

Part 3

Domains and topics

Topics

HCV – Historical and cultural values

SASM – Sites and areas of significance to Māori

The Sites of significance to Māori associated appendix and Nelson Plan maps will be updated once the assessments have been completed and will be available for feedback in Phase 2 engagement.

Objectives

SASM-O1 Identification and protection of cultural heritage [DP]

Cultural heritage and the values associated with them are identified in partnership with the relevant iwi and protected.

Policies

SASM-P1 Restrictions on activities near cultural heritage [DP]

Protect cultural heritage by restricting subdivision, use and development that would adversely affect their associated values.

SASM-P2 Adverse effects on cultural heritage [DP]

Avoid, remedy or mitigate adverse effects on the cultural, spiritual, historical or archaeological values of sites and areas of significance to Māori.

SASM-P3 Protection of highly significant sites [DP]

Recognise that where sites and areas of significance to Māori relate to kāinga, pā, wāhi taonga or urupā are concerned, the significance of a particular site, as determined in partnership with relevant iwi, may be so high that its damage, modification or destruction is culturally inappropriate.

SASM-P4 Adaptability for development near cultural heritage [DP]

Allow for deviation from standards in the development of sites containing a site of significance to Māori or located within an area of significance to Māori, where:

1. the values of the site or area of significance to Māori would not be adversely affected by the development; and

2. any adverse effects on adjoining development sites are avoided, remedied or mitigated.

SASM-P5 Mitigation of risk of damage to cultural heritage from natural hazards [DP]

Where there is a high risk of significant damage to a site of significance to Māori from natural hazards and where the relevant iwi authority is supportive, allow for activities to translocate materials or preserve the taonga tuku iho of the site of significance to Māori.

Rules

Rule interpretation and application

SASM-R1 [DP]

The rules that apply with respect to activities on or near sites and areas of significance to Māori are contained in the activity status table as follows:

1. activities on or near a site of significance to tāngata whenua: SASM-R3, SASM-R4 and SASM-R5; and
2. activities within a cultural heritage overlay: SASM-R6, SASM-R7, SASM-R8 and SASM-R9.

SASM-R2 [DP]

The activity status tables and standards in the following chapters also **apply** to sites and areas of significance to Māori:

1. Part 3 – Domains and topics – all chapters:
 - a. AIR – Air; and
 - b. CMA – Coastal marine area; and
 - c. CMAR – Coastal margins; and
 - d. NCFLC – Natural character, features and landscapes in the coastal environment; and
 - e. LF – Land and freshwater; and
 - f. EIT – Energy, infrastructure and transport; and
 - g. CON – Contaminated land; and
 - h. HAZS – Hazardous substances; and
 - i. NH – Natural hazards; and
 - j. HH – Historic heritage; and
 - k. TREE – Notable trees; and
 - l. SASM – Site and areas of significance to Māori; and
 - m. ECO – Ecosystems and indigenous biodiversity; and
 - n. NATC – Natural character; and
 - o. NFL – Natural features and landscapes; and
 - p. PA – Public access; and
 - q. SUB – Subdivision; and
 - r. UFD – Urban form and development; and
 - s. ASW – Activities on the surface of water; and
 - t. EW – Earthworks; and
 - u. LIGHT – Light; and

- v. NOISE – Noise; and
 - w. SIGN – Signs; and
 - x. TEMP – Temporary activities; and
2. Part 4 – Area specific matters – all chapters:
- a. GRZ – General residential zone; and
 - b. MRZ – Medium density residential zone; and
 - c. GRUZ – General rural zone; and
 - d. RLZ – Rural lifestyle zone; and
 - e. NCZ – Neighbourhood centre zone; and
 - f. LCZ – Local centre zone; and
 - g. MUZ – Mixed use zone; and
 - h. CCZ – City centre zone; and
 - i. LIZ – Light industrial zone; and
 - j. GIZ – General industrial zone; and
 - k. NOSZ – Natural open space zone; and
 - l. OSZ – Open space zone; and
 - m. SARZ – Sport and active recreation zone; and
 - n. HOSZ – Hospital zone; and
 - o. PORTZ – Port zone; and
 - p. PREC19 – Marina precinct; and
 - q. DEV2 – Saxton development area.

