

**Appendix A: Further Submission of the Heritage New Zealand Pouhere Taonga to The Waitomo District Council Proposed District Plan
Summary of Submissions**

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Heritage New Zealand Pouhere Taonga = HNZPT

Waitomo District Council Proposed District Plan = WDC PDP

Heritage New Zealand Pouhere Taonga Act 2014= HNZPTA

WDC PDP provision number	Submitter name, number, point number & content	HNZPT support or oppose	Reasons	Relief sought by the HNZPT
Part 2 District Wide Matters-17 Energy				
ENGY-P1	<p>Ventus Energy Submission point 42.04</p> <p>The submitter seeks that the ENGY-P1 is amended as follows;</p> <p><i>“Enable the ongoing operation, maintenance, repair, <u>replacement</u> and minor upgrade of existing renewable electricity generation activities within the district, providing significant adverse effects on the environment are avoided, remedied or mitigated.”</i></p>	Oppose	HNZPT has sought amendments to this policy. The proposed additions sought by the submitter could cause adverse effects on historic heritage.	That the submission point is declined.
ENGY-P4	<p>Forest and Bird Submission point 47.18</p> <p>That Policy ENGY-P2 is amended to “protect” the values of the overlays and scheduled sites and features.</p>	Support	HNZPT has sought similar amendments to this policy, therefore supports the intent of this submission.	That the submission point be allowed.
ENGY-P4	<p>Ventus Energy Submission point 42.05</p> <p>The submitter seeks deletions to this policy as they consider that a portion of the existing policy covers all effects.</p> <p>Amend ENGY-P4 as follows; “1.... 2.....</p>	Oppose	HNZPT sought that this policy is retained and considers that the proposed deletions will dilute the breadth and nature of the policy, in particular the consideration of effects on scheduled sites, features and overlays.	That the submission point is declined.

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	<p>3. the scale, intensity duration or frequency of the activity's effects including at the time of construction; and 4. Adverse amenity, visual, traffic generation, safety, light overspill, shadow, earthworks, glare and noise effects; and 5. Adequate separation distances from existing and consented sensitive activities to ensure conflict between activities, adverse effects and reverse sensitivity effects are minimised; and 6. Effects on scheduled sites, features or overlays. In doing so...</p>			
<p>ENGY-P5</p>	<p>Ventus Energy Submission point 42.06</p> <p>The submitter seeks amendments to this policy as they consider that the reference to just avoidance is too extreme when considering investigation.</p> <p>Amend ENGY-P5 as follows;</p> <p><i>"Allow activities associated with the investigation, identification and assessment of potential sites and energy sources for renewable electricity generation, however they effects must be avoided, remedied or mitigated within: ...</i></p>	<p>Oppose</p>	<p>HNZPT sought amendments to this policy and considers it is helpful for the plan to advise where activities should be avoided. Consideration of activities being remedied, or mitigation may not be sufficient or appropriate in locations where they should be avoided.</p>	<p>That the submission point is declined.</p>
<p>ENGY-P5</p>	<p>King Country Energy Submission point 33.16</p>	<p>Oppose</p>	<p>HNZPT sought amendments to this policy and considers it is helpful for the plan to advise where activities should be avoided. Consideration of works in these sensitive</p>	<p>That the submission point is declined.</p>

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	<p>The submitter seeks amendments to this policy as they consider that the reference to just avoidance is too extreme when considering investigation.</p> <p>Amend ENGY-P5 as follows;</p> <p><i>“Allow activities associated with the investigation, identification and assessment of potential sites and energy sources for renewable electricity generation, however they effects must be avoided within <u>the following areas, unless any adverse effects associated with them are no more than minor in scale,; ...</u></i></p>		sites may not be sufficient or appropriate in locations where they should be avoided.	
ENGY-P6	<p>Ventus Energy Submission point 42.07</p> <p>The submitter seeks deletions to this policy as they are concerned that lower-level landscapes and features may be re-elevated in their importance.</p> <p>Amend ENGY-P6 as follows; <i>“Recognise that increasing levels of renewable electricity generation activities may alter existing visual amenity values, but the level of adverse visual effects may not be appropriate in some overlays, scheduled sites and features”.</i></p>	Oppose	HNZPT sought that this policy was retained as notified and HNZPT is concerned that the proposed deletions may cause adverse effects to historic heritage.	That the submission point is declined.
ENGY-P6	<p>King Country Energy Submission point 33.07</p>	Oppose	HNZPT sought that this policy was retained as notified and HNZPT is concerned that the proposed deletion may cause adverse effects to historic heritage.	That the submission point is declined.

