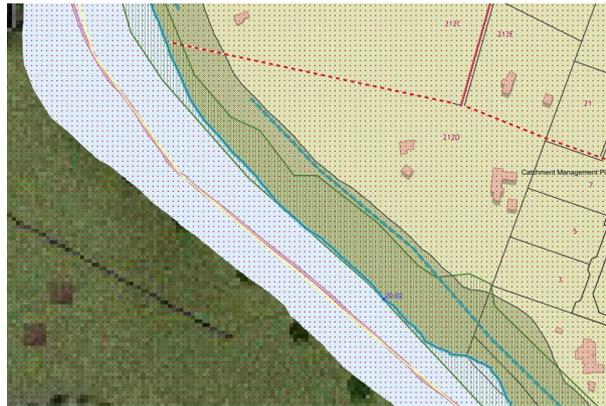
Phone 07 839 7799

Dear Sir/Madam

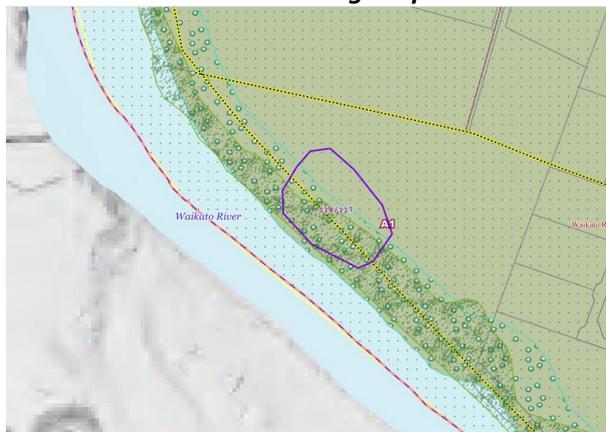
**Hearing 20 – Maori Sites of Significance & Maori Areas of Significance:**  
**Evidence Circulation**  
**Submitter FS987.1 (Blue Wallace Surveyors Ltd)**

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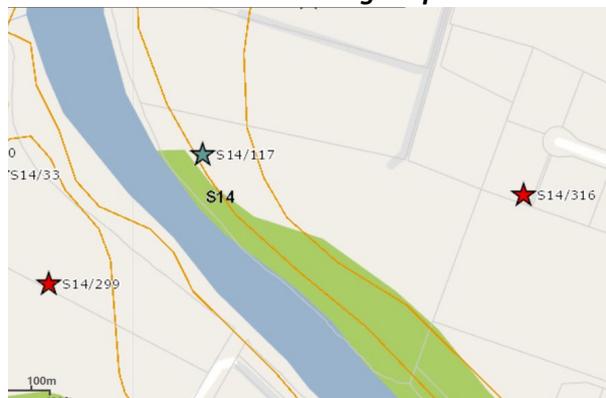
1. Blue Wallace Surveyors Limited ('BWS') - further submitter *FS987.1* - wishes to table evidence with the hearings panel in regard to *Hearing 20 – Maori Sites of Significance & Maori Areas of Significance* (MSOS) which commences on 3 August 2020.
2. BWS has reviewed the Council Planner's recommendation (as well as the s42A Technical Report) relating to their further submission and considers that both the recommendation and report do not address, nor adequately respond to, the principle matter of concern expressed in regard to *Submission 978* - this being that "... WDC must undertake further balanced evaluation" before assigning restrictive MSOS annotations on private properties across the district (submission point 7).
3. *FS987* supported *Submitter 978* to the extent that when assigning MSOS there needs to be fair and reasonable collaboration and assessment for cultural feature identification of private land in order to appropriately determine a significance ranking. As currently recommended in the s42A report, nearly all actual and potential sites of cultural interest across the district are deemed to be significant – and are consequently to be annotated on the applicable Proposed Waikato District planning maps.
4. In considering the s42A report recommendation – being to reject *FS987* - BWS contend that the impact of a pre-determined MSOS annotation needs to be taken in to account in regard to a feature's level of significance and the consequential effect on future development of the Site on which it is located.
5. In disagreeing with the s42A Planners recommendation, BWS seek that the Hearings Panel adequately recognize that constraints imposed by a MSOS annotation needs further balanced evaluation against the current zoning of the property and the features degradation and spatial extent so as to ensure the level of significance to be assigned is accurately articulated so not to unreasonably restrict a landowner's development rights. Until such an evaluation is undertaken, the large MSOS purple polygon (as indicated below) is not to be attached on the property (*note: the NZAA notification will remain*).
6. Whilst the feature indicated under *Submission 978* has been subject to archaeological assessment, the accuracy of the relevant assessments are disputed as to the significance, degradation and spatial extent of the Site – and as such, a nominal, large and curiously delineated restrictive notation on the private property will significantly undermine development potential when considered against the land's underlying urban use zoning.



**ODP Planning Map**



**PDP Planning Map**



**New Zealand Archaeological Association (NZAA) Database Map**

7. BWS consider that, in a wider sense, annotating MSOS on private land has the potential to carry with it a significant economic and financial burden to landowners. In the first instance, such a burden needs to be appropriately established and delineated with a degree of accuracy prior to being demarcated on private property.
8. BWS acknowledge the importance in protecting the Waikato District's significant heritage and cultural resources; however, such protection requires a *balanced evaluation*, and thus calibrated against a number of variable elements. Such considerations would assist in determining the level of 'significance' or 'interest' associated with a site; as well as to provide weight to considerations or recommendations that may have been previously recorded against the Site through on-site archaeological investigations provided by the NZAA and landowner.

9. BWS do not believe that the MSOS technical report, and hence S42A recommendation, has reasonably determined the significance of the Site – with the degree of significance being disputed through previous archeological assessments on the property – *a point noted in the applicable technical report (page 91)*.
10. In principle, BWS is of the opinion that the Proposed Waikato District Plan MSOS planning map notations need to be subject to a robust archaeological and cultural assessment rather than desktop assumptions in assigning significance (as well as the delineation of the feature). More so, such annotation needs to consider existing environmental factors when assigning a level of significance (i.e., level of modification to the site, underlying resource consents, Heritage Authorities legally established etc.). The current approach underpinning the s42A recommendation to pre-determine significance constraints on private properties without a *balanced evaluation* or landowner involvement is worrying to BWS Clients - and the impact this approach will have to land use development decisions across the Waikato District.
11. In undertaking more *balanced evaluation* (such as the underlying environment, the state of modification and or damage to the site or feature, appropriate mitigation in collaboration with landowners/ developers and Mana Whenua) an appropriate level of significance can be assigned without restricting the underlying land use development without substantive reasoning. Currently, the method used to assign MSOS to private landholdings across the Waikato District runs the risk of being inaccurate for the applicable feature, with the financial burden on the owner of the subject land – hence, BWS seeks a more collaborative approach.

#### *Planners Report*

12. The technical report informing the Planner’s recommendation is a desktop review of the Site and acknowledges that no on-site investigation was undertaken in evaluating the level of significance of the feature – as well as the spatial extent of the feature.
13. Based on the desktop assessment, the s42A report states that - in regard to *Submission 978*:

*“Dr Kahotea comments that the information on MSOS S14/117 is sufficient to recommend that this site remains in place, however if further verification of location is needed it can be obtained either by field visit or GIS analysis of the contours. I therefore recommend that the submissions be rejected and the MSOS remains as located.”*

14. In regard to *FS987*, the Processing Planner states:

*“I recommend that further submission Blue Wallace Surveyors Ltd [FS987.1] be rejected. Cultural values are clearly evident, although present day subdivision development would have affected these features.”*

15. For the reasons outline above, BWS do not agree with the Processing Planner’s recommendation, in that:
  - The recommendation clearly states that further verification is needed, and
  - The level of significance is not clearly evident – the recommendation only refers to “*cultural values*”.
  - No subdivision currently relates to the property.
16. BWS consider that such a discrete process being applied to significantly constrain the use of private land sets an undesirable precedent to the community at large across the Waikato District. Such a precedent is enabling to a level of unverified significance

being assigned to private land on which, in many instances, only a limited account has been given to quantifying the level of significance.

17. BWS contend that the current archaeological mapping provided by the New Zealand Archaeological Association's (NZAA) Archaeological Site Recording Scheme appropriately identifies sites of cultural interest, as well as validating the significance of such sites or features. At the time of development, appropriate and further assessment can be provided as to the level of significance for the Site, as well as to provide appropriate mitigation in collaboration between the landowner/developer, and Mana Whenua. If damage is proposed to occur to the archaeological site then the process set out under the application for an archaeological authority can be undertaken.
18. In regard to the potential for unrecognized sites of cultural interest to be adversely effected by a proposed development – any such application will still be required to assess the land for cultural significance as a component of the consenting process – along with Council being able to request such reporting as part of the s92 information request process.
19. Once a site has been appropriately and collaboratively assessed as being a MSOS – then at this point it is fair and reasonable for the Site or feature to be confirmed through annotation on the applicable planning map.

#### *Existing Protection*

20. BWS contend that significance be determined based on robust archaeological and cultural investigations. Such investigations are already mandated through the *Heritage New Zealand Pouhere Taonga Act 2014* and represent a clear understanding for all parties in regard to the significance of the Site – as well as the collaborative development of appropriate mitigation should a proposed development prove to have an effect on a MSOS.
21. In consideration of the existing *Heritage New Zealand Pouhere Taonga Act 2014* protection and process, BWS contend that assigning a level significance to Maori cultural sites located within land zoned for urban use be undertaken at the time of development planning (i.e., at the resource consent stage) as appropriate. Pre-determining a level of significance as advocated in the s42A report exposes landowners and developers to potentially inaccurate constraints being placed on land or projects.
22. In having the level of significance determined prior to a confirmed archaeological and cultural assessment lends itself to uncertainty and confusion to landowners.

#### *Consistency*

23. BWS support *submission 978* where it was stated “*WDC must undertake further balanced evaluation*” and subsequently consider that the Waikato District Council needs to maintain consistency when notifying culturally significant sites.
24. As indicated in the ODP Plan Change 17: *S42A Planning Report on Submissions and Further Submissions September 2016* regarding MSOS, a submission by Perjuli Developments Limited noted:

*“Individual investigations can be undertaken as part of the subdivision consent process and will consequently determine whether an archaeological authority is required and how this will affect development. This approach tailors the investigation to the site as opposed to blanket investigation for a number of sites.*”

The WDP already contains limited information on archaeological sites. Developers work with qualified people who are well aware of obligations under the NZHPT Act 2014 who along with Council can advise developers on requirements.

25. In response to the above submission, Council agreed that such an approach to determining the significance of cultural sites was appropriate in balancing the development rights of private landowners with that of cultural significance.

26. BWS consider that accessible information relating to recorded archaeological and culturally significant sites should determine annotations on the Proposed Waikato District Plan planning maps. If no record exists on the NZAA database – then collaboration between the landowner and Mana Whenua should take place prior to MSOS annotations being applied to a site.

**Section 42A Officers Report Recommendations and Blue Wallace’s Response**

27. The following comments are specific to the recommendation on FS987as sought by Blue Wallace Surveyors Limited.

<b>Further Submission</b>	<b>Recommendation</b>
<p><b>FS987.1 Blue Wallace Surveyors Ltd</b></p> <p><i>Blue Wallace Seek that the submission point is accepted – and the cultural significance notation on the PDP Planning Map is removed and not reapplied until the significance is confirmed.</i></p>	<p><i>I recommend that further submission Blue Wallace Surveyors Ltd [FS987.1] be rejected.</i></p> <p><i>Cultural values are clearly evident, although present day subdivision development would have affected these features.</i></p> <p><b>Reject submission point</b></p>
<p><b>S42A Recommendation not supported</b></p> <p>For the reasons provided in this statement of evidence, BWS do not agree with the Council Planner’s recommendation.</p> <p>BWS do not agree that it is appropriate to pre-determine a level of cultural significance for a site until a collaborative and robust archaeological and cultural evaluation has been undertaken based on all relevant considerations.</p> <p>All relevant environmental, cultural and landowner considerations need to form a <i>balanced evaluation</i> prior to a MSOS annotation being placed on private properties.</p> <p>BWS seek that MSOS annotations are not applied to private land without a preceding balanced evaluation.</p>	

28. In tabling this statement of evidence BWS has requested a time extension in regard to submitting copies of evidence for Hearing 20 – Maaori Sites of Significance & Maaori Areas of Significance for the Proposed Waikato District Plan (dated 10 July). This extension was agreed to by the Hearing’s Commissioner on the date of request.

29. Blue Wallace requests that their evidence be submitted to and accepted by Council by 5pm on Wednesday 15 July 2020.

Regards



**Tim Lester**  
**For Blue Wallace Surveyors Ltd**

## **Appendix B**

### **WAIKATO DISTRICT COUNCIL**

#### **Hearings of Submissions on the Proposed Waikato District Plan**

#### **Decisions of the Independent Hearings Panel**

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#### **Decision Report 7: Maaori Sites and Areas of Significance**

**17 January 2022**

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#### **Commissioners**

Dr Phil Mitchell (Chair)

Mr Paul Cooney (Deputy Chair)

Ms Linda Te Aho

Councillor Janet Gibb

Mr Weo Maag

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## **Glossary of terms**

Council	Waikato District Council
DoC	Ara Poutama Aotearoa (Department of Corrections)
Heritage NZ	Heritage New Zealand Pouhere Taonga
HNZPTA	Heritage New Zealand Pouhere Taonga Act 2014
MSOS	Maaori Site of Significance
MAOS	Maaori Area of Significance
NPS	National Planning Standards
NZAA	New Zealand Archaeological Association
ODP	Operative Waikato District Plan
PDP	Proposed Waikato District Plan
RMA	Resource Management Act 1991
RPS	Waikato Regional Policy Statement
WDC	Waikato District Council

## 1 Introduction

- 1.1 The subject matter of Hearing 20 was Maaori Sites of Significance (MSOS) and Maaori Areas of Significance (MAOS). Ms Sheryl Paekau prepared the section 42A report for this hearing and informed us that a MSOS is a paa feature which sits on part of a certificate of title, whereas a MAOS covers the whole certificate of title and often includes a Paa and a number of related features.<sup>1</sup>
- 1.2 The objectives and policies relating to MSOS and MAOS are set out in Chapter 2 Tangata Whenua and Chapter 7 Historic Heritage of the Proposed Waikato District Plan (PDP).<sup>2</sup> Over 400 sites are classified as either MSOS (listed in Schedule 30.3) or MAOS (listed in Schedule 30.4) and these are mapped in the PDP.<sup>3</sup> The rules applying to MSOS and MAOS are set out in the respective zone chapters.
- 1.3 A total of 34 submissions and 13 further submissions were received on the MSOS and MAOS topic.<sup>4</sup>

## 2 Hearings Arrangement and Evidence Presented

- 2.1 Hearing 20 was held on 3 August 2020 at the Council Offices at 15 Galileo Street, Ngaruawahia. All of the relevant information pertaining to this hearing including the section 42A report and evidence is contained on the Waikato District Council (Council) website.
- 2.2 We heard from the following submitters on the matter of MSOS and MAOS:

Waikato District Council	Bridget Parham (Legal Counsel) Sheryl Paekau (Planner) Dr Des Tatana Kahotea (Consultant Archaeologist / Maaori Anthropologist)
Ngaati Tamainupo	Kimai Huirama
Ruakiwi Graziers Limited	Stu Jefferis
Te Kopua 2B3 Incorporation	Keren Paekau (Board member)
Riverdale Group Limited	Rob Waddell Mark Chrisp (Planner)
Blue Wallace Surveyors Limited	Tim Lester
Ruruhira Cila Henry	In person

<sup>1</sup> Opening Statement of Ms Paekau, Paragraph 9, dated 30 July 2020.

<sup>2</sup> Section 42A Report, Paragraph 18, dated 29 June 2020.

<sup>3</sup> Ibid, Paragraph 16.

<sup>4</sup> Opening Statement of Ms Paekau, Paragraph 16, dated 30 July 2020.

Norris Peart	In person
Warren & Heather Parker	Heather Parker
Andrew Wilson	In person
Ngaati Tamaoho Trust	Lucille Rutherford
Heritage New Zealand Pouhere Taonga (tabled)	Carolyn McAlley (Planner)
Sheryl Tukiri	In person
Julie Caddigan	In person

### 3 Overview of issues raised in the submissions

3.1 In the section 42A report, Ms Sheryl Paekau set out the full list of submissions on the MSOS and MAOS. Ms Sheryl Paekau relied on the expert evidence of Dr Kahotea (Consultant Archaeologist / Maaori Anthropologist) to inform her recommendations in terms of the values and spatial extent of MSOS and MAOS sites. Ms Sheryl Paekau summarised that the submissions addressed three distinct matters:

- a) Support for MSOS and MAOS;
- b) Amendments sought to particular MSOS and MAOS; and
- c) Support or amendments sought to the earthworks provisions applying to MSOS and MAOS.<sup>5</sup>

3.2 The information provided by Ms Sheryl Paekau and Dr Kahotea regarding the process for identification of MSOS and MAOS, and their delineations on the planning maps, is discussed in Section 4 of this decision. Having considered the matters raised in the submissions, Ms Sheryl Paekau's overall view was that the approach of the PDP is reasonable as it appropriately gives effect to the RPS, and it is an effective way of preventing further disconnect between Maaori and their culture and history.<sup>6</sup>

3.3 Ms Sheryl Tukiri attended the hearing and relayed her whanau's experiences of the destruction of Maaori heritage in the past. Ms Tukiri spoke about the need to protect Maaori heritage in light of the growth being experienced in the Waikato District. She also explained that iwi do not wish to share all of their ancient sites in the PDP due to the risk of desecration and destruction.

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<sup>5</sup> Opening Statement of Ms Paekau, Paragraph 17, dated 30 July 2020.

<sup>6</sup> Rebuttal Evidence of Ms Paekau, Paragraph 19, dated 27 July 2020.

