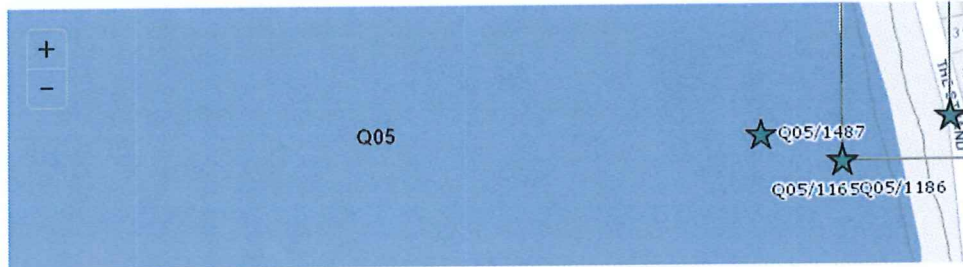


NZAA Site Number Q05/1487

Status Approved

Historic wharf, recorded from documentary sources.



Site inspected by	on
NZTM Coordinates	E 1701925 N 6097337
Source of spatial data	On Screen
Finder Aid	The site is located at Russell in the Bay of Islands. The site is situated at approximately the mid-point of Russell Beach and extends out into the sea for a distance of approximately 100m.
Site Type	Transport/ communication
Features	Wharf/ jetty
Description	<p>Updated: 22/11/2011 - NZTM E1701925 / N6097337 (On Screen). The site located on or within the seafloor and extends to approximately 5-7m above the seafloor (1-2m above sea level). The site consists of what appears to be the Russell wharf shown in a photograph dating to 1890 (D.Beere), which shows the wharf with a number of structures located on the wharf itself. This matches the reconstruction from old land plans undertaken by McLean and Maingay in 1988, which shows three structures located on the wharf (Preliminary Notes on Archaeological Features of Early Pioneer Settlement at Russell, in the Bay of Islands). The earliest reference to a wharf at Russell is from a John Kinder image dated 1858 (Watercolour entitled Kororareka, Bay of Islands-1858) A wharf is also shown in a photograph by Matthew Moresby, also dated 1858. A further wharf was constructed after 1858 as Thomas Kemp (watercolour entitled 1866 Bay of Islands) and John Kinder (photograph) record two wharves at Russell in 1866 and 1868 respectively. By the 1890s a wharf had been constructed in what appears to be the position and location of the existing Russell Wharf, and the Beere photograph shows the remains of wharf piles in the foreground to the south of the existing wharf which are possibly the remains of the 1850s and 1860s wharves recorded by Kinder, Moresby and Kemp. The wharf superstructure above sea level is in reasonable to poor condition. The area of the historic wharf under the existing wharf is located on, or in, the seafloor and is unable to be assessed. In an area adjacent to an existing section of wharf (which post-dates 1900AD) being looked at for up-grading by Far North Holdings Ltd. See also: Report: Callaghan, E. 2011. Archaeological Assessment of a Proposed Wharf up-grade at Russell, Bay of Islands. Unpublished Client Report. Auckland: Northern Archaeological Research Ltd. Updated by: Callaghan, Elisabeth.</p>
Name	
Ethnicity	Non Maori
Period	Colonial 1840-1900
Associated Sites	
Condition	
Condition Notes	
Land Use	
Threats	

Site Documents

Name	Status
Russell Wharf Upgrade Archaeological Assessment of Effects	

APPENDIX TWO

Accidental Discovery Protocol

Archaeological features and remains can take the form of burnt and fire cracked stones, concentrations of charcoal, rubbish heaps (Middens) including shell, bone and/or 19th century glass and ceramics (crookery, plates, dishes or tableware) bricks or brick fragments, artefacts of Maori and early European origin, or human burials. Attention should also be paid to buried timber structures, especially on the foreshore of Russell.



HERITAGE NEW ZEALAND
POUHERE TAONGA

Heritage New Zealand Pouhere Taonga Archaeological Discovery Protocol

In the event that an unidentified archaeological site is located during works, the following applies;

1. Work shall cease immediately at that place and within 20m around the site.
2. The contractor must shut down all machinery, secure the area, and advise the Site Manager.
3. The Site Manager shall secure the site and notify the Heritage New Zealand Regional Archaeologist. Further assessment by an archaeologist may be required.
4. If the site is of Maori origin, the Site Manager shall notify the Heritage New Zealand Regional Archaeologist and the appropriate iwi groups or kaitiaki representative of the discovery and ensure site access to enable appropriate cultural procedures and tikanga to be undertaken, as long as all statutory requirements under legislation are met (*Heritage New Zealand Pouhere Taonga Act, Protected Objects Act*).
5. If human remains (koiwi tangata) are uncovered the Site Manager shall advise the Heritage New Zealand Regional Archaeologist, NZ Police and the appropriate iwi groups or kaitiaki representative and the above process under 4 shall apply. Remains are not to be moved until such time as iwi and Heritage New Zealand have responded.
6. Works affecting the archaeological site and any human remains (koiwi tangata) shall not resume until Heritage New Zealand gives written approval for work to continue. Further assessment by an archaeologist may be required.
7. Where iwi so request, any information recorded as the result of the find such as a description of location and content, is to be provided for their records.
8. Heritage New Zealand will determine if an archaeological authority under the *Heritage New Zealand Pouhere Taonga Act 2014* is required for works to continue.

It is an offence under S87 the *New Zealand Pouhere Taonga Act 2014* to modify or destroy an archaeological site without an authority from Heritage New Zealand irrespective of whether the works are permitted or a consent has been issued under the Resource Management Act.

Heritage New Zealand Regional archaeologist contact details:

Brooke Jamieson
Regional Archaeologist
Heritage New Zealand, Northland Office
PO Box 836
KERIKERI 0245 Phone (09) 407 0473 Email bjamieson@heritage.org.nz

C VALUES ASSESSMENT FOR SITES OF INTEREST TO MAORI

14 Tangata Whenua and Applicant Consultation Details: - sections 46(2)(g) and 46(2)(h).

The applicant, Far North Holdings has met with Emma Gibbs Smith and Kororareka Marae Society (KMS) representative Diane Tito Salive. Information has been shared and a letter of support received from KMS dated 16 June 2015 and a signed pg 6 from Emma Gibbs Smith dated 2/9/15 which also supports the proposal.

Letter from KMS dated 16/06/15

Signed Page 6 Emma Gibbs Smith dated 2/9/15

Consultation is considered adequate for this application.

15 Tangata whenua and Archaeologist cultural access & support– section 45(2)(b)(i) & (ii)

Iwi/hapu have worked with the archaeologist nominated on the application, Wesley Maguire in a limited capacity and have never raised any concerns about his attitude to cultural heritage issues. All archaeologists would benefit from general up-skilling in this aspect which may be addressed by way of on-site hands-on training. Iwi/hapu would also provide him with the appropriate cultural support if required. I believe that he has the requisite competencies for recognising and respecting their Maori values.

16 Summary of Maori Values of affected site: – section 46(2)(g)

The archaeological site and features concerned are a midden site, identified in the immediate area of proposed works. The site has important Maori values to the iwi/hapu. It lies within an important historical landscape for both Maori and non-Maori especially throughout the early contact period.

17 Effects of Proposed Development on Maori Values: – section 46(2)(g)

The proposal is to upgrade the existing steps and retaining walls of Russell wharf at the wharf end north and south of the wharf end to improve access to the beach. The effects of the proposal on the Maori values of un-recorded archaeological (and traditional) sites will depend on the nature of any such sites and the degree to which they may be disturbed however it is likely to be minor in the wider context. Iwi/hapu do not oppose the proposal or the granting of an authority.

18 Comment on what will be undertaken to offset known impacts on the Maori values e.g signed protocols that meet legal requirements:- section 46(2)(g)

The development has been designed to avoid impacts on areas where there are recorded archaeological sites or suspected archaeological deposits. The only area where there will be a potential to impact archaeological deposits is through the removal of the concrete steps to the south of the wharf. Mitigation activities have been incorporated into the proposal and have been negotiated between the applicant and iwi/hapu. Any unavoidable adverse effects shall be mitigated by way of archaeological monitoring, recording and investigation of the evidence or features uncovered during the works.



HERITAGE NEW ZEALAND
POUHERE TAONGA

Form A Application for a General Archaeological Authority

This form is for a general authority which involves an activity that will or may modify or destroy the whole or any part of any archaeological site or sites within a specified area of land, whether or not a site is a recorded archaeological site or is entered on the New Zealand Heritage List.

Stage 1: Pre-Application

It is recommended that you undertake pre-application discussions with Heritage New Zealand Pouhere Taonga during the planning stages of your project, prior to submitting this form (see accompanying Guide A for contact details). This will ensure that the process will run as smoothly as possible. It is also recommended that during consultation with Tangata Whenua or Moriori (Chatham Islands), cultural protocols are established and agreed upon to ensure all parties are aware of what is expected on site while the proposed works are taking place.