Activity status

Rule	Use/Activity
SASM-R3	New or extended building or structure on or near a site of significance to Māori
SASM-R4	Earthworks on or near a site of significance to Māori
SASM-R5	Disturbance of the foreshore or seabed on or near a site of significance to Māori
SASM-R6	New or extended building or structure within an area of significance to Māori
SASM-R7	Earthworks within an area of significance to Māori

SASM-R8	Land disturbance within an area of significance to Māori
SASM-R9	Disturbance of the foreshore or seabed within an area of significance to Māori

Activity	Permitted	Controlled	Discretionary/Non-complying/Prohibited
<p>SASM-R3</p> <p>New or extended building or structure on or near a site of significance to Māori</p> <p>[RCP, DP]</p> <p>Legal effect on notification: Yes</p>	1. Not applicable.	2. Not applicable.	<p>3. A new or extended building or structure in a RURZ – Rural zone, an OSRZ – Open space and recreation zone or the CMA – Coastal marine area is a restricted discretionary activity where it is located within 50 metres of the centre of an icon which is a site of significance to Māori.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on values associated with the site of significance, including the relationship with, and significance of, the history of the site of significance; and b. incorporation of values of significance to Māori, including tikanga, kaitiakitanga and mātauranga, in the proposal; and

Activity	Permitted	Controlled	Discretionary/Non-complying/Prohibited
			<p>c. the degree of modification; and</p> <p>d. the nature, extent, design and location of the proposed activity; and</p> <p>e. the purpose of the activity and consideration of alternative techniques, locations and tools; and</p> <p>f. the provisions of any relevant iwi planning document; and</p> <p>g. any effects on heritage and archaeological values.</p> <p>4. A new or extended building or structure in any other zone other than those listed in SASM-R.2.2. on any site that contains a site of significance to Māori is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <p>a. effects on values associated with the site of significance,</p>

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			<p>including the relationship with, and significance of, the history of the site of significance; and</p> <p>b. incorporation of values of significance to Māori, including tikanga, kaitiakitanga and mātauranga, in the proposal; and</p> <p>c. the degree of modification; and</p> <p>d. the nature, extent, design and location of the proposed activity; and</p> <p>e. the purpose of the activity and consideration of alternative techniques, locations and tools; and</p> <p>f. the provisions of any relevant iwi planning document; and</p> <p>g. any effects on heritage and archaeological values.</p>
SASM-R4	1. Not applicable.	2. Not applicable.	3. Earthworks, except within the road reserve, in a RURZ

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<p>Earthworks on or near a site of significance to Māori:</p> <p>RURZ – Rural and OSRZ – Open space and recreation zones</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p>			<p>– Rural zone or an OSRZ – Open space and recreation zone are a restricted discretionary activity where they are located within 50 metres of the centre of an icon which is a site of significance to Māori.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on values associated with the site of significance, including the relationship with, and significance of, the history of the site of significance; and b. incorporation of values of significance to Māori, including tikanga, kaitiakitanga and mātauranga, in the proposal; and c. the degree of modification; and d. the nature, extent, design and location of the proposed activity; and

Activity	Permitted	Controlled	Discretionary/Non-complying/Prohibited
			<ul style="list-style-type: none"> e. the purpose of the activity and consideration of alternative techniques, locations and tools; and f. the provisions of any relevant iwi planning document; and g. any effects on heritage and archaeological values.
<p>SASM-R5</p> <p>Earthworks on or near a site of significance to Māori:</p> <p>All other zones not in SASM-R4</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p>	<p>1. Not applicable.</p>	<p>2. Not applicable.</p>	<p>3. Earthworks, except within the road reserve, in any other zone other than those listed in SASM-R4 on any site that contains a site of significance to Māori are a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on values associated with the site of significance, including the relationship with, and significance of, the history of the site of significance; and