- 3.4 Ms Keren Paekau is a member of, and spoke on behalf of, Te Kopua 2B3 Incorporation, in support of the MSOS and MAOS and the earthworks provisions in the PDP. Ms Keren Paekau stated that in 2015, Te Kopua 2B3 Incorporation opened the first stage of their papakainga development and during its development, unearthed koiwi when laying infrastructure. The works were stopped immediately, and the infrastructure was moved to another site. The subject area, which was fenced off after discovery, is the subject of a submission seeking its inclusion as a MSOS in Schedule 30.3 of the PDP. Ms Keren Paekau stated that Te Kopua 2B3 Incorporation supports this submission. She also considered that the PDP should include provisions to protect all identified, known and registered sites. She stated that at the least, the earthworks rules should apply and consultation with mana whenua should be required.
- 3.5 We heard from a number of submitters who sought to amend or delete MSOS or MAOS on particular sites. While we address each of the sites in more detail later in our decision, we have summarised the evidence below.
- 3.6 Ms Julie Caddigan presented information relating to the MSOS S14/5 Te Uhi Paa, Exelby Road, Rotokauri. She stated that the Te Uhi Paa is mapped incorrectly, and should be ground-truthed to identify the correct location, the extent of the Paa site and its significance.
- 3.7 Ms Kimai Huirama spoke on behalf of Ngaati Tamainupo, detailing the high cultural value of the borrow pits on the properties at 5851 Great South Road and 2831 River Road, Ngaaruaawaahia, and sought their protection via scheduling in the PDP. She explained the historical importance of the site to Puke-i-aahua and as an example of traditional Maaori agricultural practices.
- 3.8 On behalf of Ruakiwi Graziers Limited, Mr Stu Jefferis stated that MSOS S13/119 and S13/141 on Jefferis Road were unconfirmed and should be ground-truthed.
- 3.9 Mr Mark Chrisp presented planning evidence on behalf of Riverdale Group Limited, in respect of MSOS S15/25 and MAOS SS65. He considered that the extent of site S15/25 is inaccurately shown on the planning map and needs to be corrected. He explained that the PDP maps incorrectly show site S15/25 extending onto 124 Hooker Road, whereas it is only located on 102 Hooker Road. Turning to MAOS SS65, Mr Chrisp no longer wished to seek SS65 being removed from the relevant PDP planning maps due to the accepted historical and cultural significance to iwi and hapu. He sought instead to amend Rule 22.2.3.2 of the PDP to allow within the Rural Zone earthworks associated with the construction of permitted activities (e.g. dwellings, sheds, etc). At the very least, Mr Chrisp sought some practical thresholds that will allow, as a permitted activity, minor earthworks and earthworks associated with the implementation of a subdivision consent granted by Council.<sup>7</sup> He also expressed concern that Rule 22.2.3.2, in combination with the definition of 'earthworks' in the PDP, requires a resource consent application for any earthworks irrespective of the scale of the earthworks or whether or not there is a recorded archaeological site on the property. Mr Chrisp suggested that earthworks for the following activities could be permitted:
- a) Digging holes for fence posts and planting trees;

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<sup>7</sup> Evidence in chief of Mark Chrisp on behalf of Riverdale Group Limited, Paragraph 3.5, dated 13 July 2020.

- b) Digging trenches for water pipes, electricity and telecommunications;
  - c) Foundations for buildings and structures (including driveways); and
  - d) Excavations for creating and maintaining septic tanks and drainage fields.
- 3.10 Mr Crisp also suggested that such a rule could include a performance standard requiring a pre-approved / nominated representative of iwi or hapu to be present during top soil and subsoil stripping.
- 3.11 Ms Ruruhira Cila Henry presented her submission that sought that Karamu Paa and Urupaa on the corner of Gordonton Road and Piako Road be recognised as waahi tapu. She also sought that the Komakorau Stream be identified as a historical area.
- 3.12 Mr Norris Peart talked to his submission which sought to amend the boundary of MSOS R14/51 at 274 Okete Road, Raglan.
- 3.13 Ms Heather Parker presented her submission that sought to include the property opposite 24 Kernott Road, Horotiu, as a new MAOS. She outlined the importance of protecting the Maaori gardens and pits present on the site.
- 3.14 Mr Andrew Wilson presented his submission in relation to the MSOS R14/52 at Ryan Road, Te Akau South. He explained the challenge of owning a site which has two overlapping constraints, these being MSOS and Significant Natural Areas.
- 3.15 Mr Tim Lester presented evidence on behalf of Blue Wallace Surveyors Limited, in support of the submission from Brian Nabbs and Margaret Forsyth regarding MSOS S14/117. Mr Lester stated that all relevant environmental, cultural and landowner considerations need to inform a balanced evaluation prior to a MSOS annotation being placed on private properties. In particular, Mr Lester requested that we recognise that constraints imposed by a MSOS annotation require further evaluation so as to ensure the level of significance is accurately articulated and a landowner's development rights are not unreasonably restricted. He stated that annotating a MSOS on private land has the potential to carry with it a significant economic and financial burden to landowners. Mr Lester considered that the planning map notations in the PDP need to be subject to a robust archaeological and cultural assessment rather than relying on desktop assumptions.<sup>8</sup>
- 3.16 Ms Carolyn McAlley presented planning evidence on behalf of Heritage New Zealand Pouhere Taonga (Heritage NZ). Ms McAlley expressed support for Ms Sheryl Paekau's recommendations with respect to the assessment criteria for restricted discretionary activity earthworks. She also noted the complexity of the National Planning Standards (NPS) definition for "earthworks" and questioned whether cultivation in a MSOS or MAOS should be permitted. Ms McAlley expressed concern that "cultivation" may include invasive activities such as forestry

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<sup>8</sup> Evidence in chief of Tim Lester on behalf of Blue Wallace Surveyors, Paragraph 10, dated 15 July 2020.

and considered that these activities should be restricted discretionary activities.<sup>9</sup> In her evidence she addressed a number of specific scheduled sites including:

- a) Extending the mapping of MSOS SS60 and MSOS SS63 to include Turangawaewae House to match the schedule text; and
- b) The plan maps do not reflect the current extent of the listings and Heritage NZ seek that the planning maps be updated to accurately reflect these.

3.17 Ms McAlley sought amendments to the rules so that destruction of Heritage NZ listed sites was a non-complying activity. She also cautioned against using archaeological sites as a basis for the sites of significance due to the risk of mapping being too attached to the tangible archaeological remains as opposed to the broader cultural values. She considered that the broader cultural values need to be reflected in order to achieve section 6(e) of the Resource Management Act 1991 (RMA).<sup>10</sup> Ms McAlley also disagreed with Ms Sheryl Paekau's recommendation in the section 42A report to limit the advice note to the site on which the scheduled site exists, rather than broaden it to adjoining sites.

#### **4 Panel's Decision and Reasons**

4.1 We note that 90 primary submission points were received on the MSOS and MAOS provisions and these were considered in a comprehensive section 42A report, rebuttal and closing statement prepared by Ms Sheryl Paekau who recommended modest changes. We have structured our decision on the submission points into topics which largely reflect the key issues raised by submitters. In our assessment of the submissions and PDP provisions, we have been particularly mindful of sections 6(e), 7(a) and 8 of the RMA and the Waikato Regional Policy Statement (RPS), which acknowledges the special status of Maaori under the RMA. Furthermore, Chapter 2 of the RPS includes objectives for the Waikato River and recognises the need for restoration and protection of the relationships of Waikato-Tainui with the Waikato River including their economic, social, cultural, and spiritual relationships.

4.2 Other relevant RPS provisions for this hearing topic include:

- a) Objective 3.9 Relationship of tāngata whenua with the environment;
- b) Policy 4.3 Tāngata whenua;
- c) Policy 10.1 Managing historic and cultural heritage; and
- d) Policy 10.2 Relationship to Maori taonga.

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<sup>9</sup> Evidence in chief of Carolyn McAlley on behalf of Heritage New Zealand Pouhere Taonga, Paragraph 3.4, dated 3 August 2020.

<sup>10</sup> Evidence in chief of Carolyn McAlley on behalf of Heritage New Zealand Pouhere Taonga, Paragraph 3.8, dated 3 August 2020.

- 4.3 We appreciate the passionate commentary on this hearing topic from all parties, including the representatives of tangata whenua and submitters, and for their assistance in providing detailed information to inform and refine the MSOS and MAOS included in this decision.
- 4.4 We have considered the matters both raised in the submissions and presented in evidence under the following categories:
- a) Background information informing the preparation of the MSOS and MAOS provisions in the PDP, and the appropriateness of including these in the PDP;
  - b) Submissions seeking amendments to, or deletion of, particular MSOS and MAOS;
  - c) Submissions seeking the inclusion of new MSOS and MAOS into the PDP; and
  - d) Rules applying to MSOS and MAOS.

## **5 Appropriateness of including MSOS and MAOS in the PDP**

- 5.1 We heard in the hearing that the Operative Waikato District Plan (ODP) has eight “Maaori Items” in the Waikato Section, and two appended to the Franklin Section under the heading historic heritage.<sup>11</sup> As part of the district plan review process, Council identified a total of over 400 MSOS or MAOS for protection from a data base of 2000 archaeological sites identified and registered by the New Zealand Archaeological Association (NZAA). As Ms Sheryl Paekau explained in her opening statement, these are mostly made up of Paa sites, but also include Urupaa, Maaori War sites and Memorial Kohutu Stones.<sup>12</sup>
- 5.2 Despite the significant increase in the number of properties identified in Schedules 30.3 and 30.4 of the PDP, only 34 submissions and 13 further submissions on this matter were lodged. We therefore posed the following questions to Council staff and advisors:
- a) How many of the MSOS and MAOS are located on privately owned land;
  - b) How / to what extent were the owners of land identified as containing MSOS or MAOS informed of the proposed scheduling at the time the PDP was notified; and
  - c) What methodology was employed by Council in identifying and mapping MSOS and MAOS in the PDP, given the concerns raised by some submitters regarding their accuracy.
- 5.3 We were provided from Council the following breakdown of the land ownership of the properties identified as containing MSOS and MAOS:<sup>13</sup>

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<sup>11</sup> Opening Statement of Ms Paekau, Paragraph 6, dated 30 July 2020.

<sup>12</sup> Ibid, Paragraphs 10-11.

<sup>13</sup> Memorandum of Council to Hearings Commissioners relating to Maaori Areas and Sites of Significance, dated 19 August 2020.

	Number scheduled	Number of records of title affected	Land ownership:		
			Privately owned	Iwi incorporation	Government organisation
Maaori Areas of Significance	80	612	408 (66%)	40 (7%)	164 (27%)
Maaori Sites of Significance	300	439	377 (86%)	5 (1%)	57 (13%)

5.4 We were also informed that at the time the PDP was notified, Council communicated with landowners whose properties contained a MSOS or a MAOS in the following three ways:<sup>14</sup>

- a) A letter addressed to all ratepayers advising that Stage 1 of the PDP was publicly notified and open for submissions. The letter included a flyer that stated under the heading Tangata Whenua: “The extent of sites and areas of cultural significance have been identified and mapped across the district. Earthworks restrictions continue to apply”.
- b) A targeted letter to landowners where new plan provisions were proposed on their properties, including MSOS and MAOS.
- c) The section 32 report on the topic of “Tangata Whenua” stated that specific consultation on the topic of MSOS and MAOS was commenced with landowners in May and June of 2018 when letters were sent to property owners advising that a MSOS or MAOS was located on their property. The section 32 report records that written feedback was received and Council’s planning staff spoke with 68 landowners by telephone.

5.5 The methodology employed by Council to identify and map the MSOS and MAOS was as follows:

- a) Dr Kahotea confirmed in the hearing that the identification and mapping of the MSOS and MAOS was a desk top exercise based on the use of the NZAA data records for Paa, historic aerial photographs, early survey plans and other archival material. In response to our questions, Dr Kahotea confirmed that the data set used is old and that

<sup>14</sup> Legal Submissions of Ms Parham, Paragraphs 19-26, dated 19 August 2020.

some sites may have been modified. He also noted that there were no field assessments undertaken (except for some sites which were addressed in submissions on the PDP).

- b) Ms Sheryl Paekau confirmed in the hearing that approximately 340 Paa sites were scheduled and mapped as MSOS, based on NZAA data records.
- c) Approximately 80 of the mapped and scheduled Paa sites were identified as MAOS, as confirmed by Ms Sheryl Paekau. 50 of these are Waahi Tapu sites that were returned to Waikato-Tainui through the Waikato River Settlement Act 2010 and which have been carried over from the ODP. We note that while these sites were identified in the ODP, there were no rules associated with them. The other 30 MAOS identified relate to properties that have a significant amount of registered archaeological sites of known Maaori history, identified waahi tapu sites from Heritage NZ and Urupaa.<sup>15</sup>
- d) Ms Sheryl Paekau also confirmed that Paa sites vary in size, and that the mapping of these sites includes both the main area of the Paa site and the cultural landscape area it sits within. She also considered that even though physical features may no longer remain, this does not negate the cultural values of a site as the delineation of the MSOS represents only a small area of what may once have been present.

5.6 In light of the approach taken, particularly the reliance on a desktop study, the accuracy in the mapping of the MSOS and MAOS concerns us. We are very aware of the potential restrictions on land use that accompanies identification of a MSOS or MAOS, and as a general principle, MSOS and MAOS on private land should be delineated with a high degree of accuracy. However, we accept that Council provided sufficient information to the affected landowners when the PDP was notified to make them aware of the proposed scheduling of the MSOS and MAOS.

5.7 In response to our questions raised above, Ms Sheryl Paekau confirmed that no submitter challenged the overall methodology used by Council for identification or mapping of the MSOS and MAOS.

5.8 We accept that the identification of the MSOS and MAOS in the PDP gives effect to the RPS, particularly Objective 3.9, Policy 4.3, Policy 10.1 and Policy 10.2. We therefore confirm the identification of all MSOS and MAOS as notified in the PDP, except for those sites which are subject to a submission and are discussed individually below.

5.9 We further agree with the definition of MAOS and MSOS as included in the PDP and the reliance on the spatial identification of sites and descriptions in Schedules 30.3 and 30.4. We consider this approach ensures clarity for all users of the PDP. In our consideration of these overlays, it occurred to us that the separation into “areas” and “sites” is somewhat artificial when the only difference is whether the mapped area encompasses a whole site or a portion of the site. All of

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<sup>15</sup> Section 42A Report, Paragraph 39, dated 29 June 2020.

the provisions are exactly the same for MAOS as MSOS. We therefore have combined Schedules 30.3 and 30.4 and amended the provisions to refer to “Sites and Areas of Significance to Maaori” to align with the NPS terminology.

## **6 Submission seeking additional MAOS and MSOS**

- 6.1 A number of submitters sought to include new MAOS or MAOS into the PDP that were not included in the notified PDP. In the absence of further submissions from affected landowners, we were concerned that they may not have been aware of submissions in relation to their land, particularly in cases where Ms Sheryl Paekau recommended the submissions be accepted.
- 6.2 At the conclusion of Hearing 20, we issued directions (dated 4 August 2020) requesting Council staff to provide further details of privately owned land where submissions sought new MSOS and MAOS be included in the PDP.
- 6.3 Council provided the requested information on 19 August 2020, which confirmed that there were 5 private properties where submissions sought new MSOS or MAOS and which were not included in the notified PDP, namely:
- a) Riria Kereopa Memorial Drive, Raglan;
  - b) Kernott Road, Horotiu (opposite No 24 Kernott Road);
  - c) Riverbank Road, Mercer;
  - d) Corner of Gordonton Road and Piako Road; and
  - e) 5851 Great South Road and 2831 River Road, Ngaruawahia.
- 6.4 In her legal submissions on behalf of Council, dated 19 August 2020, Ms Parham advised us that:
- a) Council did not inform the 5 landowners listed above and that there was no requirement under the RMA for Council to notify individual landowners whose properties may be potentially affected by a submission;
  - b) The Schedule 1 process imposes an obligation on Council to publish a “summary of decisions requested by submitters”. This process enables landowners who may be affected by a submission to become involved in the process as a further submitter;
  - c) The 5 landowners listed above did not lodge either a primary submission, or a further submission on these matters;
  - d) Despite these landowners not having standing as a submitter on this hearing topic, section 76(3) of the RMA expressly provides for Council to have regard to the actual and potential effects on the environment, including (in particular) any adverse effects. Such effects include consideration of restrictions imposed if a site or area of land was to be listed in Schedules 30.3 or 30.4); and
  - e) To ensure that principles of natural justice are followed and that all relevant information is before us, Ms Parham submitted that we were entitled to hear from the affected landowners so that they could express their views on a submission concerning their

property. However, such landowners cannot present technical or expert evidence as this opportunity is confined to submitters and further submitters.

- 6.5 Having carefully considered this matter and Ms Parham's legal submissions, we issued directions on 28 August 2020 requiring Council to inform the landowners to which a submission had sought an MSOS or MAOS over their land and invited them to provide any views they may have in writing. We also directed that in all cases where the validity and/or location of any suggested MSOS or MAOS had been questioned, Council staff should ground-truth the site/area in question, provided the landowner granted access. We have reflected the feedback received from landowners in our consideration of each site, as set out below.

## **7 Amendments to or deletions of MAOS / MSOS**

- 7.1 We are aware from Ms Sheryl Paekau's section 42A report that 15 submitters either sought amendments to the mapped extent of the MSOS or MAOS, or to remove them from the planning maps. Our decision on each of these submissions is set out below.
- 7.2 We were advised that submission 187.1 from Mr and Mrs Parker concerning the land owned by Horotiu Farms Limited, as mentioned above, was formally withdrawn, and accordingly we have not considered this matter further.

### Exelby Road, Rotokauri:

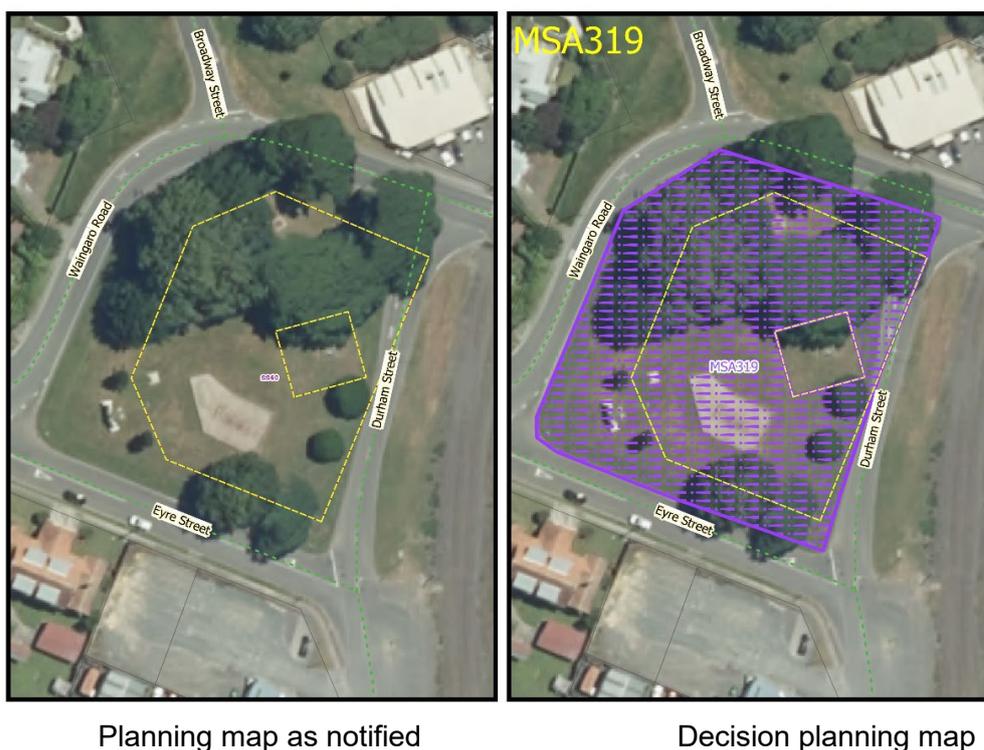
- 7.3 Ms Caddigan stated that the Te Uhi Paa S14/5 is, in fact, located on Council owned land on the shore of Lake Rotokauri. She also explained that an archaeologist at the University of Waikato had researched the location of the Te Uhi Paa, as set out in e-mail correspondence from Associate Professor Alan Hogg. In the e-mail, Mr Hogg stated that it was highly unlikely that the Paa extended onto any private land, but noted that without a proper survey he could not be certain of this. We visited the subject site and accept Ms Caddigan's evidence. We have therefore moved the site onto the adjoining Reserve Zoned land.