Stage 2: Completing the Form

Accompanying this form is Guide A which contains information to assist in its completion. A checklist can also be found at the back of this form to ensure all required information has been provided.

Stage 3: Submitting the Form

This form plus any accompanying pages and reports may be received in electronic or hard copy format. Electronic applications must be legible, and maps and plans provided in colour at a minimum of 400dpi. Emailed electronic applications must be no larger than 10MB. Hard copy applications can be posted to the relevant Heritage New Zealand Pouhere Taonga office (see accompanying Guide A for details).

Stage 4: What Happens Next?

You will be informed in writing within five working days from receipt at the relevant Heritage New Zealand Pouhere Taonga office as to whether your application has been accepted.

Please direct any enquiries to the relevant Heritage New Zealand Pouhere Taonga office, who are here to help (see the accompanying Guide A for contact details).

There is **no fee** associated with Heritage New Zealand Pouhere Taonga processing your authority application.

Please note that once an authority is issued, it is subject to a 15 working day appeal period (plus three working days to allow receipt by all parties if sent by post), during which time the authority cannot be exercised.

If you are the owner of the land to which this authority relates, you are required to advise any successor in title that this authority applies in relation to the land. This will ensure that any new owner is made aware of their responsibility in regard to the Act.

This application is a legal document and is subject to the *Official Information Act 1992*.

Form A application

Heritage New Zealand
Pouhere Taonga use only

Date received:

Application no:

Archaeologist:

SECTION A: APPLICATION SUMMARY

A.1. Name of Applicant

Name: Russell Wharf and Waterfront Trust

A.2. Location Details

Address/location to which the application relates:

Located on The Strand (at the west end of Cass Street), Russell, Northland
Location map is within in the Archaeological Assessment of Effects

Legal description (e.g. Lot and DP numbers) and CT number if available (provide location plan):

Section 1 Blk VI Russell SD

Local Authority within whose boundaries this application falls (e.g. Dunedin City Council):

Far North District Council

A.3. Details of Archaeological Site to be affected

Are there known sites to be affected by the proposed works? Yes No If yes, provide details below:

NZAA Archaeological Site Number

Site Name (if known)

Site Type

Refer Assessment Attached.

A.4. Does the land lie within a:

Statutory acknowledgement area? Yes No

Customary marine title? Yes No

A.5. Brief Description of Proposed Activities (tick any that apply)

Below-ground

- Road works
- Subdivision works
- Tree harvest
- Earthworks relating to building construction/extension/demolition/strengthening
- Infrastructure works
- Quarrying
- Other (please state below)

Above-ground

- Demolition of pre-1900 building
- Demolition of post-1900 building
- Modification/demolition/repositioning of a pre-1900 structure
- Modification/demolition/repositioning of a post-1900 structure

Earthworks relating to removal of an existing set of concrete steps and the instalation of a new section of boulder retaining.

SECTION B: APPLICATION DETAILS

B.1. Contact Details

Contact Details of Applicant

Name:

Address:

Daytime phone:

Mobile:

Postcode:

Email:

Mailing Address:
(if different from
above)

Mailing Address
Postcode:

Tick if you would also like the authority decision to be posted to you

Contact Details of Contact Person (if not the applicant)

Name:

Address:

Daytime phone:

Mobile:

Postcode:

Email:

Mailing Address:
(if different from
above)

Mailing Address
Postcode:

B.2. Have any authorities been granted for the proposed areas of works in the past?

Yes No

If yes, please list relevant authority numbers (contact the relevant Heritage New Zealand Pouhere Taonga office if assistance is required – see the accompanying Guide A for contact details):

B.3. Provide a full description of proposed activity, including a statement on what you are trying to achieve for your project. Plans, drawings, engineering specifications and /or photographs must accompany the application. Note that plans must show the proposed activity in relation to the archaeological site that is to be affected.

It is proposed that the existing steps and retaining walls at the wharf end, both to the north of the wharf and to the south, be upgraded to improve access to the beach. Limited landscaping will also be undertaken with the installation of new boulders to retain the areas where current steps have been removed. Installation of new bench seating and seating boulders in proximity to the new steps is also proposed. The footings for the proposed benches are planned to extend 200mm below the current ground surface, with the seating boulders set into the ground to the same depth.

The proposed new steps are to be constructed from cast concrete with exposed beach gravel aggregate. The foundations of the new steps will extend down to bedrock within the beach, while the upper foundation will be placed against the seaward side of the existing concrete retaining wall and be cut into the ground surface.

The proposed design indicates that the current steps to the south of the concrete retaining wall on the southern side of the wharf will be removed and replaced with retaining boulders backed by imported topsoil. It is considered that the works to remove the current concrete steps have the potential to impact on stratified archaeological layers similar to those recorded as Q05/1186.

For further information please refer to the attached archaeological assessment of effects.

B.4. Heritage New Zealand Pouhere Taonga encourages avoidance and site protection in the first instance.

State what alternatives have been explored and, in cases where avoidance is not deemed possible, provide an explanation as to why this is the case and how the known impacts will be offset. The archaeologist that has been consulted with during the completion of this application will be able to assist with this.

The majority of the proposed works have been designed to have no impact on areas where there are recorded archaeological sites or suspected archaeological deposits. The only section of the works which has the potential to effect archaeological deposits is the removal of the existing concrete steps to the south of the wharf and their replacement with boulder retaining.

Reason for removal of concrete steps....

The instalation of the boulder retaining is necessary to ensure that The Strand and any potential archaeological deposits below it are not eroded. The limited proposed earthworks will also permit the presence of archaeological features or deposits on the south side of the wharf to be determined. This will contribute to the understanding of the archaeology of Russell and provide information useful for future archaeological assessments.

B.5. Indicate if any of the following apply to the land under application:

- NZ Heritage List entry (previously the NZ Historic Places Trust Register) *(If yes, provide details below)*
- Covenant or Orders *(If yes, provide details below)*
- District plan schedule *(If yes, provide details below)*
- Reserve status *(If yes, provide details below)*
- Other *(If yes, provide details below)*

The proposed works are within The Strand Heritage Precinct as defined by the FNDC District Plan

B.6. Specify the archaeologist who will be carrying out the archaeological work associated with this application by completing 'Form E: Application for Approval or Change of Archaeologist' (attached to the end of this form).

B.7. Are there any historic heritage values other than archaeological, affected by the proposed activities?
(see accompanying Guide A for examples of other values to consider)

Yes No

If yes, a discussion of the effect on these values should be included in the archaeological assessment report which you have appended to this application (see B.8).

B.8. An archaeological assessment report must accompany this application.

B.9. If an investigation pursuant to section 52(2) is recommended by the archaeologist in the archaeological assessment report, a research strategy must accompany this application.

B.10. If the proposed activities involve several different parties to carry out the work, or cover large areas, or are complex in nature, a site instruction or management plan may also need to accompany this application.

SECTION C: CONSULTATION

C.1. Has consultation been undertaken with the following parties?

Tangata Whenua or Moriori (Chatham Islands) Yes No

Landowner Yes No

Any other person likely to be affected Yes No N/A

If you have selected no to any of these, provide an explanation as to why this is the case:

C.2. Consultation with Tangata Whenua or Moriori (Chatham Islands). This is mandatory of sites of interest to Maori or Moriori (Chatham Islands).

Contact Details:

Iwi/Hapu: NGARE RAUMATI / NGATIKAWA

Contact name: EMMA GIBBS SMITH

Address: 10 WIAKAWAHI RD
RUSSELL 0202

Daytime phone: 094038050

Mobile:

Postcode: 0202

Email:

Provide details of the consultation undertaken, including the views and the tenor of these views. This may take the form of a Cultural Values Impact Assessment provided by Tangata Whenua or Moriori (Chatham Islands).

You must also provide an assessment of the Tangata Whenua or Moriori (Chatham Islands) values of the archaeological site and the effect of the proposed activity on those values.

This information can be provided below, or attached as separate documents to the application form when submitted.

AREA MODIFIED SEVERAL TIMES BUT ONE NEEDS TO STILL BE CAREFUL WHEN WORKING 2 BANK AREAS I WOULD LIKE TO BE INVOLVED DURING PREPARATION A CONSTRUCTION PERIOD.

Emma Gibbs Smith
2 Sep 2015

C.3. Consultation with Landowner (if not the applicant)

Contact Details:

Contact name: Mark Osborne - FAR NORTH DISTRICT COUNCIL
Address: PRIVACY BAG 752
KARAKOHE
Daytime phone: 09 4015200
Mobile: 0274 942223
Postcode:
Email: mark.osborne@Pndc.govt.nz

Provide details on the consultation undertaken, including the views and the tenor of these views. Also indicate the extent to which the protection of the archaeological site prevents or restricts the reasonable future use of the site.

