

This entire chapter has been notified using the RMA Part One, Schedule 1 process ([P1 Sch1](#)).

Text shown in **red** (both underlined and ~~struck out~~) represents all changes recommended by the Panel from the notified Plan provisions.

MCOU – Minita mō Ngā Kōti

MCOU – Minister for Courts

Minister for Courts

Wellington District Court	
Designation unique identifier	MCOU1
Designation purpose	Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities. Works include development and operation of land and buildings for aforementioned purposes.
Site identifier	Lot 1 Deposited Plan 6634 and Section 1 Block VI Thorndon Reclamation and Section 2 Block VI Thorndon Reclamation and Section 3 Block VI Thorndon Reclamation 115 Lambton Quay
Lapse date	Given effect to
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	Yes, see Conditions 1
Additional information	Rollover designation, formerly designation J1. Rollover Conditions, Conditions 1 formerly Appendix W
Wellington High Court	
Designation unique identifier	MCCOU2
Designation purpose	Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities. Works include development and operation of land and buildings for aforementioned purposes.
Site identifier	Section 1 Survey Office Plan 35741 and Section 2 Survey Office Plan 35741 2 Molesworth Street
Lapse date	Given effect to
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	No
Additional information	Rollover designation, formerly designation J2

Wellington Court of Appeal	
Designation unique identifier	MCOU3
Designation purpose	Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities. Works include development and operation of land and buildings for aforementioned purposes.
Site identifier	Section 1 Survey Office Plan 37158 Town of Wellington 54 Molesworth Street
Lapse date	Given effect to
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	No
Additional information	Rollover designation, formerly designation J3
Wellington Supreme Court	
Designation unique identifier	MCOU4
Designation purpose	Judicial, court, tribunal and related purposes including collection of fines and reparation, administration, support, custodial services, and ancillary activities. Works include development and operation of land and buildings for aforementioned purposes
Site identifier	Section 1 Survey Office Plan 37067 Section 2 Survey Office Plan 37067 Section 1 Survey Office Plan 37081 85 Lambton Quay
Lapse date	Given effect to
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	Yes, see Conditions 2
Additional information	Rollover designation, formerly designation J4. Rollover Conditions, Conditions 1 formerly Appendix W

Conditions 1:

The Designation for the Wellington District Court Site is subject to the following conditions:

1. Nothing in this designation authorises the demolition or partial demolition of the exterior of the original (1907) façade of the existing building which is a heritage building, and any such proposal shall require the Minister to either obtain any necessary resource consent or to seek the alteration of this designation by the removal of this condition. For the avoidance of doubt this condition does not cover repairs or maintenance, or additions or alterations, or any other activity requiring an outline plan under s.176A.
2. Prior to the preparation of any proposal to undertake any additions or alternations to the 1907 façade of the District Court building, the Minister or his/her representative shall meet with Heritage New Zealand to discuss the proposal.

3. The Minister shall provide any subsequent plan(s) of any alterations and additions, as specified above, for comment by Heritage New Zealand within 15 working days. In the event that there are any points raised by Heritage New Zealand, the Department for Courts shall arrange to meet with Heritage New Zealand to discuss the points raised.
4. The Minister for Courts shall provide a copy of the application for outline plan approval to Heritage New Zealand at the same time it is lodged with the Council. Heritage New Zealand will then forward its comment on the proposal to the Council within 5 working days.

Conditions 2:

The Designation for the Supreme Court Site is subject to the following conditions:

Assessment of Environmental Effects

1. An assessment of environmental effects (in the form envisaged by Schedule 4 of the Resource Management Act 1991, but excluding clause (1)(b) relation to alternative locations or methods) of any work(s) proposed should be submitted with any future Outline Plans, the assessment of effects shall include the information required under Part 1- information to be submitted with resource consents in the Wellington City Council District Plan.

Building Height

2. No building on the site shall exceed 20m in height above ground level. The requiring authority shall obtain the agreement of Heritage New Zealand for any material works on the new building that extend above the parapet height of the old High Court building.

