

Expert Examiner Assessment Form

Protected Objects Act 1975

The following object(s) is/are to be assessed in accordance with sections 2 and 7A to 7D of the Protected Objects Act 1975:

George Cross (GC) awarded to Sgt Stewart Guthrie of NZ Police, posthumously in 1991.

Examples of the George Cross Medal are protected New Zealand objects under the 'Numismatic and philatelic' category of protected objects in Schedule 4 of the Act.

The export application is enclosed with this document.

Date Opinion Requested: 15 January 2018

Date Opinion Completed:

RELEASED UNDER THE OFFICIAL INFORMATION ACT

The purpose of this recommendation is to provide the Chief Executive of the Ministry for Culture and Heritage with advice under the Protected Objects Act 1975. The decision to permit or refuse export can be made only by the Chief Executive of the Ministry.

All information provided in this form by the expert examiner is for the Chief Executive's responsibilities under the Act and shall be used by the Chief Executive as he sees fit.

EXPERT ADVICE

Section One: Protected New Zealand Object

1. Is the object of importance to New Zealand, or to a part of New Zealand, for one or more of the following reasons: *(tick all the boxes that apply)*

<input type="checkbox"/>	aesthetic	<input type="checkbox"/>	literary
<input type="checkbox"/>	archaeological	<input type="checkbox"/>	scientific
<input type="checkbox"/>	architectural	<input checked="" type="checkbox"/>	social
<input type="checkbox"/>	artistic	<input type="checkbox"/>	spiritual
<input checked="" type="checkbox"/>	cultural	<input type="checkbox"/>	technological
<input checked="" type="checkbox"/>	historical	<input type="checkbox"/>	traditional

2. Does the object fall within one or more of the categories of protected objects set out in Schedule 4 of the Protected Objects Act 1975? *(tick all the boxes that apply)*

<input type="checkbox"/>	Archaeological, ethnographic, and historical objects of non-New Zealand origin, relating to New Zealand
<input type="checkbox"/>	Art objects including fine, decorative, and popular art
<input type="checkbox"/>	Documentary heritage objects
<input type="checkbox"/>	Taonga Tūturu
<input type="checkbox"/>	Natural science objects
<input type="checkbox"/>	New Zealand archaeological objects
<input checked="" type="checkbox"/>	Numismatic and philatelic objects
<input type="checkbox"/>	Science, technology, industry, economy, and transport objects
<input type="checkbox"/>	Social history objects

3. Please explain your reasoning for ticking none or one or more of the boxes in questions 1 and 2:

The George Cross awarded to Sergeant Guthrie marks a traumatic event in New Zealand's social history, a mass shooting that resulted among other things in amendments (Arms Regulations 1992) to the Arms Act 1983 and contributed to ongoing discussion with the 1997 Thorp 'Review of Firearms Control in New Zealand', and further amendments to the Act introduced in 2012.

The award itself is one of only three such recognitions bestowed on New Zealanders (all posthumously) under the British Commonwealth system of gallantry awards, Guthrie's being the last before the implementation of a New Zealand system. The institution of the New Zealand Gallantry and Bravery awards reflected a cultural shift in this country's notion of its own identity.

If you have ticked one or more boxes in questions 1 *and* 2, it is your advice that the object is a protected New Zealand object.

4. Is the object a protected New Zealand object?

<input checked="" type="checkbox"/>	Yes <i>(go to Section Two: Export of the Protected New Zealand Object)</i>
<input type="checkbox"/>	No <i>(go to Section Four: Resources used in Making Recommendation)</i>

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Section Two: Export of the Protected New Zealand Object

This section is to be completed only if the object is a protected New Zealand object.

5. Is the object: (tick all the boxes that apply)

- substantially physically authentic and made or naturally occurring in New Zealand?
- substantially physically authentic and made with New Zealand materials?
- substantially physically authentic and used by New Zealanders?
- substantially physically authentic and related to New Zealand?

Please explain your reasoning:

6. Is the object: (tick all the boxes that apply)

- associated with, or representative of, activities, events, ideas, movements, objects, persons, or places of importance to New Zealand?
- important to New Zealand for its technical accomplishment or design, artistic excellence, or symbolic, commemorative, or research value?
- part of a wider historical, scientific, or cultural collection or assemblage of importance to New Zealand?