This information can be below, or attached as separate documents to the application form when submitted.

- Site visits
- Concept review

C.4. Consultation with any other person likely to be affected

Contact Details:

Group/Organisation (where appropriate): Russell Wharf + waterfront Trust
Contact name: Riki Jay Kinnaird
Address: c/o 35 The Strand
Russell 0202
Daytime phone:
Mobile: 021 988581
Postcode: 0202
Email: riki@theduke.co.nz

Provide details of the consultation undertaken, including the views and the tenor of these views.

This information can be below, or attached as separate documents to the application form when submitted.

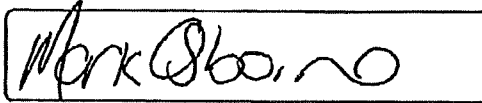
SECTION D: LANDOWNER CONSENT

Obtaining consent of all landowners is a legal requirement. It is preferred that consent is obtained as part of this application however it can be provided after the authority is issued. Please note however that consent must still be obtained prior to any works being carried out.

I (please print name): FAR NORTH DISTRICT COUNCIL hereby acknowledge:

- 1) That I have read and understood the description of proposed activity included in this application and I acknowledge and accept any implications the activity may have on me and my land
- 2) That I have been consulted regarding the proposed activity and give my consent to the activity being carried out
- 3) That I have read and understood the information on legal responsibilities concerning archaeological material provided in the accompanying Guide A.

Signature of landowner:



Date:

7/9/15.

SECTION E: APPLICANT'S DECLARATION

I (please print name): RUSSELL WHARF AND WATERFRONT TRUST hereby acknowledge:

- 1) That all the information provided with this application is true and correct to the best of my knowledge
- 2) That I have read and understood the description of proposed activity included in this application and I will inform Heritage New Zealand Pouhere Taonga about any changes to the proposed activity while the application is being considered
- 3) That I accept the responsibilities complicit with being an authority holder, including being liable for the compliance of all authority conditions and any monetary cost this will entail, including cost for analysis of archaeological material recovered and the dissemination of the data in report form.
- 4) I confirm to the best of my ability that the cost of the archaeological programme associated with these proposed works will not exceed \$100,000. Please note that the approval of Heritage New Zealand Pouhere Taonga's Board will need to be sought if the programme is to exceed this figure.

If the archaeological programme is likely to exceed \$100,000 please check this box:

Signature of applicant:
(or authorised agent)



Date:

2/Sept/2015

Riki Kinnaird (Acting Chairman)

CHECKLIST

Your application can not be considered until each section is completed, the attachments provided, and the application is signed and dated.

Have you:

- Completed each section?
- Attached a location plan? (Section A.2) *Report*
- Attached details of statutory acknowledgement area or customary marine title, if relevant? (Section A.4)
- Attached plans, drawings, engineering specifications and/or photographs of the proposed activity (if not already included in the archaeological assessment report)? (Section B.3) *Email exchange Galbraith/Walker*
- Ensured that at least one of these plans show the proposed activity in relation to the archaeological site that is to be affected? (Section B.3) *(attached)*
- Completed and signed Form E (Section B.6)
- Attached an archaeological assessment report which includes a New Zealand Archaeological Assessment site record form (where known sites are involved)? (Section B.8)
- Attached a research strategy if recommendation is made in the archaeological assessment that an investigation is required? (Section B.9)
- Attached a site instruction or management plan if required? (Section B.10)
- Provided names and contact details of Tangata Whenua or Moriori (Chatham Islands), details of consultation undertaken and an assessment of Maori (or Moriori) values? (Section C.2) *Koroarua Mawa email/L/-*
- Provided names and contact details of landowner, and details of consultation undertaken? (Section C.3) *(attached)*
- Provided names and contact details of any other person likely to be affected, and details of consultation undertaken? (Section C.4) *Comments L/-s of support (attached)*
- Ensured that signatures have been provided for Sections D and E and Form E?

Form E

Application for Approval or Change of Archaeologist

SECTION A: ARCHAEOLOGIST'S DETAILS

Name:

Address:

Daytime phone:

Mobile:

Postcode:

Email:

Mailing Address:
(if different from
above)

Mailing Address
Postcode:

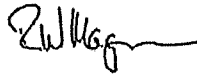
Tick if you would also like the decision to be posted to you

SECTION B: ARCHAEOLOGIST'S DECLARATION

I (please print name): hereby acknowledge:

- 1) That I understand that I am legally responsible for current archaeological practice in respect of the Archaeological Authority for which this approval is granted.
- 2) That I meet the criteria required to be an approved archaeologist under section 45 of the *Heritage New Zealand Pouhere Taonga Act 2014*. This includes providing evidence of my sufficient skill and competency in relation to Maori values, access to appropriate cultural support and access to appropriate institutional and professional support and resources.

Signature of
Archaeologist:



Digitally signed by RW Maguire
DN: cn=RW Maguire, o, ou,
email=heritagesurveyconsultants@gmail
.com, c=NZ
Date: 2015.08.12 13:49:39 +12'00'

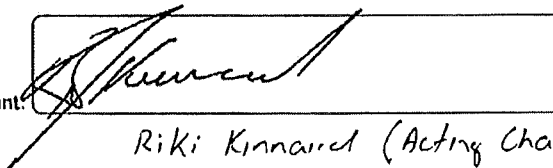
Date:

SECTION C: APPLICANT'S DECLARATION

I (please print name): hereby acknowledge:

- 1) That all the information provided with this application is true and correct to the best of my knowledge.
- 2) That I have ensured all information relevant to the proposed works has been made available to the specified archaeologist.

Signature of Applicant:



Riki Kinnaird (Acting Chairman)

Date:

Kororareka Marae

Corner of the Strand & Pitt Street
P.O. Box 236
Kororareka Russell
Bay of Islands 0242
Email: marae@kororarekanz.com
Web: marae.kororarekanz.com



*Ko Maiki te Maunga, Ko Pikopiko i Whiri te Moana
Ko Kororareka te Pākainga, Ko Rahiri te Tupuna
Ko Haratu te Whare*

Russell Wharf Trust
PO Box 191
Russell 0202

16th June 2015.

Dear Sir/Madam

Re Cass Street/Russell Wharf Re-development Project.

The Kororareka Marae fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that began in 2003. This project was approved through town meetings and consultation at the time.

We understand your trust will be managing all aspects of this re-development, and if we can be of assistance please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance our Heritage Precinct.

Kind Regards
Diane Tito-Saliva
Secretary.

Chris Galbraith

From: Chris Galbraith
Sent: Friday, 2 October 2015 12:44 p.m.
To: 'Greg Walter'
Cc: Bev Parslow; Bill Edwards
Subject: RE: Russell Wharf letter of return attached

Hi Greg,

Thank you for your email. Understand the issues around completeness for efficient processing. I apologise for this.

In regards to the questions asked:

1. The rock placement will be done by digger from the land.
2. The fastening of the stringers for the steps will use the existing concrete wall at the top for the main section. These will be drilled in to the wall sections and bolted. The end sections (alongside the wharf and along the beach toward the store where the concrete wall runs out) are proposed to be hand dug, however the beach footings will be short section piles. It is unlikely to be practical to hand dig these in the sand so we anticipate using a mechanical hand arguer. We anticipate 6 x 400mm holes to a depth of 1.5m.

As mentioned we will have an archaeologist on site for these activities.

Many thanks
Chris

From: Greg Walter [mailto:AsstArchaeologistMN@heritage.org.nz]
Sent: Monday, 21 September 2015 4:21 p.m.
To: Chris Galbraith
Cc: Bev Parslow; Bill Edwards
Subject: RE: Russell Wharf letter of return attached

Hi Chris,

Thank you for clarifying the various parties involved in the application. Application forms should be fully completed as they are perused by other people in our organisation who don't have access to or the time to read supporting documentation. While a small amount of missing information may not necessarily lead to an application being returned, in this instance B1 of the original form was also uncompleted so it seemed as the application was also being returned for other reasons, it was appropriate to have the application form completed. Bill Edwards email with the updated application form attached did reach me on Friday afternoon, but I didn't get to it until after I had sent the return letter. The aforementioned notwithstanding I have since read the updated application form and find it to be satisfactory other than the missing site info (A3). It would appear that the first two points in the return letter have been largely addressed. I can also inform you that the consultation response from Kororeka Marae is considered satisfactory.

However the third point is still to be considered. With reference to the archaeological assessment. Page 33.