Archaeological

3. Prior to works commencing, an Archaeological Management Plan shall be prepared by the Requiring Authority in consultation with the site engineer, primary contractor, project archaeologist and Heritage New Zealand. This plan shall include the following:
 - a. procedures for any archaeological investigation or monitoring,
 - b. the role, responsibility and level of authority of the approved archaeologist(s),
 - c. protocols for the unexpected discovery of archaeological material,
 - d. timeframes for archaeological work,
 - e. requirements for stand down periods to enable archaeological work,
 - f. the responsibilities of contractors with regard to notification of archaeological sites, and
 - g. mechanisms for dispute resolution.
4. Note: The Heritage New Zealand Pouhere Taonga Act 2014 provides for the identification, protection, preservation and conservation of the historic and cultural heritage of New Zealand. Section 44 of the Act directs that an application for an authority can be made to Heritage New Zealand if there is “reasonable cause” to suspect an archaeological site (recorded or unrecorded), may be modified, damaged or destroyed in the course of any activity. An authority is required for such work whether or not the land on which an archaeological site may be present is designated, or a resource or building consent has been granted.

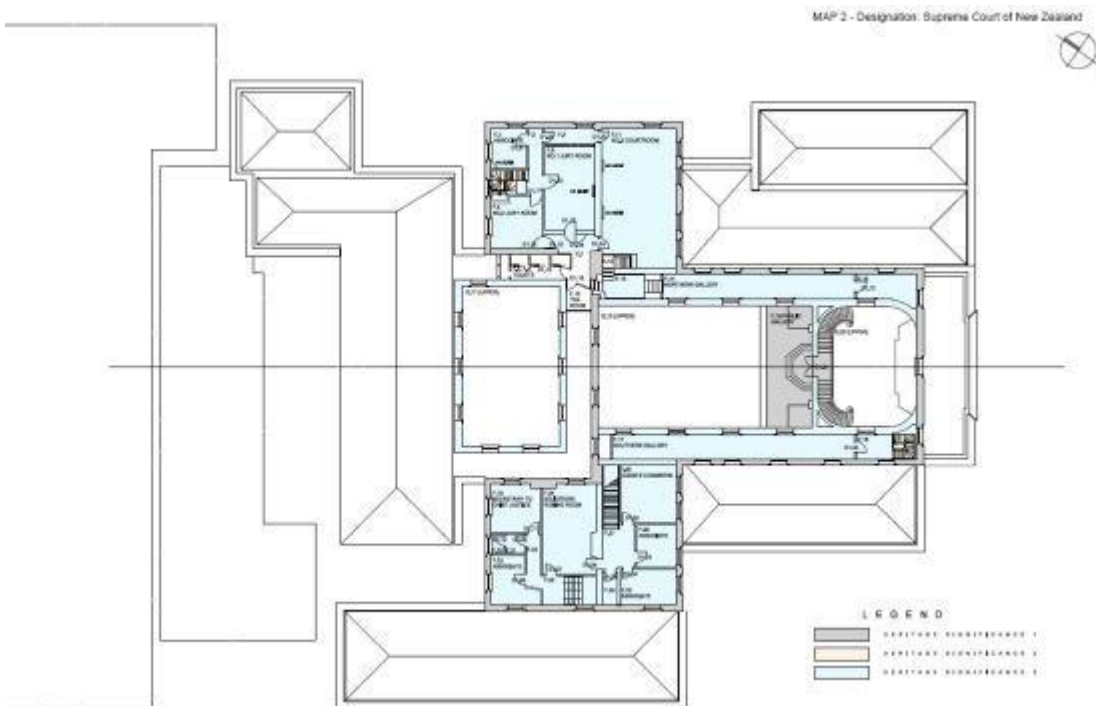
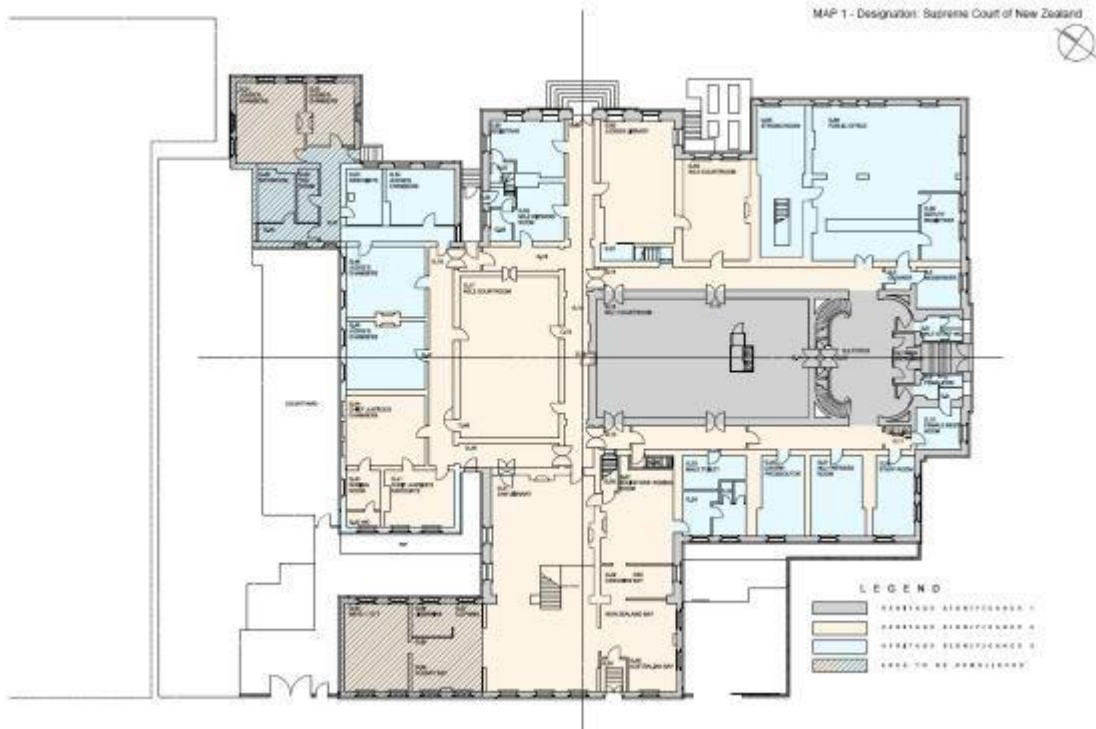
Cultural