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	The submitter seeks to delete this policy, as they consider that there are other policies that consider the context of the receiving environment.			
ENGY-R5/R6	King Country Energy Submission point 33.30 The submitter seeks to Amend ENGY-R5 and ENGY-R6 to provide one rule for freestanding solar panels.	Oppose	HNZPT sought that these rules were retained as notified and HNZPT is concerned that the proposed amendments may cause adverse effects to historic heritage.	That the submission point be declined.
ENGY-R10. Renewable energy exploration activities	Ventus Energy Submission point 42.11 The submitter seeks that the activity status for renewable energy exploration is amended from non-complying to discretionary activity.	Oppose	HNZPT sought that this rule was retained as notified as the activity status aligned with policy that sought avoidance of exploration in specific areas, some of which were historic heritage locations. HNZPT considers that the proposed amendments may have adverse effects on historic heritage.	That the submission point be declined.
ENGY-R11. New Renewable electricity generation activities including Community scale renewable energy activities not provided for elsewhere in Table 1	Ventus Energy Submission point 42.13 The submitter seeks; Retain NGY-R11 Table 1 – Discretionary status for General rural zone and landscapes of high amenity value and significant natural areas (local significance) as notified.	Oppose	HNZPT supported the non-complying activity status of this rule as notified and is concerned that the discretionary activity status may cause adverse effects to historic heritage.	That the submission point be declined.
Part 2 District Wide Matters-19 Network Utilities				
NU-P11	Forest and Bird Submission point 47.49 The submitter seeks that Policy NU-P11 is amended to “protect” the values of the overlays and scheduled sites and features.	Support	HNZPT sought the retention of this policy and considers that the proposed wording would enhance the policy by providing improved protection for scheduled sites, features and overlays, therefore supports this submissions intent.	That the submission point is allowed.

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WDC PDP provision number	Submitter name, number, point number & content	HNZPT support or oppose	Reasons	Relief sought by the HNZPT
NU-P21	Transpower Submission point 31.48 The submitter seeks to amend this policy, such that in the event of conflict over scheduled sites, policies NU-P20/21 and 22 take precedence, which is the National Grid.	Oppose	Transpower advises that there are a number of schedules that do not have sites within the national Grid, therefore this amendment does not cause any issues. However, the exclusions do not cover all the relevant schedules and there may be adverse effects on historic heritage.	That the submission point is declined.
NU-P22	Forest and Bird Submission point 47.53 The submitter seeks to amend the policy with an inclusion of a reference to <i>“otherwise managing adverse effects in accordance with the ECO provisions.”</i>	Oppose in part	HNZPT sought the retention of this policy and is unclear as to the possible impacts of managing adverse effects in accordance with the Eco provisions and the possible impacts for scheduled sites, features and overlays, therefore seeks the submissions is declined.	That the submission point is declined.
NU-P22	Transpower Submission point 31.49 The submitter seeks to amend this policy, such that reference to historic heritage scheduled sites are deleted.	Oppose	The proposed amendments may be adverse effects on historic heritage NU-P22e.	That the submission point is declined.
NU-P22	Federated Farmers of New Zealand-Waikato Submission point 46.22 The submitter seeks to amend the policy such that the adverse effects on the rural environment are avoided remedied or mitigated.	Oppose	The proposed amendments could result in adverse effects on historic heritage.	That the submission point is declined as are any related changes.
NU-R2 National Environmental Standards for Telecommunication Facilities (NESTF) 2016.	Chorus, Connexa, Spark and Vodafone Submission point 09.11	Oppose	The proposed exemption could cause adverse effects to historic heritage.	That the submission is declined.