It is currently unclear how the footings for the proposed steps are to be installed within the beach in front of the retaining wall on the south side of the wharf and to the north side of the wharf. If machinery is required to drive onto the beach it is important that HNZPT be consulted prior to this occurring so that an access route and methodology is agreed on to avoid impact on any areas of potential archaeology which are outside of the areas assessed under this Archaeological Assessment of Effects.

When an authority is being applied for it is important that all the potential effects are assessed up front. While changes in conditions can be accommodated by review, it is generally not possible for an authority once granted to be extended to include extra areas not previously assessed. Any discussions about access or method must take place prior to the application being made, not after the authority has been granted, when changes cannot often be accommodated.

Thank you for confirming that the footings will be hand excavated. Can you please advise depth and extent of the footings? Can you also please advise whether the boulders will be placed by digger from the roadside or the beachfront? It would seem that placement from the roadside would ameliorate any concerns about machinery movements that might further effect the site. If it is necessary to undertake movements or works that might affect the site in addition to what has already been evaluated, this should be assessed and included in the assessment/application.

Kind regards,
Greg Walter

Greg Walter | Archaeologist | Heritage New Zealand Pouhere Taonga | Northern Regional Office, Private Box 105291, Auckland City 1143 | Ph: (64 9) 307 9920 | DDI: 307 9924 | Cell: 027 243 9183. Visit www.heritage.org.nz and learn more about New Zealand's heritage places

This communication may be a privileged communication. If you are not the intended recipient, then you are not authorised to retain, copy or distribute it. Please notify the sender and delete the message in its entirety.

From: Chris Galbraith [<mailto:chris@fnhl.co.nz>]
Sent: Friday, 18 September 2015 5:30 p.m.
To: Greg Walter; riki@theduke.co.nz
Cc: Bill Edwards
Subject: RE: Russell Wharf letter of return attached

Hi Greg,

Thank you for your letter.

Please find attached a revised Form A sent earlier today.

I am unsure why you have identified A3 as being incomplete as the Archaeological Assessment was sent with the original application? Please advise if you require another copy to be sent.

Far North Holdings Limited is a wholly owned CCTO of the Far North District Council. We provide management support to all FNDC Maritime related assets throughout the Far North. We also lease Russell Wharf from them. We also work closely with community groups to deliver community based projects such as this one. This project is funded by both FNDC and the Trust and FNHL is supporting this project at no cost.

Much of this work is going to be done with local volunteer labour. Machinery will be used to lay the boulders. It is anticipated that no more than a 6 tonne digger will pace the boulders. Foundations for the steps will be hand dug.

I trust this is sufficient for the application to be processed. Let me know if you need more information.

Regards
Chris

Russell Museum

Te Whare Taonga O Karorareka

4 June 2015

Mr R Kinhaird
c/- The Duke of Marlborough
The Strand
Russell 0202

Dear Riki

Re: Russell 2000 – Cass Street and end of Wharf refurbishments.

The Trustees of the Russell Centennial Trust Board / Russell Museum have read the information you provided, in your email dated 28th May 2015, regarding Cass Street and the end of the wharf refurbishment.

The Russell Centennial Trust Board / Russell Museum is totally in support of this project.

The Trustees agree with the appointment of the Russell Wharf Trust to lead this project.

Yours faithfully



Blanne Davey

Secretary

Russell Centennial Trust Board / Russell Museum



Registration number: CC35416

2 York Street, Russell 0202
Bay of Islands, New Zealand

Phone/fax 09 403 7701
Email: info@russellmuseum.org.nz

Class Street redevelopment

John Gallie [gallie1@slingshot.co.nz]

Sent: Thursday, 11 June 2015 7:33 a.m.

To: Riki Kinnaird

Good Morning Riki,

The Russell Landcare Trust support the Cass Street redevelopment plan as outlined to us by Terry Greening. We are happy for the Russell Wharf Trust to be project manager for this. Cheers. John Gallie (chair)

Cass Street Restoration

John Gallie [gallie1@slingshot.co.nz]

Sent: Sunday, 7 June 2015 7:25 a.m.

To: Riki Kinnaird

Good Morning Riki,

The Okiato/Te Wahapu & Districts Ratepayers and Residents Association Inc support the Cass Street redevelopment project as outlined to us by Terry Greening. We are happy for the Russell wharf Trust to be the project manager for this.

Regards. John Gallie (Chair)

RUSSELL SPORTS CLUB (INC)

5855 Whakapara Road Russell

Riki Kinnaird
Wharf and Waterfront Trust

Dear Riki

The Russell Sports Club has reviewed the Russell 2000 – Cass Street and Wharf end Restoration project, and wish to support the resource consent application for this project. We understand that the Wharf Trust will project manage this project. We would like to offer our assistance, where possible.

Thank you

William Fuller
Secretary
Russell Sports Club

russellsportsclub@gmail.com

0277147845

DATE 15 May 2015

The Duke of Marlborough Hotel
35 The Strand
Russell
0202

Russell Wharf Trust
P.O Box 191
Russell 0202

Dear sirs,

Re Cass Street/Russell Wharf Re-development project

We fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that begun in 2003. This project was approved through town meetings and consultation at that time.

We understand your trust will be managing all aspects of this re-development, and if we can be of assistance, please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance our Heritage Precinct.

Regards


Riki Kinnaird
Owner – The Duke Hotel.

The Forum and Cass St 2

Brad Mercer [bradlmercer@gmail.com]

Sent: Friday, 10 July 2015 11:29 p.m.

To: Terry greening [terry.lizg@kifect.co.nz]

Cc: Riki Kinnaid

Hi Guys

I am writing on behalf of the Russell Protection Society to support Riki's call for an expanded and more representative Russell Forum. We need an overarching body to speak for Russell and support positions Terry takes on our behalf, The Forum is clearly our most representative group, but we agree its voice is less valid if it does not represent at least the majority of the community. Perhaps the fact it is open to all Russell organisation representatives is not getting out, equally you cannot make people attend meetings if they choose not to do so.

Secondly, we are happy for the Wharf Trust to take the lead role on Cass St 2 as long as the proposed town hall meeting is happy with the proposed work, oversight and funding mechanisms.

Rikki, I looked online to see who the Wharf Trust trustees and executive committee members are but they are not listed, can you tell me who they are?

Regards

Brad

Brad Mercer

10 Florance Ave Russell 0202
09 403 7756 021 51 56 51

bradlmercer@gmail.com



18 June 2015

To whom it may concern

The R. Tucker Thompson Sail Training Trust operates Northland's tall ship and is a key user of Russell Wharf. The Trust fully endorses the proposal to progress implement the original plans designed by Harry Turbot for Cass Street Phase 2.

The first stage of the Russell 2000 project has considerably enhanced the amenity of Cass Street providing a pedestrian friendly link towards the sea. Stage 2, which provides linkages between the wharf, the beach and Cass Street, will complete this work offering an enhanced amenity for visitors and locals alike.

We furthermore support the Russell Waterfront Trust in taking a lead role in making this project happen in partnership with the Russell 2000 Trust. The Russell Waterfront has practical experience of Council/Community partnership and a proven track record of fundraising to maximise funding contributions. We are sure that this partnership will help complete this project which has been left unfinished for too long.

We look forward to the realisation of the plans envisaged over 15 years ago to enhance this community space.

JANE HINDLE
Executive Trustee

ROSS AND JO BLACKMAN
81 LONG BEACH ROAD
PO BOX 161
RUSSELL 0242
BAY OF ISLANDS
NEW ZEALAND

June 2, 2015

Russell Wharf Trust
Attn: Riki Kinnaird
The Duke of Marlborough Hotel
Russell

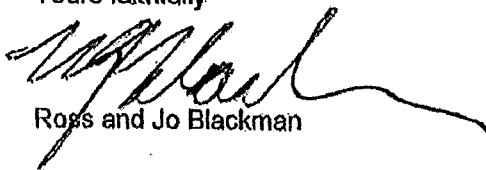
Dear Riki,

This letter serves to confirm that Jo and I are in complete support of the redevelopment of the base of the Russell Wharf on Case Street as per the plans that you have circulated and we have discussed at several meetings.

We are also in complete support of the Russell Wharf trust taking the lead role in project managing and funding the community share of this redevelopment in conjunction with Far North Holdings Ltd who will manage the tender process.

We intend to assist in any way we can.

Yours faithfully



Ross and Jo Blackman

DATE 15 May 2015

Your name and address.

Russell Wharf Trust
P.O Box 191
Russell 0202

Sue Windust
54 Florence Ave
Russell

Dear sirs,

Re Cass Street/Russell Wharf Re-development project

We fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that begun in 2003. This project was approved through town meetings and consultation at that time.

We understand your trust will be managing all aspects of this re-development, and if we can be of assistance, please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance our Heritage Precinct.

Regards

Your name.