5. Prior to any works commencing on the site, a ground breaking and blessing ceremony shall be carried out by ~~kaumatua from Wellington Tenth Trust Taranaki Whānui, unless confirmation is received from Taranaki Whānui that they do not wish to.~~
6. If, during any earthworks any koiwi (human skeletal remains) or other Māori cultural materials are unearthed, work in the immediate vicinity shall cease immediately. The area shall be immediately secured and the project archaeologist along with representatives of the ~~Wellington Tenth Trust Taranaki Whānui~~ must be promptly advised to carry out an initial examination. Heritage New Zealand is also to be advised. The Police must be contacted if any human remains are uncovered
7. If, as a result of this initial investigation there is a need for an appropriate ceremony the iwi authority representatives will arrange for the process at the Requiring Authority's expense.

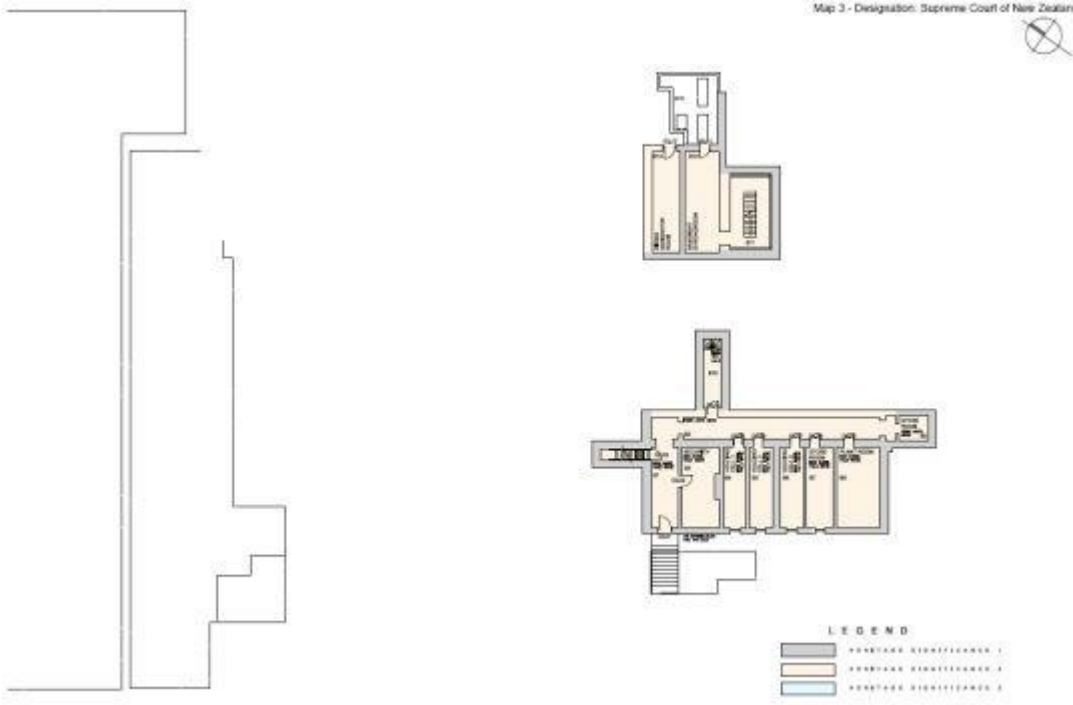
Heritage Conditions

8. For the parts of the Old High Court Building listed as Heritage Significance Category 1, 2 or 3 (and shown on Maps 1, 2, 3 and 4):
 - i. "Modifications" shall include maintenance, stabilisation and strengthening, repair, adaptive reuse, removal and reuse, and the demolition required for the new Supreme Court and the Old High Court Building complex.
 - ii. Modifications to Heritage Significance 1 parts of the Old High Court Building may occur only for the purposes of meeting essential functional, construction or restoration requirements as determined by the Secretary for Justice in consultation with Heritage New Zealand and the Manager of Urban Design Policy, Wellington City Council, safeguarding the building, or meeting statutory requirements. Any modifications shall be as discreet as practicable in the circumstances and the minimum reasonably necessary in the circumstances.
 - iii. Modifications to Heritage Significance 2 parts of the Old High Court Building may occur only for the purposes of meeting functional, construction or restoration requirements as determined by the Secretary for Justice in consultation with Heritage New Zealand and the Manager of Urban Design Policy, Wellington City Council, safeguarding the building, or meeting statutory requirements. Any modifications shall be as discreet as practicable in the circumstances and the minimum reasonably necessary in the circumstances.
 - iv. Modifications to Heritage Significance 3 parts of the Old High Court Building may occur only for the purposes of meeting functional, construction or restoration requirements or improvements as determined by the Secretary for Justice in consultation with Heritage New Zealand and the Manager of Urban Design Policy, Wellington City Council.