**Figure 1: Mapping Exelby Road**

The Point, Ngaaruawaahia:

7.4 Heritage NZ sought to extend SS60, which encompasses the Potatau Monument, to the road edge. We agree this seems logical and have amended the maps accordingly.

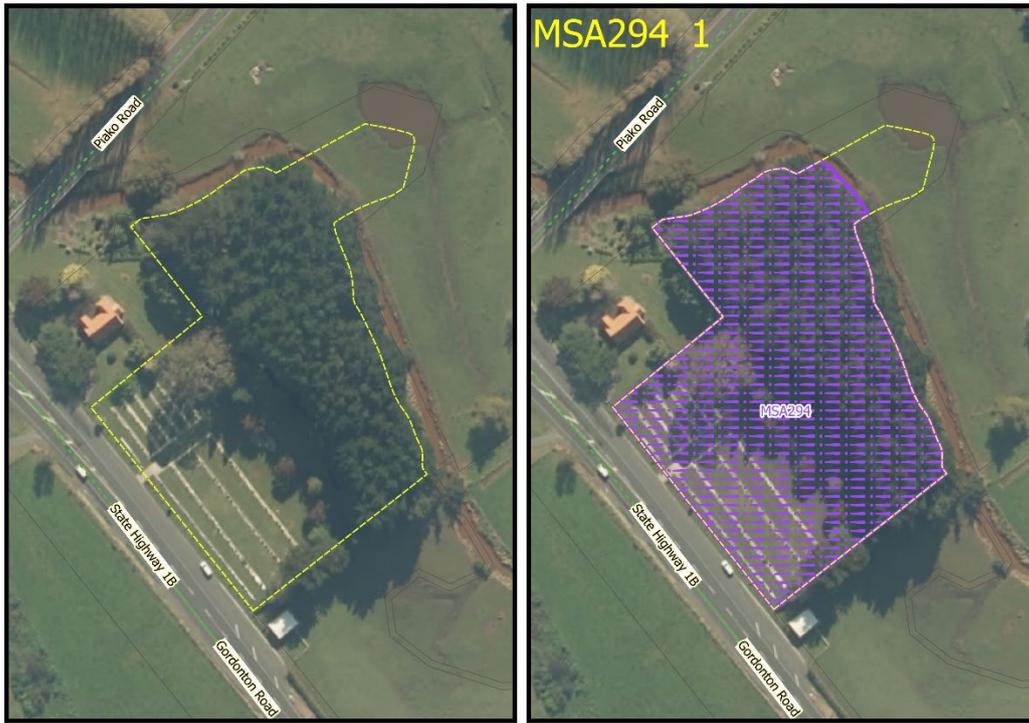


**Figure 2: Mapping Te Point, Ngaaruwaahia**

Karamu Paa and Urupaa:

7.5 Ms Henry addressed the waahi tapu on the corner of Gordonton Road and Piako Road and sought to extend the area. We note that this was one of the sites for which Council sought feedback from the affected landowners. Responses from 3 of the landowners were received, and although the landowners supported the protection of the Paa site in principle, the extent of the mapped site was considered to be larger than the actual site. Dr Bryan Bang responded on behalf of the Waikato Diocesan Trust and observed that the definition of “earthworks” means a resource consent would be required for funerals on the site. Ms Sheryl Paekau also explained that Dr Kahotea had reviewed the spatial extent of the Paa following the feedback from the landowners and described it as following the 25m contour line on the top of the flat area above the stream.<sup>16</sup> We accept Dr Kahotea’s assessment and consider that the MSOS should match the current location of the stream, but not extend beyond it.

<sup>16</sup> Memorandum by Council relating to Maaori Areas and Sites of Significance, Sheryl Paekau, Paragraph 8, dated 27 May 2021.



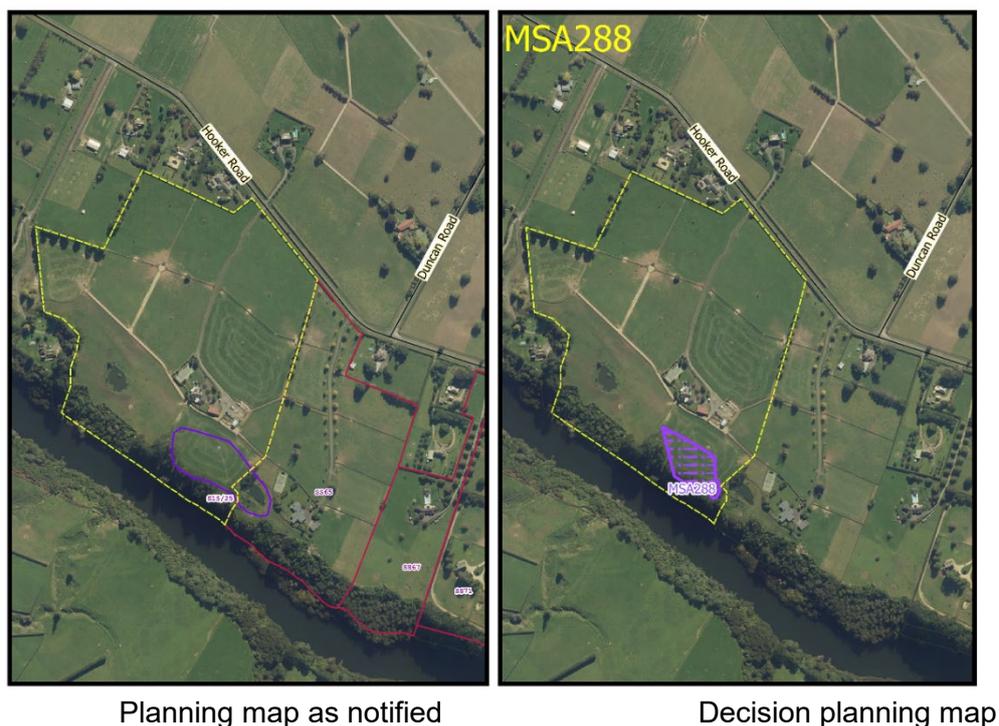
Planning map as notified

Decision planning map

**Figure 3: Mapping Karamu Paa and Urupaa**

Hooker Road, Tamahere:

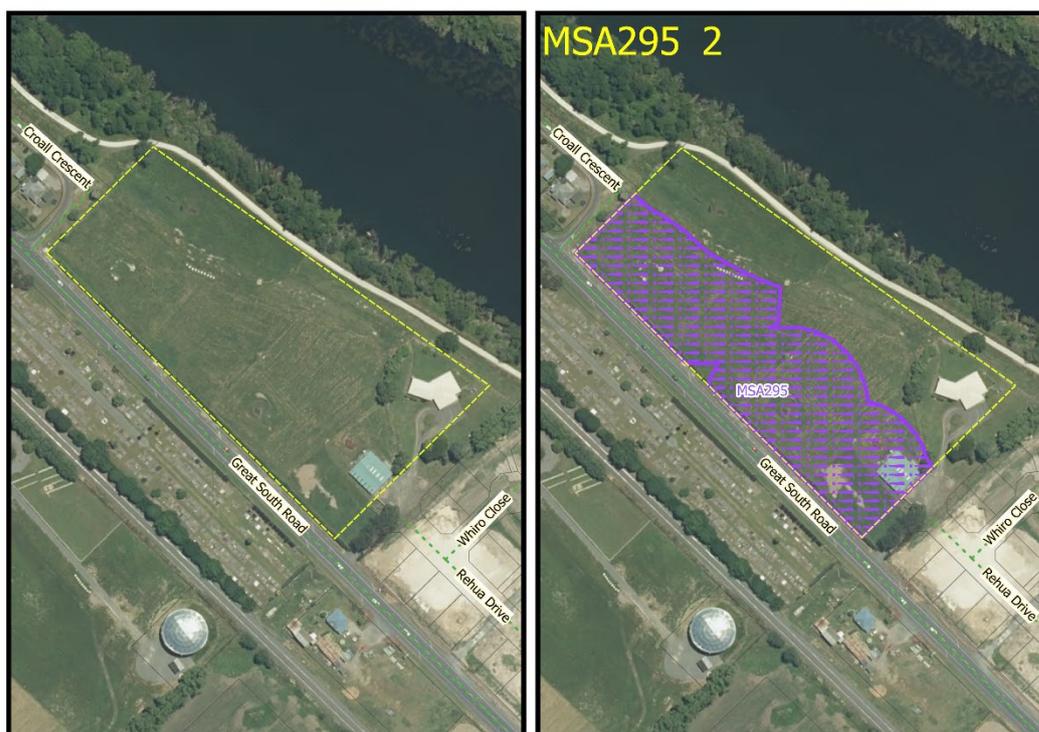
7.6 Based on the evidence presented from Mr Chrisp on behalf of Riverdale Group Limited as outlined in Section 3 of this decision, we agree that site S15/25 is not correctly located and have amended the planning maps accordingly.



**Figure 4: Mapping Hooker Road, Tamahere**

*Borrow Pits, Ngaaruawaahia:*

- 7.7 The borrow pits at 5851 Great South Road, Ngaaruawaahia was one of the more contentious sites on which we heard evidence. On the one hand, Ngaati Tamainupo sought that the borrow pits on the site be mapped as a MSOS, while the landowner, Perjuli Development Limited, opposed this.
- 7.8 We received extensive evidence and submissions detailing the background to issues concerning this land, including Plan Change 17, the resource consent for the earthworks, the Heritage NZ authority, and subsequent challenge by Ngaati Tamaunipo, and the more recent occupation of the land.
- 7.9 On the evidence presented, we are satisfied as to the cultural and historical importance of the remaining 7 borrow pits on the land at 5851 Great South Road, Ngaaruawaahia and have included them as an MSOS in Schedule 30.3 and on the planning maps. Having considered the alternatives and costs and benefits in accordance with section 32AA of the RMA, we consider this to be the most appropriate way to achieve the objectives in Chapters 2 and 7 of the PDP.



Planning map as notified

Decision planning map

**Figure 5: Mapping Borrow Pits, Ngaaruawaahia**

Ryan Road, Te Akau:

7.10 At the hearing, Mr Wilson spoke to us about the location of MSOS R14/52 at Ryan Road, Te Akau South. We understand the challenges of having multiple restrictive overlays applying to a residential site and the limitations it imposes on building a house. We visited this site, and based on the evidence of Mr Wilson, excluded the lower part of the site from the MSOS. We consider that it is only necessary to protect the upper part of the site as it adjoins the much larger portion of the MSOS located on the Reserve Zone. We consider this approach will enable Mr Wilson to build on the site on the lower levels, while ensuring that the most important cultural elements are protected.



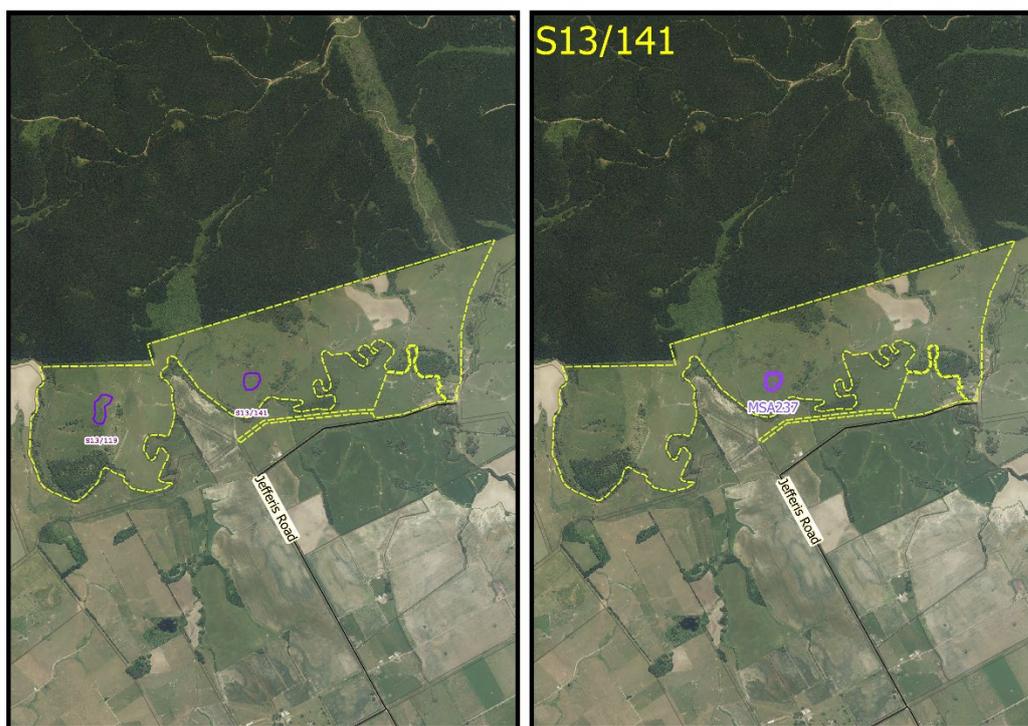
Planning map as notified

Decision planning map

**Figure 6: Mapping Ryan Road, Te Akau**

Jefferis Road:

7.11 Having considered the analysis and research undertaken by Dr Kahotea with respect to this, we agree that there is no evidence of a Paa site on the location of MSOS S13/119 and we have deleted it from the planning maps accordingly. We are satisfied that MSOS S13/141 is appropriately identified and located and should therefore remain, as proposed.



Planning map as notified

Decision planning map

**Figure 7: Mapping Jefferis Road**

Riria Kereopa Memorial Drive:

7.12 Having considered Ms Keren Paekau's evidence, Dr Kahotea's assessment and the recommendations in the section 42A report, we have amended the planning maps and Schedule 30.4 to incorporate the Riria Kereopa Memorial Drive site, as requested. We address the earthworks aspect of activities on this site elsewhere in this decision.



**Figure 8: Mapping Riria Kereopa Memorial Drive**

New schedule for Significant Waahi Tapu Sites and Areas:

7.13 Ms McAlley observed that Significant Waahi Tapu Sites and Waahi Tapu Areas have been listed with Heritage NZ as a result of submissions from iwi and hapu.<sup>17</sup> Ms Sheryl Paekau considered this submission in her section 42A report and observed that the sites are all included in the existing schedules as sites of significance.<sup>18</sup> On this basis, we do not see the need for a third schedule and reject the submission point.

Recognition of Archaeological Sites:

7.14 Heritage NZ sought amendments to the introductory notes to Schedules 30.3 and 30.4 of the PDP to include an advice note. Such an advice note would recognise that MSOS and MAOS are also recorded archaeological sites and may also contain unrecorded archaeological sites as well, with these sites being subject to the requirements of the Heritage New Zealand Pouhere Taonga Act 2014 (HNZPT Act). We agree that this is an appropriate addition.

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<sup>17</sup> Evidence on chief of Carolyn McAlley on behalf of Heritage New Zealand Pouhere Taonga, 13 July 2020, paragraph 5.7

<sup>18</sup> S42A report for Maaori Areas and Sites of Significance, Sheryl Paekau, 29 June 2020, paragraph 112

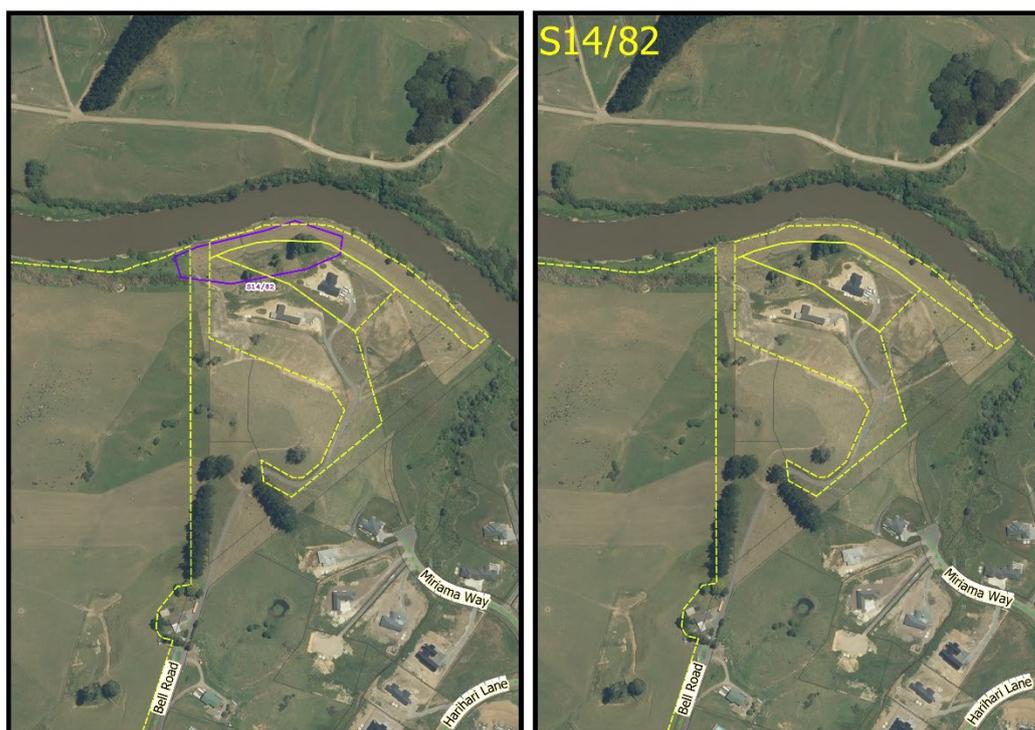
Other sites:

- 7.15 Elvin Priest requested further information of MSOS S14/84, which is on the property located at 29 Kendrick Lane, Tamahere. We are aware that there has been modification of the ground surface features of the Paa due to former farming activities, however, there has not been any extensive sub-surface modification, and the integrity of the Paa still remains. We agree with Dr Kahotea that MSOS values are independent of archaeological values of physical state, and we have retained the MSOS.
- 7.16 Chris Yu sought to amend the planning map to reflect the extent and status of the Paa site on the property at 16 Shelby Lane, Tamahere or alternatively delete the reference if the Paa no longer exists. On the basis of Dr Kahotea's advice, we have deleted S14/85 from 16 Shelby Lane, Tamahere, Lot 3 DP 531648.