Sue Windust

DATE 15 May 2015

Russell Wharf and Waterfront Trust
c/o PO Box 191
Russell
0202

Russell Wharf Trust
P.O Box 191
Russell 0202

Dear sirs,

Re Cass Street/Russell Wharf Re-development project

We fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that began in 2003. This project was approved through town meetings and consultation at that time.

We understand your trust will be managing all aspects of this re-development, and if we can be of assistance, please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance our Heritage Precinct.

Regards


Riki Kinnaird
Owner – The Duke Hotel.

Ray White

North Harbour Realty Limited
Licensed (REAA 2008)

25 The Strand
PO Box 60.
Russell 0202

T 09 403 7760
F 09 403 7742
E russell.nz@raywhite.com
raywhite.co.nz

16th June 2015

Riki Kinnaird
The Duke of Marlborough
The Strand
Russell

Dear Riki,

Re: Cass Street and End of Wharf Refurbishment.

I write confirming our full support for the refurbishment of Cass Street and the end of the wharf as described in the plans provided which will complete the Russell 2000 development.

It is our understanding, the project will be managed by The Russell Wharf Trust and we offer our support to the project where and whenever we can.

We thank those involved for bringing to the fore and hopefully fruition, a project which is long overdue. The refurbishment can only be seen as a very positive move for the town.

If we are able to assist further in anyway whatsoever, please feel free to call or email at anytime.

With regards,



Dianne Wynyard
Business Owner/ Branch Manager

Re: Russell 2000 - Case Street and End of Wharf Refurbishments. Can you support it?

Nick Loosley [thegablesrestaurant@xtra.co.nz]

Sent: Wednesday, 17 June 2015 11:02 p.m.

To: Riki Kinnaird

Hi Riki,

Hope you are well.

The Gables is fully in support of the proposed redevelopments.

Regards
Nick Loosley

> On 15 Jun 2015, at 01:10, Riki Kinnaird <riki@theduke.co.nz> wrote:
>
> Hi all,
>
> I am sorry for the blanket email and I hope your all is well.
>
> Over the the last 6 months a group has got together with a view to work out how
> to make Russell more beautiful. It turns out we all want complete the Cass Street
> and
> Russell Wharf redevelopment work that was planned but not completed by
> Russell and Russell 2000 about 15 years ago completed.
>
> The Wharf Trust and Terry have worked with Far North Holdings to see what
> needs to be completed to make this project happen. Unfortunately we need a
> resource consent to allow us to do the work, which is no problem if we
> re-confirm that this work is again wanted by the community.
>
> So whilst we have all said our groups support the project we need to provide
> formal letters of support. Can the museum have a look at the updated drawing
> and let me know if youd support this development.
>
> If your OK with the project can you
> send a letter of support that supports the project to complete the Russell
> 2000 development by 20th June 2015 to me (at this email address).
>
> To make this happen we also need to appoint the Russell Wharf Trust as the
> lead on the project. This is the entity that can get charity funding and has
> a relationship with the council (who will part fund the project and also own
> the asset). Can you add to your letter that the Wharf Trust will project
> manage this project and you will support where you can.
>
> After I get all the letters, we will ...
>
> - Hold a town meeting to review the Russell 2000 work.
> - Far North Holdings will do the resource consent and follow the resource
> consent process, including the costings / look and feel and materials.
> - The wharf trust will work with the council to obtain funding, and start
> fundraising our share. The cost is expected to be 80k of which we would look
> to fund 40k. (Russell 2000 has put aside 10k for this work already)
> - The work is then to be tendered out by Far North Holdings and completed.
>
> If we don't get the letters the Russell 2000 project will be put to bed.
>
> Regards Riki
>
> Riki Kinnaird
> Duke
> ph +64 09 4037829

DATE 2 July 2015

**Michele Fryer
Russell Mini Tours
15 Baker St
Russell**

**Russell Wharf Trust
P.O Box 191
Russell 0202**

Dear sirs,

Re Cass Street/Russell Wharf Re-development project

We fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that begun in 2003. This project was approved through town meetings and consultation at that time.

We understand your trust will be managing all aspects of this re-development, and if we can be of assistance, please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance our Heritage Precinct.

Regards

**Michele Fryer
021 182 9359**

DATE 16th June 2015

**John & Rongo Clifford
Hananui Lodge & Apartments
4 York Street
Russell**

**Russell Wharf Trust
P.O Box 191
Russell 0202**

Dear Sir's

Re Cass Street/Russell Wharf Re-development project

We fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that begun in 2003. This project was approved through town meetings and consultation at that time.

We understand the Russell Wharf Trust will be managing all aspects of this re-development, and if we can be of assistance, please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance our Heritage Precinct.

Regards

John & Rongo Clifford

Chris Galbraith

From: Riki Kinnaird [riki@theduke.co.nz]
Sent: Friday, 31 July 2015 9:29 a.m.
To: Chris Galbraith
Subject: FW: RUSSELL 2000

Sorry last one

Support from the swordy club.

Cheers

Riki Kinnaird
Duke
ph +64 09 4037829
mobile +64 21983531
35 The Strand, Russell, New Zealand
www.theduke.co.nz
www.facebook.com/TheDukeRussell

From: Swordfish Office [swordfish@xtra.co.nz]
Sent: Monday, 27 July 2015 3:12 p.m.
To: Riki Kinnaird
Subject: RE: RUSSELL 2000

Hi Riki

I did discuss this with Bruce Smith, Club President, some time ago and asked for his direction. To my knowledge I have not received anything in writing unless Bruce sent something direct to you.

My understanding is that Bruce did attend all meetings in relation to the redevelopment of the beach end of the Wharf and was satisfied with the plan as you have forwarded to me. Bruce was aware the flag was going to be relocated but it was to remain on the wharf in a similar location to where it is now. There is a historic attachment to the pole and it was not to be replaced but relocated and that the Swordfish Club will place a plaque on it. We currently put a board out that has the flag descriptions.

In Bruce's absence I have spoken to our Vice President, Mr Rod Haines, and he is in agreement with the information I have supplied here.

The Swordfish Club is in support of the redevelopment as described in the Russell Wharf End Upgrade Aug 2014 with the club flag pole being moved to a similar location to where it now to accommodate the stairs down to the beach as described in the plan.

I hope this satisfies your requirement from the Swordfish Club. If you have any other questions please do not hesitate to contact me.

Kind regards

Dale Pullen
Club Manager
Bay of Islands Swordfish Club Inc



15 May 2015

Russell Wharf Trust
P.O Box 191
Russell 0202

Dear Sir/Madam,

Re Cass Street/Russell Wharf Re-development project

Fullers GreatSights fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that began in 2003. This project was approved through town meetings and consultation at that time.

We understand your trust will be managing all aspects of this re-development, and if we can be of assistance, please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance the Heritage Precinct.

Regards

A handwritten signature in black ink, appearing to read 'Charles Parker'.

Charles Parker
General Manager

InterCity Group (NZ) Limited

Maritime Building, Pahlia Wharf, PO Box 145, Pahlia, Bay of Islands, New Zealand
P + 64 9 402 7422 F + 64 9 402 7158 E info@dolphincruises.co.nz info@awesomenz.com
W www.dolphincruises.co.nz / www.awesomenz.com

DATE 24 July 2015

**~~Commodores Lodge~~
31 The Strand
Russell 0202**

**Russell Wharf Trust
P.O Box 191
Russell 0202**

Dear sirs,

Re Cass Street/Russell Wharf Re-development project

We fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that begun in 2003. This project was approved through town meetings and consultation at that time.

We understand your trust will be managing all aspects of this re-development, and if we can be of assistance, please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance our Heritage Precinct.

Regards

Bill and Pat Noble



Order of St John
Russell Area Committee
P O Box 26
Russell

30th July 2015

Riki Kinnaird
35 The Strand
Russell

Dear Riki,

Re: Russell 2000 Project

The Russell St John Area Committee fully supports the project to complete the Russell 2000 Development.

This is a commendable continuation of the great project begun 15 years ago by Russell 2000.

The Wharf Trust will lead the project and we will fully support this Trust wherever we can along with other Community groups who will benefit from this development in Russell.

Yours sincerely

Diane Smith
Chairperson Russell St John

Russell School



"Progress
through
partnership"

Tuesday 28 July 2015

Riki Kinnaird
Wharf and Waterfront Trust

Dear Riki

Russell School has reviewed the Russell 2000 – Cass Street and Wharf end Restoration project, and wish to support the resource consent application for this project. We understand that the Wharf Trust will project manage this project. We wish you well with your endeavours.