Please explain your reasoning:

The George Cross is a tangible reminder of the Aramoana rampage which remains the most deadly shooting spree in New Zealand and the personal, local and national effects of which have been long-lasting. The event triggered social reflection in a number of areas including the law.

7. Is the object is of such significance to New Zealand or part of New Zealand that its export from New Zealand would substantially diminish New Zealand's cultural heritage?

- Yes
- No

Please explain your reasoning:

The George Crosses awarded posthumously to New Zealand military personnel L/Cpl D. Russell and Sgt M.K. Hudson are both held at the National Army Museum.

While acknowledging the exceptional bravery and deservedness of both these recipients, I believe the context for Police Sgt. Guthrie's George Cross makes this decoration of greater national significance than either military example. The argument that export is an appropriate action because the award originated in Britain is not relevant to the discussion in my opinion, and the stated alternative to export is unfortunate. However, while it would be preferable for Guthrie's George Cross to remain in this country in a public institution where more New Zealanders might have the opportunity to connect with it, the intended destination is an acceptable repository being a well-known collection on purportedly permanent public display in a stable, respected and well-managed institution.

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Section Three: Recommendation to the Chief Executive

You must recommend that export permission be refused if you ticked "yes" in question 7

8. The recommendation under sections 7A to 7D of the Protected Objects Act is for the Chief Executive of the Ministry for Culture and Heritage to:

Approve Export Permission

Refuse Export Permission

9. If you recommended that export permission be approved, please state any conditions that you think should be imposed on the export.

The George Cross remain on display in the Ashcroft collection

Section Four: Resources Used in Making Recommendation

- 10 Please list any publications, catalogues, research or people who significantly influenced your decision:

Buchanan, K. 'Firearms-Control Legislation and Policy: New Zealand', Legal Report series, Library of Congress Law Library, 2013
New Zealand firearms legislation
New Zealand Defence Force (NZDF) medals resource

Section Five: Declaration

I declare that I provided advice to the Chief Executive of the Ministry for Culture and Heritage in good faith and have considered sections 7A to 7D of the Protected Objects Act in coming to my recommendation.

Signature and Name

17 January 2018

Date

This recommendation has by authorised by _____

Signature

17.01.18

Position

The purpose of this recommendation is to provide the Chief Executive of the Ministry for Culture and Heritage with advice under the Protected Objects Act 1975. The decision to permit or refuse export can be made only by the Chief Executive of the Ministry.

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From: @aucklandmuseum.com>
Sent: Thursday, 18 January 2018 2:30 p.m.
To:
Subject: RE: *Out of scope*

Thanks,

Out of scope

Re question 5. No, the last box does apply. My mistake that I didn't fill it in. Would you like me to go ahead and amend it? Have it re-signed?

Best,

| Auckland War Memorial Museum | Tamaki Paenga Hira | The
Domain, Private Bag 92018, Victoria Street West, Auckland 1142, New Zealand | www.aucklandmuseum.com | M | P
+64 9 306 7070 | F 64 9 379 9956 | E



From:
Sent: Thursday, January 18, 2018 14:03 PM
To:
Subject: RE: *Out of scope*

Kia ora

Out of scope

I do have another question regarding the export assessment you completed for the George Cross medal. Firstly, thank you so much for the quick turnaround.

The question is about the object being 'substantially physically authentic' (#5). I noticed this question wasn't answered, and I wanted to ask if you thought the medal didn't meet any of those boxes – or if you think it could fall into any of them?

I have attached the assessment for your reference.

Many thanks again.

Manatū Taonga | Ministry for Culture & Heritage
He ngākau tīkaha, he hononga tangata
Promoting a confident and connected culture
Public Trust Building, Level 1, 133-135 Lambton Quay
P O Box 5364, Wellington, New Zealand
Ph +64 4 499 4229 Fax +64 4 499 4490

From:

Sent: Thursday, 18 January 2018 9:38 a.m.

To:

Subject: *Out of scope*

Dear

Out of scope

RELEASED UNDER THE
OFFICIAL INFORMATION ACT

Kind regards,

Auckland War Memorial Museum | Tamaki Paenga Hira | The
Domain, Private Bag 92018, Victoria Street West, Auckland 1142, New Zealand | www.aucklandmuseum.com | M | P
+64 9 306 7070 | F 64 9 379 9956 | E



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