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	The submitter seeks that a portion of rule NU-R2 is exempt from the default status of restricted discretionary or discretionary consent.			
NU-R15 New underground network utilities, except for gas pipelines where the gauge pressure exceeds 2,000 kilopascals.	Chorus, Connexa, Spark and Vodafone Submission point 09.15 The submitter seeks that a portion of rule NU-R15 is amended to make it clear that the permitted activity in roads applies even when the road traverses an overlay where it would otherwise not be permitted.	Oppose	The proposed exemption could cause adverse effects to historic heritage.	That the submission is declined.
NU-R17 Upgrading of existing above ground network utilities.	Ventus Energy Submission point 42.18 The submitter seeks that the rule is amended to provide greater certainty to network utility providers, but no detail is given as follows; Amend NU-R17 Table 2 and in particular NU-R44 by reducing the number of performance standards required to be complied with to retain permitted activity status.	Oppose	That the proposed amendments could have adverse effects on historic heritage.	That the submission point is declined.
NU-R21 New telecommunication poles and new antennas attached to poles that are not a regulated activity under the NESTF.	Chorus, Connexa, Spark and Vodafone Submission point 09.16 Seeks that the activities in rule NU-R21 are permitted in a number of zones.	Oppose	The proposed exemption could cause adverse effects to historic heritage.	That the submission is declined.
Proposed new rule	Chorus, Connexa, Spark and Vodafone Submission point 09.17	Oppose	The proposed new rule could cause adverse effects to historic heritage.	That the submission is declined.

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	The submitter seeks a new rule for new poles and attached antennas in Roads, not regulated or complying with the NESTF as a controlled activity for 15m or the permitted height and attached antennas in the adjacent zones, which ever is greater and 700 widths for the antennas, antenna headframe and any shroud mounted pole.			
Part 2-District Wide matters-24-Historic Heritage				
New Policy Historic Heritage Access to Significant Archaeological sites	Federated Farmers of New Zealand-Waikato Submission point 46.32 The submitter seeks a new policy related to access Significant Archaeological sites, and Sites and Areas of Significance to Māori.	Support in part	HNZPT has sought amendments to the PDP to encourage access to SASM sites and there could be benefit in the same for scheduled archaeological sites, although the Significant archaeological site schedule in the PDP consists of only 5 sites, and HNZPT understands that most if not all of the sites are in public land. There may be no benefit in such a policy related to archaeological sites, given they are already on public land.	Subject to clarification the submission point is accepted
Proposed New additional Rule ermitted rule for fencing etc in Significant archaeological sites, and cultivation of land for primary production or protection purposes	Federated Farmers of New Zealand-Waikato Submission point 46.36 The submitter seeks a new policy related to fencing in Significant Archaeological sites.		The Significant archaeological site schedule in the PDP consists of only 5 sites, and HNZPT understands that most if not all of the sites are in public land. HNZPT considers that in this instance both rules are not required.	That the submission point be declined.
HH-R13	Manulife Forest Management New Zealand Ltd (MFM NZ) Submission point 08.09 The submitter seeks that discretionary <u>activity</u> is amended to restrict <u>ed</u> discretion <u>ary. to direct effects only.</u>	Oppose	The submitter seeks the amendment of the discretionary status activity of earthworks to restricted discretionary. For -As- a discretionary activity all effects can be considered and HNZPT considers that the rule should be retained in its current format.	That the submission point is declined.

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HH-R13	<p>NZ Forest Managers Submitter Point 30.09</p> <p>The submitter seeks that the discretionary activity rule for earthworks in an archaeological site is deleted.</p>	Oppose	The submitter seeks the deletion of the discretionary activity status of earthworks in scheduled archaeological sites. There are a very small number of scheduled archaeological sites, therefore HNZPT does not consider that this rule is onerous. The deletion of this rule may cause adverse effects on historic heritage	That the submission point is declined.
HH-R13	<p>Federated Farmers of New Zealand-Waikato Submission point 46.33</p> <p>The submitter seeks to amend earthworks in a significant archaeological site from discretionary to restricted discretionary activity.</p>	Oppose	That the proposed amendments could have adverse effects on historic heritage.	That the submission point is declined.
HH-R14	<p>Federated Farmers of New Zealand-Waikato Submission point 46.34</p> <p>The submitter seeks to amend the new buildings or structures in a significant archaeological site rule from discretionary to restricted discretionary activity.</p>	Oppose	That the proposed amendments could have adverse effects on historic heritage.	That the submission point is declined
HH-R15	<p>Federated Farmers of New Zealand-Waikato Submission point 46.35</p> <p>The submitter seeks to amend the repositioning of an existing buildings or structures in a significant archaeological site rule from discretionary to restricted discretionary activity.</p>	Oppose	That the proposed amendments could have adverse effects on historic heritage.	That the submission point is declined.
HH-R17	<p>P F Olsen Submitter point 19.11</p> <p>NZ Forest Managers</p>	Oppose	The submitters seeks seek the deletion of the non-complying activity, plantation forestry in scheduled archaeological sites. There are a very small number of scheduled archaeological sites, in public land, therefore	That the submission point be declined