Thank you

Kathryn White
Chairperson
Russell School Board of Trustees

Baker Street
Russell
Bay of Islands
New Zealand

Phone: 09 403 7016
Fax: 09 403 7014
@russell.school.nz

Kororareka Marae

Corner of the Strand & Pitt Street
P.O. Box 236
Kororareka Russell
Bay of Islands 0242
Email: marae@kororarekanz.com
Web: marae.kororarekanz.com

*Ko Maiki te Maunga, Ko Pikopiko i Whiti te Moana
Ko Kororareka te Pākainga, Ko Rahiri te Tupuna
Ko Haratu te Whare*



Russell Wharf Trust
PO Box 191
Russell 0202

16th June 2015.

Dear Sir/Madam

Re Cass Street/Russell Wharf Re-development Project.

The Kororareka Marae fully support your initiative to complete the work started by the Russell 2000 project ie Stage 2 of the Cass Street Beautification project that began in 2003. This project was approved through town meetings and consultation at the time.

We understand your trust will be managing all aspects of this re-development, and if we can be of assistance please let me know.

Thank you for taking on this project, which will be an asset to our town and enhance our Heritage Precinct.

Kind Regards
Diane Tito-Saliva
Secretary.

RUSSELL RATERPAYERS & CITIZENS ASSOC. INC.

P O Box 57, Russell 0242

charray@clear.net.nz

Phone: 09 4037116

12 June 2015

Russell Wharf Trust
P. O. Box 191
Russell 0202

Dear Sirs:

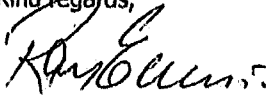
Re: Cass Street/Russell Wharf Re-development Project

Our Association fully supports your initiative to complete this work, which is Stage 2 of the Russell 2000 Cass Street Beautification project begun in 2003. This project was approved through town meetings and consultation at that time.

We understand your Trust will be managing all aspects of this re-development, and if we can be of any assistance, please let us know.

Thank you for taking on this beautification work, which will be an asset to our township and enhance our Heritage Precinct.

Kind regards,



Ray Ebbett
Chair, RRCA

Russell 2000 project

Russell Business Assn [russellbusinessasn@gmail.com]

Sent: Monday, 1 June 2015 12:02 p.m.

To: Riki Kinnalrd

Good morning Riki,

We are in total support of the Russell 2000 project to improve and beautify the wharf and bay of Russell.

Regards,

Karen Wilkinson

Secretary

--

**Sent on behalf of the
Russell Business Association**

The Russell Community Medical Trust Inc.

**Mr Riki Kinnaird
Chairman
Russell Wharf and Waterfront Trust
C/- P O Box 35
Russell 0202**

Dear Riki

We refer to your email of May 28 with its attached drawing of the proposed upgrade of the waterfront area adjacent to the wharf.

On behalf of the RCMT I have pleasure in advising that we offer our full support to your project.

Kind regards



**Gray Mathias
Chairman**

**P O Box 32 Russell 0202.
Telephone 09 403 7390
email baldy.blondie@gmail.com**

**RUSSELL GARDENING CLUB
RUSSELL
BAY OF ISLANDS**

4th June 2015

To whom it may concern

Completion of Russell 2000 development of Wharf and
Cass Street

On behalf of the 50 Members of Russell Gardening Club the committee wish to confirm our support of the project to complete the Russell 2000 development to the revised plans dated August 2014 and will assist in whatever way we are able.

We approve of the revised plans of the end of wharf and Cass Street improvements.

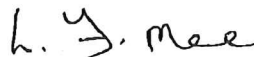
We also support the appointment of Russell Wharf Trust as lead on this project.

YOURS FAITHFULLY

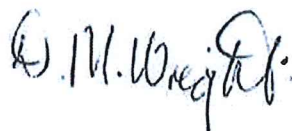
MARGARET PASCO (PRESIDENT)



LINDA MEE (SECRETARY)



DIANE WRIGHT (TREASURER)





HERITAGE NEW ZEALAND
POUHERE TAONGA

S:\Archaeology\Archaeological Authorities

19 October 2015

File ref: 2016/401
11013-014

Russell Wharf and Waterfront Trust
C/- Chris Galbraith
Far North Holdings Limited
PO Box 7
OPUA 0241
chris@fnhl.co.nz

Tena koe Chris,
**APPLICATION FOR AN AUTHORITY PURSUANT TO SECTION 44, HERITAGE NEW ZEALAND POUHERE
TAONGA ACT 2014**

Application No.: 2016/401
Date Application Received: 14 October 2015
Archaeological Sites: NZAA site number Q05/1186
Application Status: Accepted
Location: Russell

Thank you for your application on behalf of Russell Wharf and Waterfront Trust for a general authority to modify or destroy an archaeological site, made under section 44 of *the* Heritage New Zealand Pouhere Taonga Act 2015.

As of 19 October 2015, your application has been determined as complete and has therefore been accepted. Pursuant to section 48 of the Act, it is the intent of Heritage New Zealand to process your application within 20 working days. However if it is deemed to be complex or is required to go to the Maori Heritage Council it will be a maximum of 40 working days. We will inform you if your application meets these criteria.

As we discussed today the authority may not be exercised until an archaeologist has been approved in writing by Heritage New Zealand Pouhere Taonga (pursuant to section 45 of the Act). Application Form E for Approval or Change or Archaeologist can be downloaded from our website. Please don't hesitate to get in touch if you have any further queries about this.

If you have any questions about your application please do not hesitate to contact Greg Walter in the first instance (gwalter@heritage.org.nz).

Yours sincerely

Bev Parslow
Auckland Regional Archaeologist

cc: Pam Bain, Senior Archaeologist

FORM FOR THE ASSESSMENT OF SECTION 44 APPLICATIONS

A GENERAL AUTHORITY APPLICATION:

File ref: 11013-014

1 Applicant Details

Applicant: Russell Wharf and Waterfront Trust
Address: C/- Rikki Jay Kinnaird, 35 The Strand,
Russell 0202
Application Number & Acceptance Date: **2016/401 of 19 October 2015**
District Council: Far North District Council
Site Location: The Strand, Russell, shore end of
Russell Wharf
Land Description/status: Sec 1 BLK VI Russell SD
Archaeologist nominated under s45: To be advised.

2 Archaeological Site Details:

NZAA Site Numbers: Q05/1186
Site Type: Historic Midden
Number on New Zealand Heritage List: NA

3 Description of archaeological sites and sources including background, previous modifications and recent site history. Include references: - section 46(2)(d)

The following is largely summarised from an archaeological assessment by Maguire that accompanied the application (Maguire, R.W. August 2015; Archaeological Assessment of Effects for the Proposed Upgrade to the Wharf End, Russell Northland).

The land under application is located in the foreshore area either side of Russell Wharf. Russell (Kororareka) was the first permanent European settlement and sea port in New Zealand and was briefly the capital, in 1840-41. Numerous archaeological sites have been recorded in and around the township – including 24 recorded within 250 metres of the wharf.

Site Q05/1186 was recorded by Best following 1995 excavations for the installation of a fuel tank to the immediate north east of the shore end of the current wharf. Best noted stratified deposits containing historic artefacts and that the southern end of the site had been previously disturbed. Subsequent earthworks in 2002/3, in the immediate vicinity, east of the seawall were monitored by Best and Maingay where subsurface features were identified. According to Maguire pre-1900 artefacts have, in the past eroded from the foreshore to the south of the wharf suggesting that there will likely be subsurface archaeological evidence on the shore side of the retaining wall to the south of the wharf.

4 Activity proposed and likely effect on site(s): - section 46(2)(f)

The applicant proposes to upgrade the existing steps and retaining wall, either side of the wharf, to improve access to the beach. The new steps and related landscaping will affect a larger area than the current steps. It is proposed to install a boulder wall to replace and retain areas where the current steps will be removed from. Installation of new seating and seating boulders in proximity to the new steps is also proposed.

Effects:

North of wharf; Installation of bench seating and seating boulders requires footings to a depth of 20cm. Otherwise no invasive landscaping earthworks are planned and fill will be introduced to

create a level grass area behind the new steps. Any other works on the north side is likely to be within the area disturbed by the 1995 investigations and therefore archaeologically benign.

South of Wharf; here the works include removal of the current steps and replacement with retaining boulders backed by topsoil. Maguire suggests that works to remove the current concrete steps have potential to impact on subsurface archaeological evidence associated with Q05/1186. According to Far North Holdings, Rock placement will be undertaken by machine from the landward side and not the beach. Stringers for the steps will be bolted to the existing concrete wall at the top and 6 x 40cm x 1.5 metre holes will be sunk using a powered hand auger for the footings at the lower end.

No archaeological evidence is currently identified that will be affected by works, however, here is reasonable cause to suspect that unrecorded subsurface sites shall be encountered. Given the close proximity to previously recorded archaeology the potential for encountering subsurface archaeological evidence during works cannot be discounted.