**Figure 9: Mapping Shelby Lane**

- 7.17 John Kinghorn sought to amend the location of MSOS S14/82 on the property at 214 Bell Road, Whatawhata to match the NZAA records. Based on the recommendations of Dr Kahotea, we agree that the Paa is incorrectly located and have deleted it from the planning maps and Schedule 30.3.



Planning map as notified

Decision planning map

**Figure 10: Mapping Bell Road**

7.18 The Bardsley No 1 Family Trust sought deletion of MSOS S14/56 from the property at 31 Birchwood Lane, Tamahere. Having considered the assessments of Dr Kahotea and Ms Sheryl Paekau, we have amended the planning maps to reduce the extent of MSOS S14/56 but have retained the details of the Paa site in Schedule 30.3.

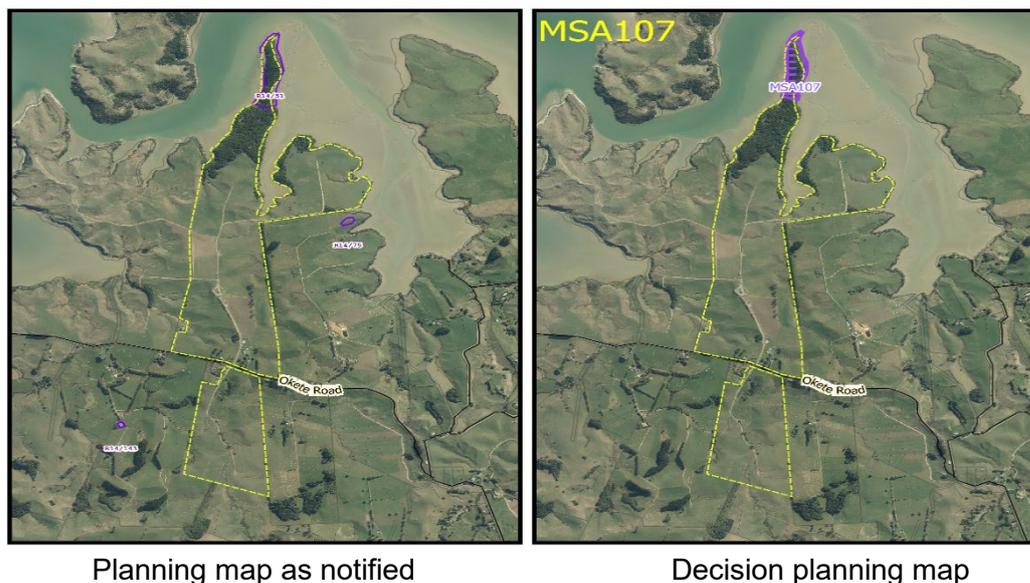


Planning map as notified

Decision planning map

**Figure 11: Mapping Birchwood Lane**

- 7.19 Stephen John and Megan Lesley Ronke sought to amend the buffer associated with MSOS S14/75 to exclude the property at 64C Houghton Road, Whatawhata. Council previously proposed a 100m buffer as part of the consultation on the draft PDP, but this was removed from the notified PDP. Accordingly, no amendment is necessary.
- 7.20 Rita Carey sought to amend the MSOS on her property at 644 Onewhero-Tuakau Bridge Road to remove the 100m buffer and to include mechanisms in the PDP such as land purchase, funding fencing and other incentives. These amendments are not considered by us to be appropriate, and we have not adopted them.
- 7.21 Mercer Residents and Ratepayers Committee sought to add Te Paina Paa, Mercer Recreation Reserve, Riverbank Road, Mercer to Schedule 30.4 MAOS. While we are mindful of Ms Sheryl Paekau’s recommendation not to schedule the site due to Lot 90B being likely to transfer to the Department of Conservation in the near future, we consider the ownership to be somewhat irrelevant. We have considered the assessment of Dr Kahotea and, given that the site is already identified on the PDP maps, we agree that it should be itemised in Schedule 30.4. We have therefore amended Schedule 30.4 accordingly.
- 7.22 Norris Peart sought to amend the boundary of MSOS R14/51 at 274 Okete Road, Raglan so that the southern boundary is aligned with the existing fence protecting the site. Based on that advice, and the assessment from Dr Kahotea, we have revised the boundary accordingly.



**Figure 12: Mapping Okete Road**

- 7.23 The submission from Ngaati Te Ata opposed the inclusion of the Paa in Pokeno within proposed Future Urban or Industrial Zones. This is more relevant to our consideration of the zoning of Pokeno and we have addressed this submission in our decision on that matter.
- 7.24 Regarding the submission of Brian Nabbs and Margaret Forsyth regarding MSOS S14/117 on the property at 212D Newell Road, Tamahere, we accept the assessment of Dr Kahotea and we have retained the MSOS as notified.

## **8 Activities within MAOS and MSOS**

- 8.1 There were a number of submissions which sought the retention of a restricted discretionary activity for earthworks within a MSOS and MAOS. While we agree with the principle of limiting earthworks within a MSOS or MAOS, we are particularly aware of the changes to the definition of “earthworks” in the NPS, as shown below:

*“means the alteration or disturbance of land, including by moving, removing, placing, blading, cutting, contouring, filling or excavation of earth (or any matter constituting the land including soil, clay, sand and rock); but excludes gardening, cultivation, and disturbance of land for the installation of fence posts.”*

- 8.2 The effect of this amended definition is that any disturbance of land (except for gardening, cultivation and disturbance of land for the installation of fence posts) is captured by the term “earthworks”. The approach of the PDP is that all activities not specifically listed default to a non-complying activity status. We agree that some earthworks are appropriate within a MSOS or MAOS particularly given that many of these are located on working farms but consider that their scale and purpose need to be limited. We also consider that the installation of fence posts,

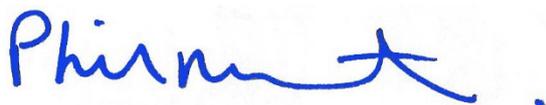
planting trees, and repairing / maintaining existing on-farm underground infrastructure should be permitted activities, as well as earthworks for the purposes of burials in an urupaa. However, it is our view that more extensive, and potentially invasive, earthworks such as cultivation or construction of driveways need to be subject to a resource consent application for a restricted discretionary activity so that the potential effects on cultural values and physical features are able to be assessed. We consider that this approach would strike a balance between enabling small scale earthworks, while protecting the cultural values of MSOS and MAOS as expressed in the objectives in Chapter 2 and 7 of the PDP.

- 8.3 We acknowledge that the HNZPT Act applies to all archaeological sites, irrespective of what the relevant district plan may or may not stipulate. We agree that an 'Advice Note' should be used to alert plan users to the relevance of the HNZPT Act. We further consider that such an Advice Note should also include acknowledgment of 'Accidental Discovery Protocols', as suggested by the further submission from Federated Farmers.
- 8.4 Turning to the matters of discretion, Heritage NZ sought inclusion of an additional matter of discretion being "the purpose and necessity for the works and any alternatives considered" as well as the nature, design and extent of the activity. Alternatively, Federated Farmers sought consideration of the functional and operational need to undertake the activity in the area. We prefer the approach of Federated Farmers to that of Heritage NZ and have adopted it accordingly.
- 8.5 We agree with Council that there is no need to include a matter of discretion relating to the location of the earthworks when the only activity that will trigger this rule is earthworks within a MSOS or MAOS. Accordingly, we have deleted this matter of discretion.

## 9 Conclusion

- 9.1 We accept the section 42A report and the evidence filed by the submitters, collectively forming the section 32AA assessment informing this decision.
- 9.2 Overall, we are satisfied that the provisions, as amended, and the planning maps of Maaori Areas and Sites of Significance will provide a suitable framework for protecting these important cultural sites.

**For the Hearings Panel**



**Dr Phil Mitchell, Chair**

**Dated: 17 January 2022**

## SASM – Sites and Areas of Significance to Maaori

### Overview

(1) ~~Specifically, the~~ The district council has identified sites and areas of significance to Maaori, for example under Schedule 16(f) of the Joint Management Agreement with Waikato-Tainui, significant archaeological sites such as paa and urupaa. While individual sites are noted on the district plan maps and ~~are afforded the protection managed~~ under the district plan rules, special mention is being made here of cluster sites which make up 'significant areas' of Waikato history: The Point; Wainui Reserve; Horea, Te Toto; Oioroa; Rangiriri, Meremere; Te Aukati ki Maungatawhiri, Hooker Road and Kernott Road Maaori Gardens and all of the redoubts and mission stations. These sites should be recognised for both their tangible and metaphysical association to Maaori to the extent enabled by planning and decision-making management of natural resources through objectives, policies and rules.

### Objectives

#### SASM-O1 Strategic Objective – Tautoko te Whakatupuranga

(1) To support Iwi aspirations to grow a prosperous, healthy, vibrant, innovative and culturally strong people.

#### SASM-O2 ~~Whakapapa~~ Hononga (~~connection to nature~~)

(1) ~~Whakapapa, including familial connection between tangata whenua individuals and groups, and~~ The connections between tangata whenua and their ancestral lands, water, sites of significance, waahi tapu, ~~and other taonga and taonga species are protected and~~ or enhanced.

#### SASM-O3 ~~Waikatotanga~~ Whakaute Ahurae (~~way of life~~)

(1) Cultural practices and beliefs of ~~T~~tangata ~~W~~whenua are respected.

### Policies

#### SASM-PI ~~Hononga~~ Whanaungatanga (relationship ~~between tangata whenua and~~ to nature)

(1) Recognise the hononga (relationship ~~of between~~ Tangata mana ~~W~~whenua and nature) with ~~areas of significance, including waters, ancestral lands, sites of significance, waahi tapu, urupaa, maunga and other landforms, mahinga/hauanga kai, and other taonga and taonga species~~ (indigenous flora and fauna) ~~through provisions which may include such as through:~~

- (a) Cultural value assessments and/or cultural impact assessments;
- (b) Accidental discovery protocols;
- (c) Use of mana whenua traditional place names;
- (d) Protection, enhancement and restoration of mauri;
- (e) Use of appropriate locally sourced native plant species where practicable;
- (f) Use of archaeological information including Maaori archaeological information;  
and,

- (g) Incorporation of traditional or sympathetic Maaori design elements where practicable.

SASM-P2 Ngaa taonga tuku iho (~~Maaori~~ Sites and Areas of Significance to Maaori)

- (1) Ensure subdivision, use and development does not compromise the cultural and spiritual significance of areas, including waahi tapu, urupaa, maunga and other landforms, mahinga kai, and indigenous flora and fauna.
- (2) Areas and sites of significance to Maaori including waahi tapu sites and waahi tapu areas are protected from adverse effects of development or activities on those sites.

Rules

Land use – effects

<b>SASM-R1</b>	<u>Minor earthworks – Sites and Areas of Significance to Maaori</u>
<p><b>(1) Activity status: PER</b></p> <p>(a) <u>Disturbance of land within a Site and Area of Significance as identified in Schedule 30.3 (Sites and Areas of Significance to Maaori) for the purposes of:</u></p> <p>(i) <u>Gardening;</u></p> <p>(ii) <u>Installation of fence posts;</u></p> <p>(iii) <u>Repair or maintenance of existing underground farm infrastructure;</u> <u>and</u></p> <p>(iv) <u>Interments in a burial ground, cemetery or urupa.</u></p>	<p><b>(2) Activity status where compliance not achieved:</b></p> <p>(a) <u>N/A</u></p>

<b>SASM-R2</b>	<u>Signs – Sites and Areas of Significance to Maaori</u> <del>Site of Significance</del>
<p><b>(1) Activity status: PER</b></p> <p><b>Activity-specific conditions:</b></p> <p>(a) A sign must comply with all of the following conditions:</p> <p>(i) The sign is for the purpose of identification and interpretation of <del>not attached to a</del> <u>Sites and Areas of Significance to Maaori site of significance</u> listed in Schedule 30.3 (<del>Maaori Sites of Significance</del>) <del>except for the purpose of identification and interpretation.</del></p>	<p><b>(2) Activity status: RDIS</b></p> <p>(a) Any sign that does not comply with SASM-R2(1).</p> <p><b>(3) Council's discretion is restricted to the following matters:</b></p> <p>(a) effects on cultural values of any <u>Maaori Site or Area of Significance to Maaori.</u></p>

Advice note: The Sites and Areas of Significance to Maaori are also recorded archaeological sites and may also contain unrecorded archaeological sites. These sites are subject to the requirements of the Heritage New Zealand Pouhere Taonga Act 2014. Heritage New Zealand Pouhere Taonga must be

contacted regarding development on, or in proximity to, these sites and the need to undertake an archaeological assessment to determine the need for an archaeological authority. The Heritage New Zealand Pouhere Taonga Act 2014 protects both recorded and unrecorded archaeological sites.

<b>SASM-R3</b>	<u>Cultivation – Sites and Areas of Significance to Maaori</u>
<p><b>(1) Activity status: RDIS</b></p> <p>(a) <u>Cultivation within a Site and Area of Significance to Maaori as identified in Schedule 30.3.</u></p> <p><b>(2) The Council's discretion is restricted to the following matters:</b></p> <p>(a) <u>Effects on heritage and cultural values.</u></p>	<p><b>(3) Activity status where compliance not achieved:</b></p> <p>(a) <u>N/A</u></p>

<b>SASM-R4</b>	<u>Earthworks – Sites and Areas of Significance to Maaori Site of Significance</u>
<p><b>(1) Activity status: RDIS</b></p> <p>(a) <u>Earthworks within a Site and Area of Significance to Maaori site of significance as identified in Schedule 30.3.</u></p> <p><b>(2) The Council's discretion is restricted to the following matters:</b></p> <p>(a) <u>Location of earthworks in relation to the Maaori site of significance;</u></p> <p>(b) <u>Effects on heritage and cultural values.</u></p>	<p><b>(3) Activity status where compliance not achieved:</b></p> <p>(a) <u>N/A</u></p>

*Subdivision*

<b>SASM-R5</b>	<u>Title boundaries – Sites and Areas of Significance to Maaori Sites and Areas of Significance</u>
<p><b>(1) Activity status: RDIS</b></p> <p>(a) <u>The boundaries of every proposed lot allotment must not divide containing any Site or Area of Significance to Maaori identified in Schedule 30.3. of the following:</u></p> <p>(i) <u>Maaori sites of significance as identified in Schedule 30.3 (Maaori sites of significance);</u></p> <p>(ii) <u>Maaori areas of significance as identified in Schedule 30.4 (Maaori areas of significance).</u></p> <p><b>(2) Council's discretion is restricted to the following matters:</b></p> <p>(a) <u>Effects on Site or Area of Significance to Maaori sites of significance;</u></p> <p>(b) <u>Effects on Maaori areas of significance.</u></p>	<p><b>(3) Activity status: NCDIS</b></p> <p>(a) <u>Subdivision that does not comply with SASM-R5(1).</u></p>

## **Schedule 30.3: Maaori Site of Significance Sites and Areas of Significance to Maaori**

The majority of archaeological sites are pre-1900 Maaori sites. They are recorded by archaeologists for their archaeological features and values. Maaori did not record these sites but they recognise them today for their whakapapa, holistic and cultural values.

The following sites, particularly paa, include archaeological sites from New Zealand Archaeological Association records. They are recognised for their significant value to Maaori and represent the pre-1900 Maaori settlement pattern as markers for association of places.

The following schedule also includes parcels of land that have been identified in Part 8 of the Schedule to the 2009 Deed of Settlement between the Crown and Waikato-Tainui as being culturally significant to Waikato-Tainui Iwi and parcels of land that have been identified as areas that have significant value to Maaori.

For the sites and areas listed below, the rules of the district plan apply only to the extent shown on the planning maps.

<b>Item No. Planning Map Ref.</b>	<b>NZAA Site Number</b>	<b>Type</b>	<b>Site Name and Location Area</b>	<b>Significance/ Feature of Interest</b>
<u>MSA1</u>	R12/64	Paa	Unknown name 171 Bald Hill Road, Pukekohe	Remains of ditch and bank. Defence on south-west and eastern areas obliterated by tracking. Northern ditch and bank in fair state.
<u>MSA2</u>	R12/90	Paa	Unknown name 192 Wily Road, Pukekohe	Long ridge paa with pits and terraces.
<u>MSA3</u>	R12/91	Paa	Unknown name 192 Wily Road, Waiuku	Bank (earth), ditch - defensive, platform. A traditional area of Ngaati Te Ata.
<u>MSA4</u>	R12/92	Paa	Unknown name 277 Bald Hill Road, Waiuku	Area is completely ploughed but was a traditional area of Ngaati Te Ata.

<u>MSA5</u>	R12/105	Paa	Unknown name 411B Razorback Road, Pokeno	This site comprised four trenches in scoria up to 2m deep on the north-east side of a ridge knoll on a spur running south from Mt William. The site has since been destroyed following the construction of a house.
<u>MSA6</u>	R12/128	Paa	Te Auanga Paa 138 Elbow Road,	Paa site - defensive, terraces, ditches, midden - Waikato, Ngaati Tiipa.
<u>MSA7</u>	R12/129	Paa	Unknown name 16 Kohanga Store Road, Te Kohanga	Site consists of two ditches across the ridge, several terraces and three possible pits. The two ditches have been modified slightly to allow cattle access to the end of the ridge – Waikato, Ngaati Tiipa.
<u>MSA8</u>	R12/140	Paa	Unknown name 167B Bluff Road.	Paa site and midden/terraces .
<u>MSA9</u>	R12/157	Paa	Unknown name 115 Murray Road, Pukekawa	A small paa with small infilled ditch at the eastern end. The slopes below the paa are very steep.
<u>MSA10</u>	R12/158	Paa	Unknown name 115 Murray Road,	A hilltop ditch and terrace paa located on a hilltop overlooking the Waikato River.
<u>MSA11</u>	R12/142	Paa	Unknown name 55 McKinney Road, Tuakau	Large paa - pit, terrace. The top of the hill has been totally flattened and a home built. Terraces and pits are found on all major spurs that radiate from the hilltop.
<u>MSA12</u>	R12/143	Paa	Unknown name Aitken Road, Tuakau	At the northern end of Aitken Road, on the southern bank of the Waikato River.
<u>MSA13</u>	R12/144	Paa	Unknown name 325 Tuakau Bridge-Port Waikato Road, Onewhero	Headland paa defended by single ditch.
<u>MSA14</u>	R12/145	Paa	Unknown name 16 Kohanga Store Road, Te Kohanga	Fairly large paa occupies a promontory south of and above Waikato River. Defended to the south by transverse double ditch and bank system.
<u>MSA15</u>	R12/146	Paa	Whiriwhiri Paa 450 Whiriwhiri Road, Waiuku	The original site record splits the Whiriwhiri ridge paa into two separate sites - R12/146 and R12/311.