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	<p>Submitter point 30.10</p> <p>Manulife Forest Management New Zealand Ltd (MFM NZ)</p> <p>Submitter point 8.10</p> <p>The submitter <u>s</u> seeks various options to amend the rules related to works in a scheduled archaeological site.</p>		<p>HNZPT does not consider that this rule is onerous. The deletion of this rule may cause adverse effects on historic heritage.</p>	

Part 2-District Wide Matters-25-Sites and Areas of Significance to Māori

<p>New Objective Access to Sites and Areas of Significance to Māori (SASM)</p>	<p>Federated Farmers of New Zealand-Waikato Submission point 46.37</p> <p>The submitter seeks a new policy related to access to SASM.</p>	<p>Support in part</p>	<p>HNZPT has sought amendments to the PDP in the form of incentive provisions for access to SASM. HNZPT could be supportive of the proposed objective subject to consultation occurring with Council and landowners as required as this may further encourage parties to provide access to these important SASM sites.</p>	<p>That the objective, or similar intent is retained.</p>
<p>SASM-P7</p>	<p>Federated Farmers of New Zealand-Waikato Submission point 46.38</p> <p>The submitter seeks an amendment to policy P7 as follows; <i>“Earthworks must be managed to avoid <u>significant</u> adverse effects on the values of scheduled sites”.</i></p>	<p>Oppose</p>	<p>HNZPT is concerned that the amendment to managing only significant adverse effects will cause long term harm to these finite resources.</p>	<p>That the submission point is declined.</p>
<p>SASM-P9</p>	<p>Federated Farmers of New Zealand-Waikato Submission point 46.39</p> <p>The submitter seeks an amendment to Policy P9 related to the provision of access to SASM sites requiring council involvement.</p>	<p>Support in part</p>	<p>HNZPT has sought amendments to the PDP in the form of incentive provisions for access to SASM. HNZPT could be supportive of the proposed amendment to Policy P9 subject to consultation occurring with Council and landowners as required as this may further</p>	<p>Subject to consultation with relevant parties the submission point is accepted.</p>

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			encourage parties to provide access to these important SASM sites.	
SASM-R7	<p>Federated Farmers of New Zealand-Waikato Submission point 46.42</p> <p>The submitters seek that clarity is provided around minor earthworks and that they are a permitted activity.</p>	Oppose	<p>HNZPT has submitted in their primary submission that that these activities should be assessed through a consent process as a restricted discretionary as they have the potential for adverse effects on these important sites. These activities itemised in SASM-R7 should be merged with earthworks for any other purpose-SASM-R8.</p>	That the submission point is declined.
SASM-R7	<p>Federated Farmers of New Zealand-Waikato Submission point 46.43</p> <p>The submitters seek amendments to point 3 and 4 of R7, such that earthworks for fences and driveways can occur on same or similar alignments as a permitted activity.</p>	Oppose	<p>HNZPT has submitted in their primary submission that that these activities should be assessed through a consent process as a restricted discretionary as they have the potential for adverse effects on these important sites. These activities itemised in SASM-R7 should be merged with earthworks for any other purpose-SASM-R8.</p>	That the submission point be declined.
SASM-R8	<p>NZ Forest Managers Submitter Point 30.11</p> <p>The submitter seeks the deletion of the non-complying activity, plantation forestry in SASM sites.</p>	Oppose	<p>The submitter seeks the deletion of the non-complying activity, plantation forestry in SASM sites. As there are a very small number of scheduled SASM sites, HNZPT does not consider that this rule is onerous. The deletion of this rule may cause adverse effects on historic heritage.</p>	That the submission point be declined.
SASM-R13	<p>PF Olsen Submitter point 19.12</p> <p>NZ Forest Managers Submitter Point 30.12</p> <p>Manulife Forest Management New Zealand Ltd (MFM NZ) Submitter point 8.11</p>	Oppose	<p>The submitters seek the deletion of the non-complying activity, plantation forestry in SASM sites. As there are a very small number of scheduled SASM sites, HNZPT does not consider that this rule is onerous. The deletion of this rule may cause adverse effects on historic heritage</p>	That the submission point be declined.