5 Consents:

- Landowner Y

B ARCHAEOLOGICAL ASSESSMENT

6 Comments on archaeological (and other relevant) values of site: - section 46(2)(g)

Condition: Modified by Bests investigation in 1995, there are still likely to be in-situ subsurface elements present although the extent of previous modification is not currently established.

Rarity: Historic midden is not unusual in the Bay of Islands.

Contextual Value: Any archaeological evidence identified during works may have contextual value related to early European settlement of the area.

Information Potential: Should any subsurface evidence be identified there may be potential for scientific information to be recovered.

Amenity Value (education, visual etc): Nil. Any subsurface archaeological evidence encountered will be reburied if not destroyed.

Cultural Associations: Colonial European.

7 Comment on effects of proposed development on the archaeological values and broader historic heritage values- section 46(2)(g)

There are currently no known effects to archaeological or other heritage values. Should any archaeological features be identified during works they will likely be negatively affected.

8 Comment on what options to avoid were explored by the applicant. Reference dates and discussions:-section 4(b)

Currently no known in-situ archaeology will be affected.

9 Comment on what will be done to offset known impacts on the archaeological site (eg. Investigation, entered on the List, covenant, report, agreement for future public access, oral history research, covenanting, registration, pouwhenua, interpretation):

No known impacts currently identified on in-situ archaeology. Monitoring will be required for all initial earthworks.

10 Comment on how you have taken the interests of the landowner and applicant into account: - section 59(1)(a)(iii) and 46(2)(h)

The applicant has been considered by the granting of this authority, the conditions of which will not hinder the applicant in any way.

- 11 Comment on this application in relation to the Purpose and Principles of the Act: sections 3 and 4
No in-situ archaeological material is currently identified, but should this occur the applicant will made provision for section 4 b (iv) to be fulfilled.
- 12 Any other comments:
Heritage New Zealand has had discussions with the originally nominated archaeologist, Wesley Maguire, and the applicant, with regard to Maguire meeting Heritage New Zealand criteria for this type of archaeological work.
- 13 Archaeologist's summary of archaeological aspects:
- (a) application is capable of being granted,
 - (b) it should be granted in whole,
 - (c) conditions should be imposed as stated in the determination.

Recommend that authority be granted upon the conditions stated in the determination (No. 20 below).

Greg Walter, Archaeologist

Date: 12 November 2015

C VALUES ASSESSMENT FOR SITES OF INTEREST TO MAORI

- 14 Tangata Whenua and Applicant Consultation Details: - sections 46(2)(g) and 46(2)(h).
The applicant, Far North Holdings has met with Emma Gibbs Smith and Kororareka Marae Society (KMS) representative Diane Tito Salive. Information has been shared and a letter of support received from KMS dated 16 June 2015 and a signed pg 6 from Emma Gibbs Smith dated 2/9/15 which also supports the proposal.

Letter from KMS dated 16/06/15

Signed Page 6 Emma Gibbs Smith dated 2/9/15

Consultation is considered adequate for this application.

- 15 Tangata whenua and Archaeologist cultural access & support– section 45(2)(b)(i) & (ii)
Iwi/hapu have a worked with the archaeologist nominated on the application, Wesley Maguire in a limited capacity and have never raised any concerns about his attitude to cultural heritage issues. All archaeologists would benefit from general up-skilling in this aspect which may be addressed by way of on-site hands-on training. Iwi/hapu would also provide him with the appropriate cultural support if required. I believe that he has the requisite competencies for recognising and respecting their Maori values.
- 16 Summary of Maori Values of affected site: – section 46(2)(g)
The archaeological site and features concerned are a midden site, identified in the immediate area of proposed works. The site has important Maori values to the iwi/hapu. It lies within an important historical landscape for both Maori and non-Maori especially throughout the early contact period.
- 17 Effects of Proposed Development on Maori Values: – section 46(2)(g)

The proposal is to upgrade the existing steps and retaining walls of Russell wharf at the wharf end north and south of the wharf end to improve access to the beach. The effects of the proposal on the Maori values of un-recorded archaeological (and traditional) sites will depend on the nature of any such sites and the degree to which they may be disturbed however it is likely to be minor in the wider context. Iwi/hapu do not oppose the proposal or the granting of an authority.

18 Comment on what will be undertaken to offset known impacts on the Maori values e.g signed protocols that meet legal requirements:- section 46(2)(g)

The development has been designed to avoid impacts on areas where there are recorded archaeological sites or suspected archaeological deposits. The only area where there will be a potential to impact archaeological deposits is through the removal of the concrete steps to the south of the wharf. Mitigation activities have been incorporated into the proposal and have been negotiated between the applicant and iwi/hapu. Any unavoidable adverse effects shall be mitigated by way of archaeological monitoring, recording and investigation of the evidence or features uncovered during the works.

19 Comment on whether this application applies to a statutory acknowledgement area and how these requirements have been taken into account:- section 59(1)(a)(v)

This application does not fall under any Statutory Acknowledgement Area. Note that Ngapuhi Treaty Settlement Negotiations are currently before the Waitangi Tribunal.

20 Interests of landowner v Maori values:- section 59(1)(a)(iii)

Protecting the archaeological sites of important or significant Maori value by avoidance does not prevent or restrict use of the lands by the landowner for any lawful purpose.

21 Maori Heritage Council:- section 49(1)(a)

This application relates to a site of interest to Maori. This application is considered to be Level C: Delegated to Kaihau

The reasons for allocating this application to that level are:

- Consultation has been adequate
- All views expressed have been considered
- An appeal is not expected

Under section 49(1)(a) of the Act, an application over sites of interest to Maori must be referred to the Maori Heritage Council to make recommendations. In this instance it is recommended that the application does not require the approval of the Maori Heritage Council consultation has been adequate, all views expressed have been considered and an appeal is not expected

22 Tira's summary of Maori Heritage aspects:- section 59(1)(a)

- (a) application is capable of being granted,
- (b) it should be granted in whole,
- (c) conditions should be imposed as stated in the determination.

Atareiria HeiHei, Pouarahi

Date: 11 November 2015

D RECOMMENDATION

20 Compliance with the provisions of Part 3 Subpart 2:

All processes are in compliance with Part 3 Subpart 2 of the Heritage New Zealand Pouhere Taonga Act 2014.

The recommendation of the Senior Archaeologist is:

GRANT

Heritage New Zealand Pouhere Taonga grants a general authority pursuant to section 48 of the Heritage New Zealand Pouhere Taonga Act 2014 in respect of the archaeological site/s described above, within the area specified as Sec 1 BLK VI Russell SD to Russell Wharf and Waterfront Trust for the proposal to carry out earthworks for landscaping and replacements of steps at the shore end of Russell Wharf, with conditions as set out in the Authority.

Senior Archaeologist



Date 13/11/15



13 November 2015

File ref: 2016/401
11013-014

Russell Wharf and Waterfront Trust
C/- Rikki Jay Kinnaird,
35 The Strand,
Russell 0202
riki@theduke.co.nz

Tena koe

**APPLICATION FOR ARCHAEOLOGICAL AUTHORITY UNDER HERITAGE NEW ZEALAND
POUHERE TAONGA ACT 2014: Authority no. 2016/401: Q05/1186, Russell**

Thank you for your application for an archaeological authority which has been granted and is attached.

In considering this application, Heritage New Zealand Pouhere Taonga notes that you wish to carry out earthworks for landscaping and replacements of steps at the shore end of Russell Wharf. This activity may affect a recorded archaeological site. Historic midden Q05/1186 was recorded by Best in 1995 during earthworks on the foreshore to install a fuel tank. Currently no archaeological evidence has been identified that will be affected, although potential has been assessed for subsurface archaeological evidence to be present. Any archaeological evidence identified during works may possess archaeological values. The area is of significance to Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society and we appreciate the consultation you have undertaken.

Please inform Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society, the approved archaeologist and the Heritage New Zealand Pouhere Taonga Regional Office of start and finish dates for the work.

An appeal period from receipt of decision by all parties applies. Therefore this authority may not be exercised during the appeal period of 15 working days

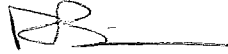
As discussed under section 45 of the Heritage New Zealand Pouhere Taonga Act 2014 Heritage New Zealand Pouhere Taonga must give prior written consent for any person engaged to undertake the current archaeological practice required as a condition of this authority. To date, this approval has not been given to any archaeologist for the work associated with this authority. If you have any questions about this requirement, please contact the Heritage New Zealand Regional Archaeologist.

If you have any queries please direct your response in the first instance to:

Bev Parslow
Regional Archaeologist
Heritage New Zealand Pouhere Taonga, Auckland Office

P O Box 105-291, Auckland 1143
Phone (09) 307 9923 Email ArchaeologistMN@heritage.org.nz

Yours sincerely

A handwritten signature in black ink, appearing to be 'PB', followed by a horizontal line extending to the right.