 - v. Any other modifications to Heritage Significance 1, 2 and 3 parts of the Old High Court Building which the Secretary for Justice thinks desirable for the complex may occur if agreed to by Heritage New Zealand and the Manager of Urban Design Policy, Wellington City Council.
9. items shown on Maps 1 and 2 as Significant Fabric in Heritage Significance 1 parts of the Old High Court Building shall only be modified in consultation with a suitably qualified conservation architect.
10. Public access to the No 1 Courtroom in the Old High Court Building will be provided in accordance with access protocols, prepared and approved by the Secretary for Justice in consultation with Heritage New Zealand. The access protocol will balance the interests of the public in being able to see and enjoy the spaces, and the functional requirements of the Supreme Court and other justice purposes in using the spaces and the Old High Court Building efficiently and securely. Access protocols may be amended from time to time by the Secretary for Justice in consultation with Heritage New Zealand and the Manager of Urban Design Policy Wellington City Council. The Secretary of Justice shall forward to the Chief Executive Officer of the Wellington City Council any such protocol once approved.
11. For the interior spaces in the Old High Court Building listed as No Heritage Significance (and shown on Maps 1 and 2), there are no restrictions on modifications.

12. The designation holder must compile a thorough photographic record to show areas of the building that are Heritage Significance Category 1, 2 or 3, which will be subject to additions/alterations/partial demolition before, during and after each stage. This record must be lodged with the Manager Urban Design Policy and Heritage New Zealand in two stages. The before photos must be lodged prior to commencement of work and the remaining photos must be submitted within 2 months of the work being completed.
13. Any parts of the old High Court building identified as Heritage Significance 1 or 2 which are to be removed and reused in the building or are required for future maintenance of the building shall be removed and stored with reasonable care and in accordance with good practice.



Map 3 - Designation: Supreme Court of New Zealand



*NB - Footpath and road layout as set forth in this plan are approximate. The designation does not involve any changes to these features.

Map 4 - Designation: Supreme Court of New Zealand