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	The submitter seeks various options to amend the rules related to works in a scheduled SASM site.			
Part 2-District Wide Matters-29-Subdivision				
Sub-R1-Residential, Settlement & Tourism Zones	Kainga Ora Submission point 36.13 The submitter seeks that SUB-R1 is amended as follows: “Restricted Discretionary Controlled ... <u>Restricted Discretionary</u> : where compliance is not achieved. And, any further, alternative or consequential relief as may be necessary to fully achieve the relief sought.”	Oppose	The submitter seeks a change in activity status from restricted discretionary to controlled activity based on compliance with standards. Subdivision has the potential to cause adverse effects on historic heritage and HNZPT considers that the restricted discretionary activity status and associated assessment criteria, rather than controlled activity status, should be retained for this activity.	That the submission point be declined.
SUB-R2 Boundary Adjustments	Kainga Ora Submission point 36.14 The submitter seeks to amend SUB-R2 as follows: “Restricted Discretionary Controlled: <u>Restricted Discretionary</u> : where compliance is not achieved. And, any further, alternative or consequential relief as may be necessary to fully achieve the relief sought.”	Oppose	The submitter seeks a change in activity status from restricted discretionary to controlled activity based on compliance with standards. Subdivision has the potential to cause adverse effects on historic heritage and HNZPT considers that the restricted discretionary activity status and associated assessment criteria, rather than controlled activity status, should be retained for this activity.	That the submission point be declined.
Schedules				
Sched 3-Sites and Areas of Significance to Māori (SSM099-A), And	Sudesh Machra Submitter point 48.02.		The SASM site and its extent are also of interest to HNZPT as a site known to HNZPT as Kākāmorā.	HNZPT seeks that the extent of the SASM site (SSM099-A) in Schedule 3-Sites and areas of Significance to Māori and the

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<p>SCHED 4-Sites and Areas of Significance to Māori-Wahi Tapu</p>	<p>The submitter seeks a different extent for the Schedule 3-SASM site SSMO99-A, than that shown in the proposed plan maps.</p>		<p>HNZPT has recently listed Kākāmorua with an associated extent and therefore seeks the inclusion of Kākāmorua, Hangatiki (List no. 9859) with the extent as approved by the HNZPT into both Sched 3-Sites and Areas of Significance to Māori (SSMO99-A), and SCHED 4-Sites and Areas of Significance to Māori-Wahi Tapu. The HNZPT listing report is attached to this submission.</p> <p>Scheduling in the District Plan ensures that the Wahi Tapu is provided with statutory protection.</p>	<p>associated planning maps is amended to the same extent as the HNZPT listing of the same.</p> <p>HNZPT seeks that the HNZPT Wahi Tapu, known as Kākāmorua is included into SCHED 4-Sites and Areas of Significance to Māori-Wahi Tapu and the associated Planning Maps. The details of the new Wahi Tapu listing, that need to be included into these schedules are contained in Appendix 2, to the HNZPT submission.</p>
<p>SCHED 4-Sites and Areas of Significance to Māori-Wahi Tapu and associated mapping</p>	<p>Te Nehenehenui Trust Submitter point 50.34</p>	<p>Oppose in part</p>	<p>As part of the development of a proposed Plan, HNZPT seeks that all HNZPT listed items are included in the heritage schedules of district plans to afford them the greatest level of protection possible.</p> <p>HNZPT supports, in part only, how the HNZPT wahi tapu have been included into schedule 4 of the draft plan. HNZPT is very concerned that not all the HNZPT wahi tapu are correctly included into the schedule and therefore will not be mapped correctly and subject to the associated rule framework. This will not enable <i>“the relationship of Māori and their culture and traditions with their ancestral lands, water, sites, waahi tapu and other taonga”</i></p>	<p>That the mapped extent of Pehitawa is extended to the same extent as the HNZPT listing.</p>

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			<p>and will not ensure the sites ongoing protection from <i>“inappropriate subdivision use and development”</i>, all of which are required by the RMA.</p> <p>Of particular concern is the insufficient recognition of Pehitawa (HNZPT listing # 7332). HNZPT acknowledges the ongoing discussions related to this issue, the increased extent of Pehitawa from the draft plan version and looks forward to continuing dialogue around this important matter.</p> <p>HNZPT considers that it is important to recognise in any listing or scheduling in particular with sites and areas of significance to Māori, that often these sites are not discreet isolated places but a collection of places and also the spaces between the places that all capture the ancestral footprint. All of these sites/places have been listed by Heritage New Zealand as worthy of protection having been nominated by Mana Whenua and approved by the Māori Heritage Council.</p>	