Pam Bain
Senior Archaeologist

cc: Russell Wharf and Waterfront Trust
via email at riki@theduke.co.nz

cc: Chris Galbraith
via email at chris@fnhl.co.nz

cc: Emma Gibbs Smith (Ngare Raumati) gibbs@xtra.co.nz
Kororareka Marae Society marae@kororarekanz.com

cc: Planning Manager
Far North District Council
via email at askus@fndc.govt.nz

Pursuant to Section 51 Heritage New Zealand Pouhere Taonga Act 2014 Heritage New Zealand Pouhere Taonga must notify TLAs of any decision made on an application to modify or destroy an archaeological site. We recommend that this advice is placed on the appropriate property file for future reference.

cc: Ministry for Culture and Heritage
via email at protected-objects@mch.govt.nz

Pursuant to Section 51 Heritage New Zealand Pouhere Taonga Act 2014

cc: NZAA Central Filekeeper
c/o DOC, WELLINGTON
Attn: Nicola Molloy
via email at nmolloy@doc.govt.nz

cc: Heritage New Zealand Pouhere Taonga Regional Archaeologist, Bev Parslow

cc: Heritage New Zealand Pouhere Taonga General Manager Northern, Sherry Reynolds

cc: Heritage New Zealand Pouhere Taonga Area Manager Northland, Bill Edwards

cc: Heritage New Zealand Pouhere Taonga Maori Heritage Advisor, Atareiria HeiHei



HERITAGE NEW ZEALAND
POUHERE TAONGA

AUTHORITY

Heritage New Zealand Pouhere Taonga Act 2014

AUTHORITY NO: 2016/401

FILE REF: 11013-014

DETERMINATION DATE: 13 November 2015

EXPIRY DATE: 13 November 2020

AUTHORITY HOLDER: Russell Wharf and Waterfront Trust

POSTAL ADDRESS: C/- Rikki Jay Kinnaird, 35 The Strand, Russell 0202

ARCHAEOLOGICAL SITES: Q05/1186

LOCATION: The Strand, Russell, shore end of Russell Wharf

APPROVED ARCHAEOLOGIST: To Be Confirmed

LANDOWNER CONSENT: Completed

This authority may not be exercised during the appeal period of 15 working days, or until any appeal that has been lodged is resolved.

This authority may not be exercised until an archaeologist has been approved in writing by Heritage New Zealand Pouhere Taonga and the aforementioned appeal period has passed.

DETERMINATION

Heritage New Zealand Pouhere Taonga grants a general authority pursuant to section 48 of the Heritage New Zealand Pouhere Taonga Act 2014 in respect of the archaeological site/s described above, within the area specified as Sec 1 BLK VI Russell SD to Russell Wharf and Waterfront Trust for the proposal to carry out earthworks for landscaping and replacements of steps at the shore end of Russell Wharf, subject to the following conditions:

CONDITIONS OF AUTHORITY

1. The authority holder must ensure that all contractors working on the project are briefed by the approved archaeologist on the possibility of encountering archaeological evidence, how to identify possible archaeological sites during works, the archaeological work required by the conditions of this authority, and contractors' responsibilities with regard to notification of the discovery of archaeological evidence to ensure that Conditions 2 and 3 and any requirements to notify Heritage New Zealand Pouhere Taonga are complied with.

2. Any earthworks that may affect any archaeological sites must be monitored by an archaeologist approved by Heritage New Zealand Pouhere Taonga.
3. Any archaeological evidence encountered during the exercise of this authority must be investigated, recorded and analysed in accordance with current archaeological practice.
4. As no protocols between the authority holder and Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society were provided with the authority application, the following shall apply:
 - a) Access for Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society shall be enabled in order to undertake tikanga Maori protocols consistent with any requirements of site safety.
 - b) Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society shall be informed 48 hours before the start and finish of the archaeological work.
 - c) If any koiwi tangata (human remains) are encountered, all work should cease within 5 metres of the discovery. The Heritage New Zealand Pouhere Taonga Regional Archaeologist, New Zealand Police and Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society must be advised immediately in accordance with Guidelines for Koiwi Tangata/Human Remains (Archaeological Guideline Series No.8) and no further work in the area may take place until future actions have been agreed by all parties. This condition is not a statement of mana whenua status.
 - d) Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society shall be informed if any possible taonga or Maori artefacts are identified to enable appropriate tikanga protocols to be undertaken, so long as all statutory requirements under the Heritage New Zealand Pouhere Taonga Act 2014 and the Protected Objects Act 1975 are met.
 - e) Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society shall be provided with a copy of any reports completed as a result of the archaeological work associated with this authority and be given an opportunity to discuss it with the archaeologist if required.
5. That within 20 working days of the completion of the on-site archaeological work associated with this authority;
 - a) An interim report outlining the archaeological work undertaken must be submitted to the Heritage New Zealand Pouhere Taonga Regional Archaeologist.
 - b) Site record forms must be updated or submitted to the NZAA Site Recording Scheme.
6. That within 12 months of the completion of the on-site archaeological work, the authority holder shall ensure that a final report, completed to the satisfaction of Heritage New Zealand Pouhere Taonga, is submitted to the Heritage New Zealand Pouhere Taonga Regional Archaeologist.
 - a) One hard copy and one digital copy of the final report are to be sent to the Heritage New Zealand Pouhere Taonga Regional Archaeologist.
 - b) Digital copies of the final report must also be sent to: NZAA Central Filekeeper; Russell Museum; Emma Gibbs Smith (Ngare Raumati) and Kororareka Marae Society.

Signed for and on behalf of Heritage New Zealand.



Nicola Jackson
National Heritage Policy Manager
Heritage New Zealand Pouhere Taonga
PO Box 2629
WELLINGTON 6140

Date *13 November 2015*

ADVICE NOTES

Contact details for Heritage New Zealand Regional Archaeologist

Bev Parslow
Regional Archaeologist
Heritage New Zealand Pouhere Taonga, Auckland Office
P O Box 105-291, Auckland 1143

Phone (09) 307 9923 Email ArchaeologistMN@heritage.org.nz

Current Archaeological Practice

Current archaeological practice may include, but is not limited to, the production of maps/ plans/ measured drawings of site location and extent; excavation, section and artefact drawings; sampling, identification and analysis of faunal and floral remains and modified soils; radiocarbon dating of samples; the management of taonga tuturu and archaeological material; the completion of a final report and the updating of existing (or creation of new) site record forms to submit to the NZAA Site Recording Scheme. The final report shall include, but need not be limited to, site plans, section drawings, photographs, inventory of material recovered, including a catalogue of artefacts, location of where the material is currently held, and analysis of recovered material.

Please note that where one is required, an interim report should contain a written summary outlining the archaeological work undertaken, the preliminary results, and the approximate percentage of archaeological material remaining *in-situ* and a plan showing areas subject to earthworks, areas monitored and the location and extent of any archaeological sites affected or avoided.

Rights of Appeal

An appeal to the Environment Court may be made by any directly affected person against any decision or condition. The notice of appeal should state the reasons for the appeal and the relief sought and any matters referred to in section 58 of the Heritage New Zealand Pouhere Taonga Act 2014. The notice of appeal must be lodged with the Environment Court and served on Heritage New Zealand Pouhere Taonga within 15 working days of receiving the determination, and served on the applicant or owner within five working days of lodging the appeal.

Review of Conditions

The holder of an authority may apply to Heritage New Zealand Pouhere Taonga for the change or cancellation of any condition of the authority. Heritage New Zealand Pouhere Taonga may also initiate a review of all or any conditions of an authority.

Non-compliance with conditions

Note that failure to comply with any of the conditions of this authority is a criminal offence and is liable to a penalty of up to \$120,000 (Heritage New Zealand Pouhere Taonga Act 2014, section 88).

Costs

The authority holder shall meet all costs incurred during the exercise of this authority. This includes all on-site work, post fieldwork analysis, radiocarbon dates, specialist analysis and preparation of interim and final reports.

Assessment and Interim Report Templates

Assessment and interim report templates are available on the Heritage New Zealand Pouhere Taonga website: <http://www.heritage.org.nz>.

Guideline Series

Guidelines referred to in this document are available on the Heritage New Zealand Pouhere Taonga website: <http://www.heritage.org.nz>

The Protected Objects Act 1975

The Ministry for Culture and Heritage ("the Ministry") administers the Protected Objects Act 1975 which regulates the sale, trade and ownership of taonga tūturu.

If a taonga tūturu is found during the course of an archaeological authority, the Ministry or the nearest public museum must be notified of the find within 28 days of the completion of the field work.

Breaches of this requirement are an offence and may result in a fine of up to \$10,000 for each taonga tūturu for an individual, and of up to \$20,000 for a body corporate.

For further information please visit the Ministry's website at <http://www.mch.govt.nz/nz-identity-heritage/protected-objects>.