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			<ul style="list-style-type: none"> b. incorporation of values of significance to Māori, including tikanga, kaitiakitanga and mātauranga, in the proposal; and c. the degree of modification; and d. the nature, extent, design and location of the proposed activity; and e. the purpose of the activity and consideration of alternative techniques, locations and tools; and f. the provisions of any relevant iwi planning document; and g. any effects on heritage and archaeological values.
<p>SASM-R6</p> <p>Earthworks within the road reserve on or near a site of significance to Māori</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p>	<p>1. Not applicable.</p>	<p>2. Not applicable.</p>	<p>3. Earthworks, within the road reserve are a restricted discretionary activity where they are located within 10 metres of the centre of an icon which is a site of</p>

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			<p>significance to Māori.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on values associated with the site of significance, including the relationship with, and significance of, the history of the site of significance; and b. incorporation of values of significance to Māori, including tikanga, kaitiakitanga and mātauranga, in the proposal; and c. the degree of modification; and d. the nature, extent, design and location of the proposed activity; and e. the purpose of the activity and consideration of alternative techniques, locations and tools; and f. the provisions of any relevant iwi

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			<p>planning document; and</p> <p>g. any effects on heritage and archaeological values.</p>
<p>SASM-R7</p> <p>New or extended building or structure within an area of significance to Māori</p> <p>[RCP, DP]</p> <p>Legal effect on notification: Yes</p>	<p>1. Not applicable.</p>	<p>2. Not applicable.</p>	<p>3. A new or extended building within an area of significance to Māori is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on values associated with the area of significance to Māori; and b. incorporation of values of significance to Māori, including tikanga, kaitiakitanga and mātauranga, in the proposal; and c. the nature, extent, design and location of the proposed activity; and d. the purpose of the activity and consideration of alternatives; and e. the provisions of any relevant iwi

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			<p>planning document; and</p> <p>f. any effects on heritage and archaeological values.</p>
<p>SASM-R8</p> <p>Earthworks within an area of significance to Māori</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p>	<p>1. Earthworks within an area of significance to Māori associated with the maintenance of an existing road or track along its existing formation are a permitted activity.</p>	<p>2. Not applicable.</p>	<p>3. Except as provided for in SASM-R4, SASM-R5 and SASM-R6, earthworks within an area of significance to Maori are a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on values associated with the area of significance to Māori; and b. incorporation of values of significance to Māori, including tikanga, kaitiakitanga and mātauranga, in the proposal; and c. the nature, extent, design and location of the proposed activity; and d. the purpose of the activity and

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			<p>consideration of alternatives; and</p> <p>e. the provisions of any relevant iwi planning document; and</p> <p>f. any effects on heritage and archaeological values.</p>
<p>SASM-R9</p> <p>Land disturbance within an area of significance to Māori</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p>	<p>1. Land disturbance within an area of significance to Māori is a permitted activity, provided that:</p> <p>a. it is limited to the cultivation of soil down to a depth of 300mm in areas that can be conclusively shown, using aerial photographs or other records, to have been previously cultivated.</p>	<p>2. Not applicable.</p>	<p>3. Except as provided for in SASM-R7, land disturbance within an area of significance to Māori is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <p>a. effects on values associated with the area of significance to Māori; and</p> <p>b. incorporation of values of significance to Māori, including tikanga, kaitiakitanga and mātauranga, in the proposal; and</p> <p>c. the nature, extent, design and location of the proposed activity; and</p>

Activity	Permitted	Controlled	Discretionary/Non-complying/Prohibited
			<ul style="list-style-type: none"> d. the purpose of the activity and consideration of alternatives; and e. any effects on heritage and archaeological values.