<u>MSA16</u>	R12/147	Paa	Unknown name 13 Bird Road, Tuakau	Paa (terraced). Small, isolated, conical hilltop paa. Steep falls to stream on north and west sides.
<u>MSA17</u>	R12/150	Paa	Kaiaia Paa or Kaeaea Paa 59 Bird Road, Tuakau	Terraced paa. Major site, occupying 200 paces of upper portion of a steep-sided narrow ridge, lying east-west.
<u>MSA18</u>	R12/151	Paa	Unknown name 350B Bothwell Park Road,	Paa defended by single ditch at narrow neck of promontory.
<u>MSA19</u>	R12/309	Paa	Unknown name Whiriwhiri Road, Waiuku	An extensive agricultural settlement spread across a ridge. It has two centres on knoll overlooking the lake; scarped perimeter and a small ditch on the southwest side. 6 pits on top and 3-4m terrace below in lupins. This is probably a paa, like Maioro N51/5.
<u>MSA20</u>	R12/310	Paa	Unknown name 11B Muir Road, Waiuku	'Ancient History of the Maori' Vol 4:116 cites this as a place where Ngaati Kahukoka gathered eels and later as a burial place of Ngaati Te Ata chiefs.
<u>MSA21</u>	R12/311	Paa	Whiriwhiri Paa (part of original ridge) 1671 State Highway 2, Mangatawhiri	The original site record splits the Whiriwhiri ridge paa into two separate sites - R12/146 and R12/311. The ridge paa had continuous occupation between the two paa.
<u>MSA22</u>	R12/312	Paa	Unknown name 450 Whiriwhiri Road, Waiuku	This was a large terraced paa with many pits. On high ground 1km south of Lake Otamatearoa and west of Whiriwhiri Road.
<u>MSA23</u>	R12/313	Paa	Unknown name 450 Whiriwhiri Road, Waiuku	Paa - ditch, terrace, pit, scarp. The site is located on the high ground south of Lake Puketi.
<u>MSA24</u>	R12/349	Paa	Unknown name 366 Wily Road, Pukekohe	Paa site - 5 pits, 14 terraces, 2 ditches and banks, tihi.
<u>MSA25</u>	R12/351	Paa	Unknown name McMillan Road, Pokeno	Paa site - ditch, pit - bell, terrace, pit.

<u>MSA26</u>	R12/732	Paa	Unknown name 275 Parker Lane, Buckland	Small spur-end paa. An excellent surveillance of the river both upstream and downstream is available from the distal end of the paa.
<u>MSA27</u>	R12/736	Paa	Kaineratou Paa 242 Bluff Road, Pokeno	Ridge paa. Ditch and bank - defensive. Terrace.
<u>MSA28</u>	R12/915	Paa	Unknown name 373 Bluff Road, Pokeno	A terraced headland paa.
<u>MSA29</u>	R12/969	Paa	Te la Paa 373 Bluff Road, Pokeno	Paa defended by a massive defensive scarp, capped by an inner bank.

<u>MSA30</u>	R13/1	Paa	Unknown name 66 Huarau Way, Waiuku	A rectangular, palisaded and scarped enclosure on summit 18m x 14m internally. A series of pits and terraces on lower slopes.
<u>MSA31</u>	R13/2	Paa	Kahuwera Paa 764 Port Waikato- Waikaretu Road, Port Waikato	Old paa. Name identified on a map appended to the Te Akau Block report (AJR 1904 GI).
<u>MSA32</u>	R13/4	Paa	Unknown name 1340 Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA33</u>	R13/5	Paa	Unknown name 1340 Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA34</u>	R13/6	Paa	Unknown name 1340 Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA35</u>	R13/7	Paa	Unknown name 1340 Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA36</u>	R13/10	Paa	Unknown name I Tuakau Bridge- Port Waikato	Paa with pits and terraces. Small paa with single transverse ditch at terminal end of ridge.

			Road,Port Waikato	
<u>MSA37</u>	R13/11	Paa	Unknown name  115B Maunsell Road, Port Waikato	Ridge paa. Ditch- defensive, midden,terrace.
<u>MSA38</u>	R13/13	Paa	Moehau Paa  Port Waikato- Waikaretu Road, Waikaretu	Terraced hill paa with pits. Approximately 120m long and 50m wide. Located along the watershed ridgeline running between Putataka (at 354m) and Te Tehe (at 182m).
<u>MSA39</u>	R13/14	Paa	Unknown name  2159A Tuakau Bridge-Port Waikato Road, Tuakau	Small paa with vestigial ditch and bank defences at southern approach (high ground) to narrow ridge.
<u>MSA40</u>	R13/16	Paa	Unknown name  2159A Tuakau Bridge-Port Waikato Road, Tuakau	Site occupies a small spur, approached by very narrow ridge on high ground to the south. No ditch. Several large terraces facing northeast, descent hill.
<u>MSA41</u>	R13/19	Paa	Unknown name  2255 Tuakau Bridge- Port Waikato Road, Tuakau	Several terraces on northern side of knoll. Latter consists of platform containing 3 pits (all 6x3m). South of this, a demi-ditch and further levelled areas, terraces and occasional pits.
<u>MSA42</u>	R13/21	Paa	Unknown name  133 Morrison Road, Pukekawa	Paa with house floor site, terrace.
<u>MSA43</u>	R13/22	Paa	Unknown name  20 Parsons Road, Tuakau	Paa - ditch- defensive, terrace.
<u>MSA44</u>	R13/23	Paa	Pukekawa Paa (Pukekawa Knob Hill)  Highway 22, Pukekawa	Gunfighter paa site comprising a rectangular, redoubt-like defended area flanked to the north by an outer ditch and bank and to the west by a series of rifle pits.
<u>MSA45</u>	R13/24	Paa	Unknown name  117 Clark and Denize Road, Pukekawa	Ditch - defensive, house floor/ site, pit. Two or three rectangular pits.
<u>MSA46</u>	R13/26	Paa	Unknown name  Wilson Road, Waiuku	Terraced paa with rectangular pits.

<u>MSA47</u>	R13/27	Paa	Unknown name Forestry Road, Waiuku	Hilltop paa defended by scarps and terraces on south and east sides and by scarp and ditch on the western side. 8 pits and a house site on the rectangular tihi on the summit.
<u>MSA48</u>	R13/28	Paa	Unknown name 112 Ghezzie Road, Waiuku	An end-spur site above former riverswamps (now Ghezzie Road), the sides of which are defended by lateral scarps about 1m high. 6 pits.
<u>MSA49</u>	R13/32	Paa	Whareana Paa 640 Port Waikato- Waikaretu Road, Port Waikato	Terraced ridge paa with pits. House floor/ site, terrace, ditch. Located on an east-west running ridge northeast of the Huriwai River mouth.
<u>MSA50</u>	R13/34	Paa	Unknown name 757 Port Waikato- Waikaretu Road, Port Waikato	Paa with pits. Bank (earth), ditch- defensive, platform.
<u>MSA51</u>	R13/35	Paa	Unknown name 757 Port Waikato- Waikaretu Road, Port Waikato	Paa with pits and single ditch.
<u>MSA52</u>	R13/37	Paa	Te Iringa Paa 1340 Port Waikato- Waikaretu Road, Port Waikato	Te Iringa is described as a paa in the Te Akau block and lying to the south of Kahuwera paa (R13/2) in Judge von Sturmer's Native Land Court Minute Book Vol12 p. 69. It was said to be a paa of the ancestor Kokako.
<u>MSA53</u>	R13/41	Paa	Unknown name 1340 Port Waikato- Waikaretu Road, Port Waikato	Terraced ridge paa with pits. Platform, ditch-transverse, bank (earth). One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA54</u>	R13/42	Paa	Unknown name 1340 Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA55</u>	R13/46	Paa	Unknown name 1340 Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA56</u>	R13/53	Paa	Unknown name 612 Forestry Road, Waiuku	Ridge-paa defended by transverse ditches, 6 small rua, many pits indicating extensive open settlement and cultivations.
<u>MSA57</u>	R13/54	Paa	Matei Whetu Paa	Paa site with pits.

The following tracked change text has no legal status. Its sole purpose is to help submitters understand the Hearing Panel's changes to the notified provisions. Our formal decision, which is in the National Planning Standard format, can be found on the Waikato District Council website.

			122 Kokonga West Road, Waikaretu	
<u>MSA58</u>	R13/55	Paa	Unknown name 2490 Port Waikato-Waikaretu Road, Waikaretu	One of a cluster of paa on this large property. Defended settlement of Ngaati Tahinga, Karewa.
<u>MSA59</u>	R13/56	Paa	Unknown name 2490 Port Waikato-Waikaretu Road, Waikaretu	Paa with pits.
<u>MSA60</u>	R13/60	Paa	Unknown name Waikaretu Valley Road, Waikaretu	Located circa 500m directly eastwards of the intersection of Waikaretu Valley Road and Pukerewa Road. Very large terraced paa with tihi and pits.
<u>MSA61</u>	R13/61	Paa	Unknown name 2112A Port Waikato-Waikaretu Road, Port Waikato	Paa with numerous rectangular pits and terraces. Defended settlement as shown by the presence of archaeological sites.
<u>MSA62</u>	R13/64	Paa	Unknown name 122 Kokonga West Road, Waikaretu	Identified site but no evidence of a site at this point, however there appear to be other paa on the property.
<u>MSA63</u>	R13/65	Paa	Puketotara Paa 2112A Port Waikato-Waikaretu Road, Port Waikato	Lies on a small knoll immediately to the southwest across a slight saddle from the main paa R13/66, and is in effect part of the site.
<u>MSA64</u>	R13/66	Paa	Puketotara Paa (main part) 2112A Port Waikato-Waikaretu Road, Port Waikato	One of several sites on this property. Records state that it is the main part of the ridge paa. Associated with site R13/65, an impressive site with pits and terracing across its different stepped levels.
<u>MSA65</u>	R13/67	Paa	Unknown name 2112A Port Waikato-Waikaretu Road, Waikaretu	One of several sites identified on this property by aerial photos.

<u>MSA66</u>	R13/68	Paa	Unknown name 2490 Port Waikato-Waikaretu Road, Waikaretu	Paa with rectangular pits. One of several sites on this property. Defended settlement.
<u>MSA67</u>	R13/77	Paa	Unknown name 122 Kokonga West Road, Waikaretu	Site identified but not verified.
<u>MSA68</u>	R13/79	Paa	Putakaka Paa Tuakau Bridge-Port Waikato Road, Port Waikato	Port Waikato - on end of spur leading down towards the jetty. Access from the end of Cobourne Place.
<u>MSA69</u>	R13/85	Paa	Unknown name 2112A Port Waikato-Waikaretu Road, Waikaretu	Site identified by aerial photos but not inspected.
<u>MSA70</u>	R13/87	Paa	Unknown name 1340 Port Waikato-Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA71</u>	R13/88	Paa	Unknown name Port Waikato-Waikaretu Road, Port Waikato	Terraced paa with pits and midden. Approximately 180- 200m in length. Double ditch and bank defences at western end.
<u>MSA72</u>	R13/89	Paa	Unknown name Wilson Road, Waiuku	Small paa on an elongated sand dune, defended by a transverse ditch 15 paces long, and bank.
<u>MSA73</u>	R13/94	Paa	Unknown name 1348 Churchill Road, Pukekawa	Paa with pits. This pre-1769 paa comprises pits, terraces and ditches.
<u>MSA74</u>	R13/95	Paa	Unknown name 1348 Churchill Road, Pukekawa	This pre-1769 paa site comprises a defensive ditch, pits and terrace. It is located directly behind a current dwelling, the lawn of which extends over part of the defensive ditch.
<u>MSA75</u>	R13/98	Paa	Tauranganui Paa 1513 Tuakau Bridge-Port Waikato Road, Port Waikato	Located on a prominent spur, with good lookout upriver and, to a lesser extent, downriver. Small but permanent stream at base.

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<u>MSA76</u>	R13/103	Paa	Unknown name 1340Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA77</u>	R13/113	Paa	Unknown name Maunsell Road, Port Waikato	Paa with pit, terrace and midden.
<u>MSA78</u>	R13/114	Paa	Unknown name Tuakau Bridge-Port Waikato Road, Port Waikato	Okahu Valley, Port Waikato. Prominent spur on northern side of valley 500m upstream from junction with the Waikato River.
<u>MSA79</u>	R13/115	Paa	Unknown name Tuakau Bridge-Port Waikato Road, Port Waikato	Pakau. A small paa, described as a "lookout". Prominent ridge to the east of the road about 1km north of Daff Road.
<u>MSA80</u>	R13/126	Paa	Korerokanuka Paa 377 Tokotiko Road, Glen Murray	A small terraced paa built on a small knoll on the edge of the main stream into Lake Whangape, which played a significant role in a dispute between Ngaati Pou and Ngaati Mahuta along with the nearby paa site Te Taima (515/80) in 1842.
<u>MSA81</u>	R13/127	Paa	Unknown name 567 Waikaretu Valley Road, Glen Murray	Ridge paa with three transverse ditch bank defence systems and over thirty pits and terraces. Ngaati Tahinga, Karewa.
<u>MSA82</u>	R13/130	Paa	Unknown name 112 Sharpe Road, Pukekawa	This pre-1769 paa site is located on the spur of a ridge and comprises traverse ditches and earth bank defences, terraces and three remnant pits still visible when the site was last assessed in 2007 (NZAA).
<u>MSA83</u>	R13/131	Paa	Unknown name 1769Tuakau Bridge-Port Waikato Road, Port Waikato	Paa/urupaa site. A spur-end paa, on a spur descending southwest towards the mouth of a gully.
<u>MSA84</u>	R13/143	Paa	Unknown name 1779Waikaretu Valley Road, Waikaretu	Ridge paa. The farmhouse, outbuildings and farm roading have been constructed over the ridge paa.
<u>MSA85</u>	R13/169	Paa	Unknown name 1340Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.

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<u>MSA86</u>	R13/170	Paa	Unknown name 1340Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA87</u>	R13/174	Paa	Unknown name 1340Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA88</u>	R13/183	Paa	Unknown name 1340Port Waikato- Waikaretu Road, Port Waikato	One of a significant complex of sites. Defended settlement, Ngaati Tahinga, Karewa.
<u>MSA89</u>	R13/215	Paa	Unknown name 1 Tuakau Bridge- Port Waikato Road, Port Waikato	Ridge paa on narrow north/south ridge with transverse ditches at either end. Vertical fall on western side, more gradual on eastern. Six pits evident within paa, two further large pits immediately outside the southern ditch.

<u>MSA90</u>	R14/2	Paa	Whamakite Paa 870 Pukerewa Road, Matira	Well-preserved hilltop paa. Part of Otehe cluster (landscape of paa).
<u>MSA91</u>	R14/3	Paa	Unknown name 469 Te Akau South Road, Te Akau South	A small headland paa on a prominent hill above Tauterei Stream.
<u>MSA92</u>	R14/5	Paa	Unknown name 250 Te Akau South Road, Te Akau South	A ridge paa. The defended area contains 17 pits with a further 22 which are strung along a narrow spur to the north.
<u>MSA93</u>	R14/8	Paa	Kotare Paa 1017 Mangiti Road, Te Akau South	Known as Paa Hill. An L-shaped ridge paa. High archaeological and cultural value. Defended settlement with platform, terraces (3), ditch and bank, raised banks and pits (7) but comments question settlement evidence.
<u>MSA94</u>	R14/13	Paa	Unknown name 567 Te Akau Coast Road, Te Akau	Old paa/papakaainga. Historic plan shows houses, whare and a Maaori track.
<u>MSA95</u>	R14/15	Paa	Rangikahu Paa I 567 Te Akau Coast Road, Te Akau	Part of a cluster of paa, kaainga, borrow pits and burial kohatu, house floors. Rangikahu was once a thriving hapuu settlement during the 18th and 19th centuries.

<u>MSA96</u>	R14/20	Paa	Pukiwi or Pukewi Paa 352 Ruakiwi Road, Ruakiwi	Paa with pits. Majority of visible features intact, but some minor loss of definition and/or damage. Natural erosion. It is in grass and wing thistle, has 8 hut sites and a ditch that is well preserved.
<u>MSA97</u>	R14/22	Paa	Unknown name 69 Pukerewa Road, Matira	Prominent ridge paa with pits and terraces. Part of the Otehe Paa Cluster.
<u>MSA98</u>	R14/24	Paa	Unknown Name 1398 Nielson Road, Te Akau	Promontory paa with pits, terraces and transverse ditch.
<u>MSA99</u>	R14/25	Paa	Kopapa Paa 404 Te Akau South Road, TeAkau	A ridge paa which is located down an eastern-running spur line above sea level. It covers an area 145m and drops away to the Tauterei Stream. It has pit and terrace features that have been flattened but are discernable .
<u>MSA100</u>	R14/36	Paa	Tungitungiia Paa 231 Te Akau Coast Road, TeAkau	Ridge paa. High archaeological and cultural value. Defended settlement. Although damaged, it is a marker for association of place.
<u>MSA101</u>	R14/37	Paa	Unknown name 45 Te Akau Coast Road, TeAkau	Paa with pits, defended by a double ditch and bank.
<u>MSA102</u>	R14/39	Paa	Paponga Paa Te Akau South Road, Te Akau	Southwest of the Rangikahu and Rupapere Paa properties. Likely of the same Tainui, Koata, Paetoka hapuu, and part of an extensive and important archaeological landscape.
<u>MSA103</u>	R14/41	Paa	Rangikahu Paa 2 567 Te Akau Coast Road, TeAkau	Part of a cluster of paa and kaainga settlements.
<u>MSA104</u>	R14/43	Paa	Rangikahu Paa 3 567 Te Akau Coast Road, TeAkau	Part of a cluster of paa and kaainga settlements.
<u>MSA105</u>	R14/47	Paa	Unknown name 767 Te Akau Coast Road, TeAkau	Hilltop paa. Cluster of archaeological sites on high ridge overlooking ocean. Contains 30-40 pits, a cultural landscape feature .
<u>MSA106</u>	R14/49	Paa	Tarapatiki Paa 207 Hills Road, Raglan	Headland paa. It was previously occupied by Ngaati Koata. They were attacked by Ngaati Mahaanga and Tamainupo and pushed to Aotea Harbour . This was the beginning of the settlement of the

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				Waingaroa by Ngaati Mahaanga.
<u>MSA107</u>	R14/51	Paa	Puke-au-tumu Paa 274 Okete Road, Okete	Peninsula paa with numerous house pits.
<u>MSA108</u>	R14/52	Paa	Horongorara Paa  Ryan Road, Te Akau South	Defensive Ridge paa, terraces, platform, middens. About 1700, Ngaati Tahinga's villages were on the northern side of the harbour and their principle paa was Horongarara, where they lived under the mana of Te Uakitahi.
<u>MSA109</u>	R14/60	Paa	Unknown Name  4270 State Highway 23, Okete	Small paa on the northern end of the ridge. Ngaati Mahaanga, Hourua.
<u>MSA110</u>	R14/64	Paa	Rangipu Paa and Urupa  Te Riria Kereopa Memorial Drive, Raglan	Tainui Hapuu. Large paa on a prominent headland at Te Kopua.
<u>MSA111</u>	R14/67	Paa	Unknown name  4189C State highway 23, Raglan	Small paa. The overall form of the headland is such that the site may have been fortified.
<u>MSA112</u>	R14/68	Paa	Kirikiripu Paa 3	Ngaati Koata, Ngaati Mahanga- part of ridge paa. Large hilltop paa with several terraces and pits.
<u>MSA113</u>	R14/75	Paa	Unknown name  Okete Road, Te Uku	Paa and middens record in Haroto Bay. Ngaati Koata, Ngaati Mahaanga.
<u>MSA114</u>	R14/76	Paa	Karikaringa Paa  Ohautira Road, Ranui	Paa with ditch, bank, 13 pits, possible house floor and middens- Ngaati Taimainupo, Kotara, Te Huaki hapuu area.
<u>MSA115</u>	R14/78	Paa	Whakaoiranga Paa  727 Ohautira Road, Ohautira	Headland paa, north of the mouth of the Ohautira Stream and formed by a ditch and bank cutting through a ridge.
<u>MSA116</u>	R14/82	Paa	Te Rangaiwi or Te Tarangaiwi Paa  621 Ohautira Road, Ohautira	Small headland paa - ditch and bank (up to 1.5m high) cuts across the neck of the headland, defending a triangular area ca.50 paces long.
<u>MSA117</u>	R14/90	Paa	Pareheka Paa Rothery Road, Te Akau South	Ridge paa within the Motukokako Point Scenic Reserve.
<u>MSA118</u>	R14/93	Paa	Tokatoka Paa  Rothery Road, Te	Harbour edge headland paa which runs along the summit to the point.

