

**National War Memorial Park  
(Pukeahu) Empowering Act Order  
2014**

Governor-General

**Order in Council**

At Wellington this                      day of                      2014

Present:  
in Council

Pursuant to section 25 of the National War Memorial Park (Pukeahu) Empowering Act 2012, His Excellency the Governor-General, makes the following order, acting—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for Arts, Culture and Heritage made after taking into account the purposes of the Act and having regard to the recommendations of the National War Memorial Park Review Panel.

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**applying**

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**Order**

- 1 Title**  
This order is the National War Memorial Park (Pukeahu) Empowering Act Order 2014.
- 2 Commencement**  
This order is deemed to have come into force on 24 February 2014.
- 3 Revocation of this order**  
This order is revoked on the close of 31 July 2015.
- 4 Interpretation**  
In this order, **National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health (2012)** means the standard set out in the Resource Management (National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health) Regulations 2011.
- 5 Resource consents granted**
- (1) The resource consents specified in Part 1 of the Schedule are granted to the chief executive of the Ministry for Culture and Heritage subject to the conditions specified in relation to any of those consents in Part 2 of the Schedule.
  - (2) The resource consents granted by subclause (1) have the same force and effect as if they had been granted under section 104A, 104B, or 104C of the Resource Management Act 1991 and the provisions of that Act apply to those resource consents (other than as excluded by subclause (3)).
  - (3) The following provisions of the Resource Management Act 1991 do not apply in relation to the resource consents granted by this clause:

- (a) section 116 (which relates to the commencement of resource consents):
- (b) section 120 (which provides for appeal rights):
- (c) sections 128 to 132 (which provide for the review of resource consent conditions):
- (d) section 133 (which relates to the power of the Environment Court to change or cancel a resource consent).

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## Schedule

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### Resource consents granted to Ministry and conditions applying

#### Part 1

#### Resource consents

Consent No	Consents
<b>Wellington City Council</b>	
RC 01	To authorise the relocation of and modification (strengthening and/or stabilising) and protection works to the listed heritage building, Home of Compassion Creche (former) at 18 Buckle Street.
RC 02	To authorise the use and maintenance of the listed heritage building, Home of Compassion Creche (former) at 18 Buckle Street until the revocation of this order.
RC 03	To authorise earthworks and landscaping associated with the relocation of and modification (strengthening and/or stabilising) and protection works to the listed heritage building, Home of Compassion Creche (former) at 18 Buckle Street.
RC 04	Under the National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health (2012) to authorise activities involving earthworks and development associated with the relocation of, modification (strengthening and/or stabilising) and protection works to, and ongoing use and maintenance of, the listed heritage building, Home of Compassion Creche (former) at 18 Buckle Street.

## Part 2 Conditions

**Condition  
no**

**Conditions applying to RC 01**

- 01 The relocation of the Home of Compassion Creche (former) shall be undertaken in accordance with the Home of Compassion Creche 18 Buckle St, Wellington—Relocation/Heritage Management Plan (prepared in accordance with conditions NZTA 08 to NZTA 10 in Part 2 of Schedule 3 of the Act) dated 8 January 2014 and certified on 24 February 2014.

**Condition  
no**

**Conditions applying to RC 03**

- 02 The works shall be undertaken in accordance with the Contaminated Soils Management Plan, also referred to as the Contaminated Land Management Plan, prepared in accordance with condition 28 in Part 2 of Schedule 2 of the Act and dated 24 February 2014.

Clerk of the Executive Council.

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### **Explanatory note**

*This note is not part of the order, but is intended to indicate its general effect.*

This order, which is deemed to have come into force on 24 February 2014, grants certain further resource consents in respect of the National War Memorial Park (Pukeahu).

*Clause 5(1)* grants resource consents to the Ministry for Culture and Heritage in respect of the former Home of Compassion Creche at 18 Buckle Street, Wellington. The relocation of the creche is part of the certified Park design plan required by the National War Memorial Park (Pukeahu) Empowering Act 2012. The consents authorise work required in relation to the creche. *Subclause (2)* provides that the consents have full force and effect as if they had been granted under the Resource Management Act 1991. *Subclause (3)* provides that certain provisions of the Resource Management Act 1991 do not apply.

**National War Memorial Park (Pukeahu)  
Empowering Act Order 2014**

Explanatory note

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The order will be revoked on the close of 31 July 2015 (*clause 3*).

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Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*:

This order is administered by the Ministry for Culture and Heritage.

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