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			Akau South	
<u>MSA119</u>	R14/95	Paa	Opukeko Paa 143 Te Akau Wharf Road, Te Akau South	Headland paa above Raglan Harbour and on the north side of Ponganui Creek.
<u>MSA120</u>	R14/98	Paa	Horea Paa Te Akau Wharf Road, Te Akau South	Hilltop paa. Site on a series of ridges with pits evident. Is affected by the movement of the sand dunes. Tainui hapuu were living there as owners in 1840.
<u>MSA121</u>	R14/127	Paa	Waiwhara Paa 157A Rothery Road, Te Akau South	Elongated ridge paa with several clusters of pits along the length of the site. A paa occupied by Tainui Hapuu.
<u>MSA122</u>	R14/131	Paa	Te Tarata Paa 856 Mangiti Road, Te Akau	Small headland paa with a low isthmus leading up to an elevated headland.
<u>MSA123</u>	R14/134	Paa	Unknown name 201 Checkley Road, Te Uku	Paa with tihi platform, terraces and ditches. Likely to be of Tamainupo.
	<del>R14/137</del>	<del>Paa</del>	<del>Unknown name 330 Wainui Road, Raglan</del>	<del>Paa site within the Wainui Reserve. Paa and kaainga of Ngaati Hounuku, Ngaati Kaunahi.</del>
<u>MSA124</u>	R14/139	Paa	Unknown name 41890 State Highway 23, Raglan	Large paa on a prominent spur end. Quite likely to be part of the area of kaainga of Kirikiripuarea – Ngaati Koata, Ngaati Mahaanga.
<u>MSA125</u>	R14/143	Paa	Unknown name Okete Road, Okete	Small paa with rectangular pits.
<u>MSA126</u>	R14/145	Paa	Wairata Paa 209 Ohautira Road, Te Uku	Small hilltop spur on low north-south orientated ridge between the Waitetuna River tidal estuary and SH22. No longer has surface evidence. A home has been built on this site.
<u>MSA127</u>	R14/146	Paa	Heretu Paa Williamson's Access Road, Waitetuna	Very little known about this paa. Has a very prominent summit.
<u>MSA128</u>	R14/149	Paa	Unknown name 45 Te Akau Coast Road, Te Akau	Hilltop paa site.

<u>MSA129</u>	R14/153	Paa	Mokoroa Paa Mangiti Road, Te Akau South	Ridge paa of Tainui, Tahinga, overlooks the Whangaroa Harbour.
<u>MSA130</u>	R14/160	Paa	Te Rawhitiroa Paa 1001 Ohautira Road, Ohautira	Paa with mostly pits, with a defended knoll at the north end – Ngaati Tahuaki, Tamainupo.
<u>MSA131</u>	R14/161	Paa	Te Tomo Paa Pukerewa Road, Matira	One of a three-cluster of paa that is also within the Otehe cluster of paa sites, belonging to Tainui/Tahinga hapuu. The paa features a large rectangular ditch and bank.
<u>MSA132</u>	R14/162 & R14/162B	Paa	Puketoa Paa Pukerewa Road, Matira	Both paa or kaainga of the three-clustered paa are also within the Otehe cluster of paa sites, belonging to Tainui/Tahinga hapuu. Has a large rectangular ditch and bank which includes a series of terraces and pits on the ridge east of the paa noted as 1628.
<u>MSA133</u>	R14/166	Paa	Unknown name Te Akau South Road, Te Akau	A large hilltop paa with over twenty pits, some very large, both outside and inside the scarp defences.
<u>MSA134</u>	R14/169	Paa	Unknown name 69 Pukerewa Road, Matira	A considerable amount of disturbance has happened to the paa but the physical features of the paa still definable. Affected by farm track and fences. Part of the Otehe paa cluster.
<u>MSA135</u>	R14/175	Paa	Waimiha (Old Paa) Te Akau Coast Road, Te Akau	Ridge paa. Contains numerous pits and terracing. Some intact features, but others may be unclear or damaged. Mostly covered with regenerating bush scrub and thick manuka.
<u>MSA136</u>	R14/182	Paa	Unknown name 45 Te Akau Coast Road, Te Akau	Paa with scarped knoll.
<u>MSA137</u>	R14/207	Paa	Unknown name Ohautira Road, Ohautira	Paa with pits on ML. Between Oruawhau Creek and Ohautira Stream, west of Ohautira Road.
<u>MSA138</u>	R14/218	Paa	Papa o Hine Rongo Paa 767 Te Akau Coast Road, Te Akau	Ridge paa with very little erosion, excellent state.
<u>MSA139</u>	R14/221	Paa	Rangikahu Paa 4 567 Te Akau Coast Road, Te Akau	Part of a cluster of paa and kaainga settlement.

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<u>MSA140</u>	R14/225	Paa	Unknown name 250 Te Akau South Road, TeAkau	Paa with 3 pits and a terrace on the south. Contributes to the distribution of paa and supports the settlement pattern in the coastal zone, especially of Tainui/Tahinga hapuu.
<u>MSA141</u>	R14/234	Paa	Kirikiripu Paa 1 41898 State Highway 23, Raglan	Ngaati Koata, Ngaati Mahanga- identified as a small hilltop paa but may be part of a cluster of kaainga on this ridge.
<u>MSA142</u>	R14/237	Paa	Kirikiripu Paa 2 4213 State Highway 23, Raglan	Ngaati Koata, Ngaati Mahanga - paa site with platform, terraces, scarps and at least three pits. Originally recorded as a triangular plan ring-ditch paa.
	<del>R14/253</del>	<del>Paa</del>	<del>Unknown name Whaanga Road, Raglan</del>	<del>Within Te Toto Gorge. A cultural landscape of archaeological sites that includes paa, several pits, terraces, and stonefield stone walls.</del>
<u>MSA143</u>	R14/257	Paa	Hounuku Paa Karioi Road, Ruapuke	Ngaati Hounuku, Ngaati Koata, Tainui. Identified as one of the highest coastal paa. It is now within the Karioi forest.
<u>MSA144</u>	R14/294	Paa	Tahere Paa 69 Pukerewa Road, Matira	Ridge paa with pits. The sides of the paa are steep and terracing has cut into the even slopes on the top.

<u>MSA145</u>	R15/1	Paa	Korero-mai-waho Paa Phillips Road, Te Mata/Aotea	Large paa site area which is on crown land administered by DOC. Ridge paa with ditch, bank, pits, terraces, house floors and scarps.
<u>MSA146</u>	R15/9	Paa	Unknown name Phillips Road, Te Mata	Old paa/kainga situated a short distance southeast of the Tahere hill paa site. Colonial era paa, 1840- 1900.
<u>MSA147</u>	R15/24	Paa	Te Rau o te Huia Paa Phillips Road, Te Mata	A hilltop paa. An old paa of Tainui, Ngaati Kakaati, Ngaati Whakamarurangi.
<u>MSA148</u>	R15/32	Paa	PuangiPaa Phillips Road, Te Mata	Old fortified village and mentioned as a boundary mark in Waikato Land Court investigations.
<u>MSA149</u>	R15/44	Paa	Te Rete Paa 626 Phillips Road, Te Mata	Te Rete is the name of the land block on which the paa is sited, also identified as Kaainga Paa.

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<u>MSA150</u>	R15/54	Paa	Matataraawhare Paa Matawha Road, Ruapuke	Hilltop paa: at least 49 pits, ditch and bank on southern side of site, cultivation terraces 100x50m, platforms. Previously recorded as "Ruapuke" but this is considered incorrect by local iwi.
<u>MSA151</u>	R15/55	Paa	Unknown name Ruapuke Beach Road, Ruapuke	Long, low terraced small hill with about 10 pits - Ngaati Motemote, Koata, Tainui.
<u>MSA152</u>	R15/56	Paa	Orongoheke Paa 1658 Whaanga Road, Ruapuke	Small spur below R15/54, just above point where Ruapuke Stream comes out onto beach. Between Papanui and Matataraawhare - Koata, Tainui.
<u>MSA153</u>	R15/58	Paa	Unknown name 1384 Whaanga Road, Raglan	Paa, ditch bank and rectangular pits. Tainui, Ngaati Koata.
<u>MSA154</u>	R15/59	Paa	Wharekekeno Paa 1384 Whaanga Road, Raglan	Also called Cemetery Hill. A coastal hill paa. Members of the Swann family have been buried on the tihi of the paa.
<u>MSA155</u>	R15/60	Paa	Tahere Paa 420 Phillips Road, Te Mata	Tahere is the name of the old hilltop paa and the area surrounding it. The lower slopes descend toward the Toreparu wetlands.
<u>MSA156</u>	R15/65	Paa	Herangi Paa Phillips Road, Te Mata	Old paa site of Ngaati Kakati, Koata Tainui and Whakamarurangi.
<u>MSA157</u>	R15/68	Paa	Mowhiti-Te Heru Paa Te Papatapu Road, Te Mata	Headland paa. Ditch and bank across the neck of the headland, terrace, rua pit and oven stones.
<u>MSA158</u>	R15/82	Paa	Manuaitu Paa and Tuahu 626 Phillips Road, Te Mata	On the most prominent hill in the area. Very long extensive ridge paa with house floors, ditch and bank defences, central platforms, terraced knolls at each end, ca.100 bell-shaped and rectangular pits, ca.185 borrow pits. Terraced ends with two tuahu stones on the eastern end.
<u>MSA159</u>	R15/83	Paa	Pukeroa Paa Waimaori Road, Ruapuke	Hilltop paa with platforms, numerous pits, terraces and ditches. Steep hill with many pits, terraced and also defined by ditches. Rises above the Toreparu Wetland.
<u>MSA160</u>	R15/84	Paa	Toroanui Paa and Tuahu 626 Phillips Road, Te Mata	Hilltop paa with numerous pits, pipi shell midden, and a large limestone tuahu (sacred ritual) stone stands here.

<u>MSA161</u>	R15/85	Paa	Pororo-o-Kiore Paa Phillips Road, Te Mata	Paa with well-preserved ditches and banks on eastern tip of headland, strong natural defences on three sides.
<u>MSA162</u>	R15/86	Paa	Papanui or Waipapa Paa Whaanga Road, Raglan	Headland paa with ditch and platform (2012 inspection). Papanui paa is situated at the end of the point 200m down a ridge from R15/522. The western end of this paa is defended by a ditch dug across the ridge.
<u>MSA163</u>	R15/87	Paa	Unknown name 1731 Kawhia Rd, Te Mata	Paa site hidden by scrub, within one of the Moerangi blocks.
<u>MSA164</u>	R15/90	Paa	Unknown Paa Phillips Road, Te Mata	Paa within the Raoraokauere A3 Block, southeast of Manuaitu. Terraces, pits and two platform areas - Ngaati Kakaati, Tuirirangi, Koata, Tainui.
<u>MSA165</u>	R15/96	Paa	Unknown name Ruapuke Road, Te Mata	The paa is located on a small conical knoll connected to a larger ridge by a saddle. QEII Conservation Covenant.
<u>MSA166</u>	R15/108	Paa	Unknown name Parker's Access Road, Waitetuna	Small paa with pits.
<u>MSA167</u>	R15/268	Paa	Unknown name Whaanga Road, Raglan	Reputed paa. Identified in Mt Karioi Landscape Study by QEII National Trust.
<u>MSA168</u>	R15/497	Paa	Unknown name 1384 Whaanga Road, Raglan	Small paa on ridge overlooking the coast. North of Papanui point. Appears to be one of a small cluster of paa in the Ruapuke area.
<u>MSA169</u>	R15/524	Paa	Unknown name Phillips Road, Te Mata	Paa within the Raoraokauere ASB Block. Large paa, includes summit platform, an upper level of terraces extending northwest, intermediate and lower levels of terraces extending east, a traverse ditch.
<u>MSA170</u>	R15/713	Paa	Taharanga Paa Maihi Access Road, Makomako	Paa site. Reported to have many embankments, ditches, terraces and pits. Believed to have been built a year or two before 1819.
<u>MSA171</u>	R15/739	Paa	Pukekuku Paa Maihi Access Road, Makomako	Cliff paa. Large karst paa with rock shelters and middens. This appears to have been a large important paa, occupied for a considerable period of time.

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<u>MSA172</u>	R15/765	Paa	Te Ruatangata Paa Maihi Access Road, Makomako	Headland paa: platform 40x10m, inner ditch ca. 5m wide, 35m high scarp, 4m high counter-scarp and outer ditch, all well preserved. There appears to be another paa R15/77 on top of the headland - it is presumed that this paa is earlier than Ruatangata.
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<u>MSA173</u>	S12/1	Paa	Unknown name Mercer Ferry Road, Pukekawa	Site defended by a ditch on three sides.
<u>MSA174</u>	S12/8	Paa	Unknown name 67A Mercer Ferry Road, Pukekawa	A ridge paa partially under scrub and partially in pasture. Small paa dominated by macrocarpa.
<u>MSA175</u>	S12/9	Paa	Unknown name Coalfields Road, Kopuku	The paa was situated on the northern bank of the Kopuku Stream, between the Kopuku (now Kopako) Coal Mine (to the north) and the stream. Previously consisted of a large hilltop paa with pits.
<u>MSA176</u>	S12/10	Paa	Unknown name 933 Kopuku Road, Kopuku	South of Maramarua and Kopuku, between Ferndale Road to the east and Kopuku Road to the west, c. 1km south-west of Maby Hill, on the northern bank of stream.
<u>MSA177</u>	S12/14	Paa	Unknown name 129 Koheroa Road, Mercer	Terraced hill paa with pits.
<u>MSA178</u>	S12/15	Paa	Unknown name 25 Glass Road, Mercer	2 ditches, 7 pits and terraces. Site is generally flat across the top with south-facing terraces. Several sites in the area.
<u>MSA179</u>	S12/16	Paa	Unknown name 189 Kellyville Road, Mercer	Paa, subsequently British piquet.
<u>MSA180</u>	S12/17	Paa	Unknown name Koheroa Road, Mercer	Quite large spur-end paa with extensive terracing.
<u>MSA181</u>	S12/18	Paa	Unknown name 270 Koheroa Road, Mercer	Paa site and redoubt/stockade (?) with tihi, terraces, rifle trenches, pit. May be in fact three or more sites.

<u>MSA182</u>	S12/28	Paa	Onoke Paa 92 Dimmock Road, Maramarua	Southeast of Maramarua, enclosed by SH2 to the southwest, Dimmock Road to the north, and Heaven Road to the southeast, on a prominent hill. Paa - two platforms, several groups of pits, small ditch, access ridge with a string of pits and a second ditch.
<u>MSA183</u>	S12/42	Paa	Unknown name 283 Lyons Road, Mangatawhiri	Paa, pits still visible.
<u>MSA184</u>	S12/45	Paa	Poparata Paa Lyons Road, Pokeno	Main defence complex - very detailed sketches.
<u>MSA185</u>	S12/48	Paa	TuiPaa	Musket paa. 2 ditches, tihi, 12 pits, at least 10 terraces.
<u>MSA186</u>	S12/49	Paa	Unknown name 174 Mangatangi Road, Mangatangi	Paa situated on a knob flanking the Mangatangi Stream, with cliffs on riverside. Defended by a lateral ditch with external bank, small-scale, on southern side and by scarp at the eastern end.
<u>MSA187</u>	S12/51	Paa	Unknown name 10238 Kaiarau Road, Mangatangi	Paa is on the ridge flanking the Mangatangi River. Small-scale paa. Several sites noted.
<u>MSA188</u>	S12/52	Paa	Unknown name 822A Kaiarau Road, Mangatangi	A spur drops steeply to the stream. A ditch 4m wide and 1.5m deep defends the end of the spur, on which is a pit group.
<u>MSA189</u>	S12/124	Paa	Unknown name 10238 Kaiarau Road, Mangatangi	Ditch crosses diagonally across a wider part of the slight saddle between a high point on the major ridge and a knoll. Several sites present.
<u>MSA190</u>	S12/128	Paa	Unknown name 10238 Kaiarau Road, Mangatangi	Ridge paa. Several sites present on property, defended settlement.
<u>MSA191</u>	S12/221	Paa	Unknown name Kaiarau Road, Mangatangi	The paa, at the junction of three ridges at a height of approx. 280m, is defended by transverse ditches, the main ridge having two. There were 11 kumara pits and at least 12 small terraces suitable for house sites or cooking shelters. Defended settlement.

<u>MSA192</u>	S12/222	Paa	Unknown name Kaiaua Road, Mangatangi	Paa site with terraces, ditches, banks, pits, scarps and midden. The centre of the site is located on a knoll with at least two levels of terracing encircling the knoll on all sides with scarps up to 2m.
<u>MSA193</u>	S12/226	Paa	Unknown name 822A Kaiaua Road, Mangatangi	Paa, including burials. The paa is on a promontory of a flat ridge above the stream. Terraces and pits.
<u>MSA194</u>	S12/239	Paa	Unknown name Coalfield Road, Kopuku	Swamp paa, possibly a gunfighter paa. Covered in massive pits.
<u>MSA195</u>	S12/251	Paa	Unknown name 189 Kellyville Road, Mercer	Ridge paa. Two indistinct terraces are visible between the ditch and the pits, a further terrace lies to the southeast of the pits. No evidence of any shell midden was noted either on the site or eroding from the steep scarps around the edges.
<u>MSA196</u>	S12/252	Paa	Unknown name 248A Mangatangi Road, Mangatangi	Large terraced paa with internal pits and lateral ditch on prominent hill overlooking Ruaotehuia Stream. Old paa site.
<u>MSA197</u>	S12/253	Paa	Opuku Paa 285 Ferndale Road, Maramarua	Large ridge paa - platform (tihi) in southwestern corner, with at least 8 pits, midden (cockle, oven stone, ash deposits) on the western edge. At least 3 ditches, banks on the northern and eastern edges.
<u>MSA198</u>	S12/254	Paa	Unknown name Feist Road, Kopuku	The site is on a low knoll of a ridge west of Kopuku. Approximately 250m north of Feist Road. Paa site with ditches and terraces.
<u>MSA199</u>	S12/255	Paa	Unknown name Findlay Road, Maramarua	In Crown Ownership (2002), in the Vining Scenic Reserve (S12/295).
<u>MSA200</u>	S12/256	Paa	Whatarua Paa 24 Marshall Road, Maramarua	The paa is located to the north of Monument Road, on the northern side of the bend in the Ruaotehura Stream. Features include pits, terraces, defensive scarps and remnants of ditches.
<u>MSA201</u>	S12/273	Paa	Te Paina and horticulture area	Paetai was a known cultivation area and papakaainga paa which accommodated a key hui in 1857 to discuss the potential of uniting Iwi and its land under a Maori King.
<u>MSA202</u>	S12/329	Paa	Unknown name 119 Great South Road, Pokeno	Paa site with short transverse ditch, scarp and platform. Little of the paa is left.

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<u>MSA203</u>	S12/350	Paa	Unknown name Mangatangi Road, Mangatangi	Identified as maaori paa and potato pits. Site has been built on.
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<u>MSA204</u>	S13/2	Paa	Taniwha Paa Taniwha Road, Waerenga	Ridgetop paa, roughly triangular in shape, with numerous pits in a T- shaped alignment. Surrounded by ring ditch. Surrounding slopes all have pit and drain features.
<u>MSA205</u>	S13/4	Paa	Old Paa and Urupa	This site was identified as a small pre-1769 ring ditch in paa, although it has only been known as an urupaa. However it is not normal to have an urupaa where there was no settlement. This may be nearby.
<u>MSA206</u>	S13/5	Paa	Unknown name Falls Road, Waerenga	Located on the northern bank of the Whangamarino River, c. 300m east of the bridge over Falls Road. Paa site with possible ditch depressions.
<u>MSA207</u>	S13/8	Paa	Unknown name 859 Glen Murray Road, Rangiriri	Paa with pits, ditches and banks overlooking Lake Whangape, about 8km from Rangiriri, north of Motukauere Island.
<u>MSA208</u>	S13/10	Paa	Te Aroa Paa Chapman Road, Pukekawa	This pre-1769 site comprises a ridge paa comprised of transverse ditches, inner bank and lateral scarps, pits and a house floor just outside the southern defences.
<u>MSA209</u>	S13/11	Paa	Ahikaeo Paa Churchill Road, Churchill	Large river-edge paa, platform, ditch, pits on the western side of the Whangape Stream where it enters the Waikato River.
<u>MSA210</u>	S13/13	Paa	Unknown name 575 Falls Road, Waerenga	On ridgeline, Whangamarino Swamp. The site is on top of the low ridge to the east of the farm track running south from the corner on Falls Road.
<u>MSA211</u>	S13/15	Paa	Unknown name Te Ohaki Road, Rangiriri	Located on the west bank of the Waikato River, south of the Glen Murray/Te Ohaki junction. River edge paa.
<u>MSA212</u>	S13/16	Paa	Unknown name 216 Waiterimu Road, Waiterimu	Waikare Lake paa at the north end of ridge running northwest and above Waikare Lake Road.

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<u>MSA213</u>	S13/18	Paa	Te Hoe Paa 22 Mangatea Road, Te Hoe	Part of the Te Hoe paa, with features including terraces, scarps and pits. Ngaati Wairere, Makirangi, Haua.
<u>MSA214</u>	S13/19	Paa	Puketutu Paa 2130 Tahuna Road, Te Hoe	Situated north of Tahuna Road ridgeline between Te Heru Paa and Ruakiwi Paa. Very little known.
<u>MSA215</u>	S13/27	Paa	Unknown name Falls Road, Waerenga	Paa site with terraces and ditches.
<u>MSA216</u>	S13/28	Paa	Unknown name 654 Falls Road, Waerenga	Small hilltop paa site with terrace and scarp. Area has been modified by the building of a farm house.
<u>MSA217</u>	S13/29	Paa	Unknown name 654 Falls Road, Waerenga	Small rectangular paa with terraces.
<u>MSA218</u>	S13/30	Paa	Unknown name 96 Taniwha Road, Waerenga	Paa includes platform 25x15m, two terraces, and some charcoal- darkened soil on terraces. The paa is located on a hill formed between the present river and a former course of the river.
<u>MSA219</u>	S13/32	Paa	Unknown name Glen Murray Road, Rangiriri	At the northern end of the ridge on Motukauere Island, Lake Whangape Lower Waikato. Ridgetop paa features a deep ditch on at least 2 if not 3 sides. Strong natural defence to the west provided by a steep drop to the lake.
<u>MSA220</u>	S13/34	Paa	Unknown name 37 Peacocke Road, Orini	Small paa and two terraces. Defended hapuu settlement. Ngaati Wairere.
<u>MSA221</u>	S13/35	Paa	Unknown name 99 Drake Road, Waerenga	Northeast of Whangamarino Swamp. Fairly large paa with transverse fortifications, terraces etc.
	S13/50	Paa	<del>Rangiriri Paa Cnr State Highway 1 and Te Wheoro Road, Rangiriri</del>	<del>Gunfighter paa. The Rangiriri Paa Historic Reserve is located at the junction of State Highway 1 and Te Wheoro Road. 1km north of Rangiriri township.</del>
<u>MSA222</u>	S13/51	Paa	Kimihia Paa Ralph Road, Huntly	The paa sits between the Waikato River and Lake Kimihia. Site bulldozed in 1998, little or no surface evidence remains. Artefacts, adzes found. Ngaati Kuiurangi, Mahuta, Whawhakaia.

<u>MSA223</u>	S13/61	Paa	Waikare Tirohia or Thompsons Paa 276C Churchill East Road, Te Kauwhata	Site presents a paradox. Documentation indicates that it is occupied by a paa with a pakeha name, and alternatively a redoubt with a Maaori name. Features no longer visible.
<u>MSA224</u>	S13/62	Paa	Unknown name 850 Waikare Road, Waitearimu	The evidence is more consistent with a kaainga rather than a paa. Visible features with habitation and cultivation.
<u>MSA225</u>	S13/76	Paa	Taipouri Paa 446 Te Ohaki Road, Huntly	Historic paa 1600AD. Occupation by Kokako, father of Taimainupo.
<u>MSA226</u>	S13/77	Paa	Wakatapuhina Paa Ohinewai North Road, Ohinewai	Historic paa - palisaded enclosure reported to have been occupied by Ngaati Hine. No archaeological features visible. Location on an island in the river.
<u>MSA227</u>	S13/78	Paa	Newhaora Paa Glen Murray Road, Rangiriri	Old paa site. On the west bank of Rangiriri and next to the Maurea Marae. It has Maaori value significance because of its association with Waikato Chiefs, the Land Wars and the river.
<u>MSA228</u>	S13/79	Paa	Horahora Paa/ Papakaainga (Old Site) Horohora Road, Rangiriri	Historic paa of high value reported from reference. No archaeological features visible. Situated between the Waikato River and Marae.
<u>MSA229</u>	S13/80	Paa	Te Taima Paa Glen Murray Road, Rangiriri	Historic paa reported to have been occupied by Ngaati Pou or Porou in 1842. Paa built by Ngati Pou over a dispute with Ngati Mahuta over paa tuna (eel weir) in the vicinity on the lake.
<u>MSA230</u>	S13/81	Paa	Tarahanga Paa Tarahanga Island, Waikato River	Historic paa or village reported to have been occupied by Ngati Pou between 1842-1850.
<u>MSA231</u>	S13/83	Paa	Koreromanuka Paa Churchill Road, Churchill	Historic paa reported to have been occupied in 1842. (Ashwell & Ligar)
<u>MSA232</u>	S13/84	Paa	Pokaewhenua Paa Jamieson Road, Waerenga	Ridge paa - prominent transverse and lateral ditches enclose an elongated rectangular area.
<u>MSA233</u>	S13/85	Paa	Unknown name 473 Falls Road, Waerenga	Paa on southern end of a ridge overlooking the southeastern corner of Whangamarino swamp, to the west of Belcher Road.

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<u>MSA234</u>	S13/86	Paa	Ruakiwi Paa Tahuna Road, Te Hoe	Situated on the ridge on the northern side of Tahuna Road and east of Puketutu Paa.
<u>MSA235</u>	S13/99	Paa	Unknown name 39 Pororua Road, Te Hoe	Large paa with at least five pits, 5 terraces and well-defined tihi/platform.
	<del>S13/119</del>	<del>Paa</del>	<del>Ruakiwi Paa 343 Jefferies Road, Waerenga</del>	<del>Northwest of Waerenga, Upper Whangamarino, on a prominent spur extending south from Maramarua Forest into a big bend in the Whangamarino River. Paa on a ridge overlooking the Whangamarino River.</del>
<u>MSA236</u>	S13/120	Paa	Unknown name 458 Falls Road, Waerenga	Whangamarino Gorge, ca. 1km upriver from Whangamarino swamp, on true left bank. Upstream of Pungarehu Stream. Old paa.
<u>MSA237</u>	S13/141	Paa	Unknown name 343 Jefferies Road, Waerenga	North of Waerenga, north of and visible from Jefferies Road. Proximal and distal transverse ditches, possible lateral line of fortification.
<u>MSA238</u>	S13/142	Paa	Unknown name 1001 Churchill East Road, Te Kauwhata	Meremere-Rangiriri, on eastern bank of the Waikato River. Terraced and fortified spur, summit platform, major concentric terrace, minor terrace, vague transverse ditch with 1m high transverse scarp, weak lateral defence scarp.
<u>MSA239</u>	S14/1	Paa	Te Tuke o Hanui Paa	Headland paa. The paa site is located in a stand of covenanted totara bush c. 1km south of Gowers Road and north of Komakorau Stream.
	<del>S14/2</del>	<del>Paa</del>	<del>Puke-i-aahua Paa Havelock Road (North) Ngaruawahia</del>	<del>Historic ridge top paa associated with the Kingitanga history. It is a marker for association of place between Ngaati Maniapoto and Tainui.</del>
<u>MSA240</u>	S14/5	Paa	Te Uhi Paa (part of Rotokauri Paa) Exelby Road, Rotokauri	Originally recorded as a swamp mound paa. The mound was surrounded by pallsiding. According to local knowledge, the site was associated with a party of Maaori gum diggers who defended their camp due to an altercation with another group of Maaori.
<u>MSA241</u>	S14/6	Paa	Taupirikuaao Paa State Highway 1, Taupiri	Taupirikuaao (the offspring of Taupiri maunga), is the smaller hill beside Te Mata o Tutonga (the old name of Taupiri Maunga). Taupiri Mountain became tapu and a cemetery for the Waikato people around 1740.
<u>MSA242</u>	S14/7	Paa	Kaitotehe and Tukupoto Paa Hakarimata Road, Ngaruawahia	A significant area. The paa site is now a level tract of farm land which sits below the Hakarimata Range and the willow-fringed Waikato River. Taupiri Mountain is the eastern backdrop on the opposite side of the river. The land area is currently subdivided and in private ownership.

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<u>MSA243</u>	S14/8	Paa	Unknown name (also named Knights Paa after owner) 11 Fullerton Road, Rotokauri	Originally recorded as a river terrace paa. The site had been flattened and ploughed out by the time of recording. Original surface features of the paa have been destroyed.
<u>MSA244</u>	S14/13	Paa	Unknown name 2156 A River Road, Horsham Downs	Traverse ditch and bank, terraces, pits and numerous borrow pits. Artefact, adzes found. Paa has been entirely quarried away.
<u>MSA245</u>	S14/14	Paa	Kupakupa Paa Riverview Road, Huntly	Defensive scarp, transverse ditch, five well-preserved rectangular pits. Site is in pasture and unmodified. Waikato River edge location.
<u>MSA246</u>	S14/15	Paa	Unknown name State Highway 1, Taupiri	Located on a spur above SH1, on the eastern side of the Waikato River. Long defensive ridge paa with flattened crest, 2 tihi pits, defence ditches and banks. Many paa between Ngaruawahia and Huntly were occupied by Ngaati Mahuta, Whauroa, Taimainupo.
<u>MSA247</u>	S14/20	Paa	Te Uapata Paa 522 Waring Road, Taupiri	This paa is known as being the kaainga of Paoa, the younger brother of Mahuta. It later became the home of Mahuta's grandsons Wharetipa and Taupuae.
<u>MSA248</u>	S14/21	Paa	Otaahua Paa Gordonton Road, Taupiri	Otaahua is mentioned in relation to Te Uapata Paa in the Hauraki Maori Land Court Minute Book (24, p.215). Paa site with shallow ditch, depressions and a small terrace.
<u>MSA249</u>	S14/22	Paa	Tarake Paa 15 Murphy Lane, Taupiri	Small stockade village occupied by Ngaati Whauroa, a very small hapuu within the Tainui confederation.
<u>MSA250</u>	S14/24	Paa	Unknown name Parker Road, Huntly	Within the Hakarimata Scenic Reserve southwest of the end of Parker Road.
<u>MSA251</u>	S14/26	Paa	Pukehemu Paa and Moehaki Urupaa 110 Bedford Road, Te Kowhai	(Part of Te Kowhai Paa) Paa is on a small knoll overlooking river. North- south line of borrow pits in the middle of high flats to the east of Bedford Road, and 2-3 pits north of the paa. Ngaati Maahanga, Taimainupo, Kotara, Te Huaki Mahuta – Waikato Iwi nui tonu.
<u>MSA252</u>	S14/35	Paa	Tamahere Paa 781 C Bruntwood Road, Tamahere	Small clifftop (possibly gunfighter) paa with five rectangular pits and a ditch.
<u>MSA253</u>	S14/42	Paa	Tikirahi Paa 512 Airport Road, Tamahere	The importance is noted because of its location to the river. It is a marker for association of place and the whakatauki reminds us "he piko te taniwha, he piko te taniwha – At every bend there is a chief."

<u>MSA254</u>	S14/43	Paa	Maniapoto Paa 34 Tauwhare Road, Tauwhare	Maniapoto Paa was the largest and most important paa in the Tamahere district covering two hectares, built by famous war chiefs Te Waharoa and Te Pohepohe.
<u>MSA255</u>	S14/49	Paa	<del>Unknown name 170 State Highway 26, Newstead</del>	<del>Old paa site. A house has been built on the site, but provides a point of hapuu settlement in the area.</del>
<u>MSA256</u>	S14/50	Paa	Unknown name Fullerton Road, Rotokauri	Paa site, river terrace.
<u>MSA257</u>	S14/51	Paa	Unknown name Titoki Drive, Tauwhare	Old paa site. Area under vegetation, the area outside used for crops. No surface evidence.
<u>MSA258</u>	S14/54	Paa	Potuwaha Paa Titoki Drive, Tauwhare	This is the name of the paa that still exists adjacent to Braily House and the small hill that the house is built on. Potuwaha means 'nightglow', and refers to the embers of a fire seen at night.
<u>MSA259</u>	S14/55	Paa	Unknown name 345A Tauwhare Road, Tamahere	Paa is within a cluster settlement of paa. It has been destroyed by the construction of a culvert. It provides a point of hapuu settlement.
<u>MSA260</u>	S14/56	Paa	Unknown name 15 Vintners Lane, Tamahere	Gully paa. It had a deep eastern defensive ditch, now rounded and filled. Main surface of paa is flat with natural terracing at the western end.
<u>MSA261</u>	S14/61	Paa	Unknown name 80 Fuchsia Lane, Matangi	Paa site with possible terraces. Located at the westernmost end of the east-west oriented spur between two arms of Mangaharakeke Stream upper reaches.
<u>MSA262</u>	S14/68	Paa	Peehi Houkura Paa and Urupaa State Highway 23, Whatawhata	More noted as a kaainga. It is difficult to tell whether S14/68 was a paa or kaainga. The site would have been well-suited to fortification, with steep slopes down to a bench at river level on the west and vertical cliffs plunging into the water on the upstream side.
<u>MSA263</u>	S14/69	Paa	Unknown name 340B Rotokauri Road, Whatawhata	Paa site. On low ridge, eastern perimeter of bush, some several hundred metres due south of the intersection of Duck Road with Rotokauri.
<u>MSA264</u>	S14/70	Paa	Unknown name 161 Tamahere Drive, Tamahere	Small paa with a ditch and bank defence across the promontory. Paa approximately a quarter acre in area occupies a spur which is bounded on 3 sides by Waiti Stream.

<u>MSA265</u>	S14/75	Paa	Tuhikaramea or Tuikaramea Paa 64C Houghton Road, Whatawhata	Paa is on the edge of flat ridge. Cultivated soil at northern tip, ditches, scarp, pits, fences and gardens on lowest river terrace.
<u>MSA266</u>	S14/80	Paa	Te laia Paa/Mangapakiaki Paa Horotiu Road, Whatawhata	Small promontory paa. Single wide ditch and inner bank – Ngaati Mahuta, Ngaati Hourua and Te Ngaungau, Ngaati Maahanga. The hapuu served annually to plant, cultivate and to store white potatoes and kumara for huihui.
<u>MSA267</u>	S14/81	Paa	Pungapunga Paa and Kaainga 56 Blakett Road, Te Kowhai	Small headland paa with ditch and bank, 4m wide, scarp up to 3.5m high on the Waipa River. Contained several kaainga. The land around Ohote stream was extensively gardened for whaanau and for trade by Waikato Maori - Ngaati Mahaanga/Hourua.
	<del>S14/82</del>	<del>Paa</del>	<del>Unknown Name 167 Bell Road, Whatawhata</del>	<del>Very little is known about this site. It has a strategic river edge location.</del>
<u>MSA268</u>	S14/84	Paa	Unknown name 524B State Highway 1, Tamahere	Small promontory paa site with a ditch at the northern end. Findspot for artefacts, mainly adzes.
	<del>S14/85</del>	<del>Paa</del>	<del>Unknown name Windmill Road, Tamahere</del>	<del>Small paa with single pit defended by simple transverse ditch. Paa is in pasture, sides of ditch have been modified for vehicle access.</del>
<u>MSA269</u>	S14/87	Paa	Te Pepepe Paa Hakarimata Road, Ngaruawahia	Pre-1900 paa site and later became Pepepe Church Mission Station- Rev Ashwell. One of the Maori mission schools was on the opposite side of the river at what is known as Hopuhopu.
<u>MSA270</u>	S14/88	Paa	Unknown name 26A & B Kauri Lane, Huntly	Paa site with ditch across ridge, pits and possible terraces. A very important horticulture area on the lower slopes and along the Waikato area. Defended settlement.
<u>MSA271</u>	S14/96	Paa	Tukupoto Paa Hakarimata Road, Ngaruawahia	Hilltop paa above Kaitotehe. Also referred to by the same name as the paa site on the lower slope - it may be inclusive of the Kaitotehe area.
<u>MSA272</u>	S14/107	Paa	Unknown name 66 Pencarrow Road, Tamahere	Paa site with defensive ditch and bank and possible pits. East bank of the Waikato River, 650m south of the junction of Pencarrow Road with Airport Road.
<u>MSA273</u>	S14/108	Paa	Unknown name 96 Pencarrow Road, Tamahere	Promontory paa defended by two ditches on the landward approach. One definite and one possible terrace.

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<u>MSA274</u>	S14/117	Paa	Patuwai Paa 212D Newell Road, Tamahere	Rectangular escarpment edge paa. The paa is surrounded by a large area of garden soils and borrow pits, which are affected by a recent rural-residential subdivision.
<u>MSA275</u>	S14/118	Paa	Unknown name 23 Bedford Road, Te Kowhai	Rectangular paa outlined by simple defensive ditch. A simple defensive ditch cutting off a promontory formed by the Waipa River, and a tributary flowing into it from the East. Ngaati Mahaanga and associated hapuu.
<u>MSA276</u>	S14/119	Paa	Unknown name 430 Pickering Road, Tamahere	Paa site on a promontory with gullies on two sides, a possible ditch and a few depressions.
<u>MSA277</u>	S14/120	Paa	Unknown name Pickering Road, Tamahere	The paa was on the south bank of the Mangaone Stream c. 1.5km after its junction with the Mangaomapu Stream, southeast of Tamahere. Land has been levelled.
<u>MSA278</u>	S14/122	Paa	Unknown name Bedford Road, Te Kowhai	Whakapaku is a paa/kaainga within the Te Kowhai/Mangakowhai Paa area. These kaainga were all on the same land blocks and were only separated by the Otamanui Lagoon.
<u>MSA279</u>	S14/128	Paa	Manga-o-Tupua Paa 1596 State Highway 26, Eureka	Ring-ditch paa on summit of knoll. Knoll is east of Hamilton-Morrinsville Road - 600m east of the road and approximately opposite Schollum Road.
<u>MSA280</u>	S14/129	Paa	Maramatutahi Paa and Pukemoremore Reserve 1382 Tauhei Road, Tauhei	Ridgetop paa, extends for ca. 50m, terrace on northwestern and southwestern sides. Ditch and bank at northeastern end, five pits on main platform, several more pits down slope. A paa site sits on the southwest boundary next to the quarry.
<u>MSA281</u>	S14/169	Paa	Unknown name State Highway 1, Huntly	Desktop research has so far been inconclusive for information on Paa S14/169 site, although comments have been made that the hapuu Ngaati Mahuta and Whauroa were settled in the area of Taupiri and 1 mile north in Taupiri Maunga. (Ballara, Angela (1998))
<u>MSA282</u>	S14/173	Paa	Makiri Paa 11D Woodcock Road, Tamahere	Defended settlement. Paa site identified but appears to have been levelled. Within the vicinity of Maniapoto waahi tapu.
<u>MSA283</u>	S14/178	Paa	Rua's Kaainga State Highway 1, Taupiri	Historic kaainga site associated with a chief named Rua from Tarawera, who gave his daughter to Mahuta's son to make peace with Waikato.
<u>MSA284</u>	S14/197	Paa	Mangaharakeke or Titoki Paa 16D Titoki Drive, Tauwhare	The paa is on the terrace, headland that projects east at the top of the slope across the river behind the paa site at S14/54.

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<u>MSA285</u>	S14/211	Paa	Unknown name 57 Piako Road, Gordonton	The paa is located on the north side of the Komakorau Stream approx. opposite the Gordonton Hall. The borrow pits and garden soils are on either side of the tributary gully.
<u>MSA286</u>	S14/212	Paa	Unknown name 1154 Gordonton Road, Gordonton	Paa occupies a finger of land that juts out into the Komakorau stream gully. It had two transverse ditches. The paa is associated with a number of borrow pits and an area of Tamahere soils (Maaori garden soils).

<u>MSA287</u>	S15/19	Paa	Unknown name 48 Te Awa Lane, Tamahere	River terrace paa site. Most of western end of the paa destroyed by construction of the house in 1970-71. Defended hapuu settlement.
<u>MSA288</u>	S15/25	Paa	Pukeroro Paa <del>124</del> 102 Hooker Road, Tamahere	<u>The pa was mapped showing platform, terraces ditch and bank which are now not visible although the outline of the pa as a slight ridge is still visible and the low-lying area on its northern side</u>  <del>Three archaeological sites have been recorded on the property. These are two paa, S15/25 and S15/26, and a group of borrow pits S15/27.</del>
<u>MSA289</u>	S15/26	Paa	Unknown name 182 Hooker Road, Tamahere	Associated with S15/27. Paa site with ditch and bank, artefacts recovered from scoop, two burials recovered, patches of charcoal-rich soil.
<u>MSA290</u>	S15/34	Paa	Unknown name 512 Airport Road, Tamahere	Site has been severely modified by the construction of the 4 <sup>th</sup> green of the golf club (Narrows Golf Club). Defended hapuu settlement.
<u>MSA291</u>	S15/35	Paa	Oraka Paa 525 Pencarrow Road, Tamahere	Hilltop paa site with central platform 'tihi', one pit, terraces, scarp. At least two pits, one terrace and shell scatters along ridgetop. Also borrow pits and garden terraces on seaward slopes.
<u>MSA292</u>	S15/65	Paa	Unknown name 50 Te Awa Lane, Tamahere	Site was formerly lumped in with separate paa, some 200m away to the north west. It is described (or planned) on the site record form for N65/39 but is quite clearly a separate site. House built on paa site.
<u>MSA293</u>	S15/302	Paa	Unknown name 256 Hooker Road, Tamahere	Paa site with transverse ditch, ditch and bank.

<u>MSA294</u>		<u>Paa</u>	<u>Karamu Paa, a urupa</u>	<u>Ngati Wairere at Hukanui</u> <u>A significant heritage and cultural landscape of Ngāti Wairere at Hukanui (Gordonton), relating to a pa (Karamu), a urupa. and the stream Komakorau</u>
<u>MSA295</u>	<u>SS/84</u>	<u>Borrow Pits</u>	<u>5851 Great South Road</u> <u>Ngaruawahia</u>	<u>The horticultural soils, borrow pits and associated pa are of scale that makes them an outstanding and significant cultural and archaeological landscape in Aotearoa/New Zealand. It is an archaeological and cultural landscape created by the utilisation of the soils deposited by the Waikato River and is associated with Pukeiahua Pa. These are the most extensive complexes of Maori gardens identified in any region of New Zealand</u>
<u>MSA296</u>	<u>SS04</u>		<u>Awamarahi Island</u>	<u>Awamarahi was once a papakaainga and historical fishing site.</u>
<u>MSA297</u>	<u>SS02</u>		<u>Rangiriri-Meremere Takinga Wairua</u>	<u>Takinga Wairua was a papakaainga or village.</u>
<u>MSA298</u>	<u>SS03</u>		<u>Karihoa Island</u>	<u>(Island in the Waikato River - Wildlife Management Reserve) Karihoa was an old papakaainga area.</u>
<u>MSA299</u>	<u>SS04</u>		<u>Papakaainga Horahora Marae</u>	<u>This site is associated with the papakaainga of Horahora Marae.</u>
<u>MSA300</u>	<u>SS05</u>		<u>Lake Kopuera Refuge</u>	<u>Lake Kopuera is significant as a food basket for Waikato Hapuu.</u>
<u>MSA301</u>	<u>SS06</u> <u>SS07</u> <u>SS08</u> <u>SS09</u> <u>SS18</u>		<u>Te Onetea Stream</u> <del>Te Onetea Stream</del> <del>Te Onetea Stream</del> <del>Te Onetea Stream</del> <del>Te Onetea Stream</del>	<u>Te Onetea Stream was the only navigable stream for waka to travel between the Waikato River and Lake Waikare. It is also adjacent to historical papakaainga and cultivation lands.</u>
<u>MSA302</u>	<u>SS10</u> <u>SS11</u> <u>SS12</u>		<u>Maurea Islands</u> <del>Maurea Islands</del> <del>Maurea Islands</del>	<u>These islands accommodated the former location of Maurea Marae.</u>

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<u>MSA303</u>	SS13		Papakaainga Waka Tauranga and Cultivation Area Paetai	Paetai was a known cultivation area and papakaainga which accommodated a key hui in 1857 to discuss the potential of uniting Iwi and its lands under a Maaori King.
	SS14		<del>Papakaainga Waka Tauranga and Cultivation Area Paetai</del>	
	SS15		<del>Papakaainga Waka Tauranga and Cultivation Area Paetai</del>	
	SS16		<del>Papakaainga Waka Tauranga and Cultivation Area Paetai</del>	
	SS17		<del>Papakaainga Waka Tauranga and Cultivation Area Paetai</del>	
	SS19		<del>Papakaainga Waka Tauranga and Cultivation Area Paetai</del>	
	SS20		<del>Papakaainga Waka Tauranga and Cultivation Area Paetai</del>	
	SS21		<del>Papakaainga Waka Tauranga and Cultivation Area Paetai</del>	
	SS23		<del>Papakaainga Waka Tauranga and Cultivation Area Paetai</del>	

<u>MSA304</u>	SS24		Lake Waikare Marginal Strips	Lake Waikare was a historical food basket for Waikato hapuu. The surrounding lands and margins are identified as sites of significance as they were papakaainga, nohoanga kai, paa tuna and also urupa. During the Rangiriri battle in 1863, it is said that when Waikato-Tainui people fled from Rangiriri Pa, they ran towards and into Lake Waikare and Lake Kopuera while they were fleeing the battle and were shot by British soldiers. It is highly likely that some of the bones of persons associated with the battle are still in both lakes which are very significant to Waikato-Tainui.
	<del>SS25</del>		<del>Lake Waikare Marginal Strips</del>	
	SS26		Lake Waikare Conservation Area	
	<del>SS49</del>		<del>Lake Waikare Lake Bed</del>	
	<del>SS27</del>		<del>Lake Waikare Marginal Strips</del>	
	SS28		Lake Waikare Wildlife Management Reserve	
	<del>SS29</del>		<del>Lake Waikare Wildlife Management Reserve</del>	
	<del>SS31</del>		<del>Lake Waikare Marginal Strips</del>	
	SS32		Lake Waikare Marginal Strips	
	SS33		<del>Lake Waikare Marginal Strips</del>	
	SS34		<del>Lake Waikare Marginal Strips</del>	
	SS35		<del>Lake Waikare Marginal Strips</del>	
	SS36		<del>Lake Waikare Marginal Strips</del>	
	SS37		Lake Waikare South Shore Recreation Reserve	
	SS38		<del>Lake Waikare Marginal Strips</del>	
	<del>SS39</del>		<del>Lake Waikare Marginal Strips</del>	
SS40		<del>Lake Waikare Marginal Strips</del>		
<u>MSA305</u>	SS41		Tarakokomako Islands	Kaumatua have said that these islands are the home to Tarakokomako, one of Waikato-Tainui river Taniwha.
	SS42		<del>Tarakokomako Islands</del>	
<u>MSA306</u>	SS43		Motakorea Island	Motakorea Island (formerly part of Taipouri Island) was the kainga of Kokako in his later years. Kokako was the father of Tamainu Po and grandfather of Wairere.
<u>MSA307</u>	SS44		Hukanui-a-Muri Lands	These small parcels of land are associated with the papakaainga of Hukanui-a-Muri.
	SS45		<del>Hukanui-a-Muri Lands</del>	

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<u>MSA308</u>	SS46		Waahi Waka Tauranga	This site was a historical landing site for waka travelling to Waahi Pa. The land was taken under the Public Works Act to provide a transport corridor for the construction of the Genesis Power Station.
<u>MSA309</u>	SS47 SS48		Lake Waahi Wildlife Management Reserve  <del>Lake Waahi Wildlife Management Reserve</del>	These sites were significant in supporting the well-being of surrounding marae during poukai and significant events.
<u>MSA310</u>	SS30		Te Takapu o Waikato	Te Takapu o Waikato may have been known by another name which is still to be confirmed. However, it is understood that Te Takapu was one of the islands that held pahu (or war gongs) to signify and warn other Waikato Marae of approaching taua, or war parties.
<u>MSA311</u>	SS50  SS65  SS67  SS71		Maaori Gardens - Totality Hooker Road, Tamahere (1) Totality  <del>Hooker Road, Tamahere (2) Totality</del>  <del>Hooker Road, Tamahere (3) Totality</del>  <del>Hooker Road, Tamahere (4) Totality</del>	The site a significant cultural icon, gardening method which contributes to iwi and hapuu identity, and history of settlement in the locality.
<u>MSA312</u>	SS51  SS53  SS58  SS68		Teo Teo Paa, Whangamarino Redoubt/Pickards Redoubt and Huirama Paa Oram Road, Whangamarino	It is the place where the Ngaati Mahuta Rangatira, Te Huirama, Kaireperepe (affinal kin to) and Tianara (general) of Kingi Tawhiao, was charged with harrying and holding back the tide of Crown forces.
<u>MSA313</u>	SS52		Wainui Reserve Wainui Road, Raglan	Settlement cluster of Paa and Kaainga of Tainui Hapuu.
<u>MSA314</u>	<del>SS54</del>  SS62		Maaori Gardens - Totality Kernott Road (1)  Kernott Road (2) Horotiu	The site a significant cultural icon, gardening method which contributes to iwi and hapuu identity, and history of settlement in a locality.

<u>MSA315</u>	SS55		Horea Te Akau South, Te Akau	The sites represent an early pre-European cultural and archaeological landscape. Cluster of coastal paa indicates a valued coastal landscape for ancestral occupation.
<u>MSA316</u>	SS56		Tautauroa Urupaa - Waikorea Te Akau Coast Road, Te Akau	Pre-1900 Ancestral Urupaa of the Tainui, Tahinga, Paetoka, Koata Hapuu.
<u>MSA317</u>	SS57		Wiremu Te Awaitaia Kohatu & Urupaa Marine Parade, Raglan	Ngaati Hourua - gravesite and kohatu. (Includes Papahua 3 ML 21878)
<u>MSA318</u>	SS59		Hanatoria Paa Ringer Road, Tauwhare	Wharewaiora, place of healing, Te Waikato Sanitorium, the first institution for open-air treatment of tuberculosis. The Meeting house was replaced by the Villa in 1936.
<u>MSA319</u>	SS60 SS63		The Point Broadway, Ngaruawahia	Currently known as 'The Point'. A site of pre 1900 history that connects to the Hakarimata Range, Puke-i-aahuaPaa to the naming of Ngaruawahia and the Kingitanga movement, followed by European occupation.
<u>MSA320</u>	SS61		Oioroa Aotea North Head Phillips Road, Aotea	Oioroa Aotea North Heads Scientific Reserve In the past there were attempts at pasture conversion, military bombardment and then a scientific reservation. The sand holds a record of the ancestors of claimants through their bones, pits, tools, treasures and rubbish tips. That record is of major importance to both the hapuu and western archaeology but for crucially different reasons.
<u>MSA321</u>	SS64		Putoetoe Paa Wi Neera Street, Raglan	Paa site of Ngaati Mahaanga, Ngaati Hourua. Currently recorded as a redoubt R14/341.
<u>MSA322</u>	SS66		Reretau Urupaa - Waimai Te Akau Coast Road, Te Akau	Pre-1900 Ancestral Urupaa of the Tainui, Tahinga, Paetoka, Koata Hapuu.
<u>MSA323</u>	SS70		Te Toto Whaanga Road, Raglan	Contains the Te Toto Paa and a complex of stone features, pits, karaka grove, terraces and gardening area.

<a href="#">MSA324</a>	<a href="#">SS69</a>		Te Aukatiki Maungatawhiri Oram Road, Whangamarino	1863 river crossing of the Maungatawhiri stream which begun the invasion of the Waikato.
<a href="#">MSA325</a>	<a href="#">SS72</a>		Toreparu Wetland and Horokawau Falls Phillips Road, Te Mata	Although primarily a significant ecological area, the 13 Paa and kaainga sites near the wetland contribute to the significance and wealth of resources that were available to sustain Iwi/hapuu.
<a href="#">MSA326</a>	<a href="#">SS73</a>		Te Paina Paa	An important settlement and horticultural area. Te Puea Herangi built this paa at Mangatawhiri. It was here that she gathered together and to support the men liable for conscription to WW1.
<a href="#">MSA327</a>	<a href="#">SS74</a>		Rangiriri Church and Cemetery Rangiriri Road, Rangiriri (Opposite Rangiriri & Heritage Centre)	Stood until 1863. Was then abandoned and a military graveyard was established. (S13/118)
<a href="#">MSA328</a>	<a href="#">SS75</a>		Puke-i-aahua Paa and Gardens Havelock Road Nth, Ngaruawahia	Puke-i-aahua retains substantial integrity as a marker of pre-European settlement significant to Tamainupo Hapuu and later to Waikato Kingitanga. The features are strongly linked to Maaori garden practices that are adjacent to the paa and the Waikato river.
<a href="#">MSA329</a>	<a href="#">SS76</a>		Maniapoto Urupaa - Tauwhare	Ancestral urupaa, originally part of the Maniapoto Paa (S14/131)
<a href="#">MSA330</a>	<a href="#">SS77</a>		Meremere Paa and Redoubt Te Puea Avenue, Meremere	Meremere Paa (S13/116) was a complex site constructed to resist the British advance in 1863. Col. Mould of the Royal Engineers was in charge of remodelling the central area of the paa and the new earthworks were laid out by surveyor Charles Heaphy. It consisted of a small central summit fort, extensive rifle trenches, gun emplacements, and small satellite forts. (Redoubt S13/7)
<a href="#">MSA331</a>	<a href="#">SS78</a> <a href="#">SS79</a> <a href="#">SS05</a>		Rangiriri State Highway, Rangiriri	Includes Rangiriri and Te Wheoro Paa, Lake Karaka and riparian wetlands.
<a href="#">MSA332</a>	<a href="#">SS80</a>		Patikirau Kohatu and Urupaa	Ancestral Urupaa of the Tainui, Tahinga, Paetoka, Koata Hapuu.
<a href="#">MSA333</a>			<a href="#">Riria Kereopa Memorial Drive</a>	<a href="#">Urupaa</a>

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<u>MSA334</u>	R13/110	<u>Paa</u>	<u>Karorumanui Paa</u>	<u>Ridfe paa with pit, terrace and midden. Prominent hill at westend of Maunsell Road Port Waikato</u>
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### Appendix C

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