

Strategic Objectives - Legislation and Standards; Accessibility; Management and Protection

Objectives

- a. **Legislation and Standards.** The legislation and related policies are up to date, relevant and fit for purpose;
- b. **Accessibility.**
- The Historic Environment Record of Northern Ireland (HERoNI) is managed, and augmented to provide a comprehensive and up to date record which informs appropriate decision making;
 - Archaeological artefacts and their associated records are appropriately stored, curated and made accessible;
- c. **Management and Protection.**
- Government bodies and local authorities recognise, understand and articulate the importance of the heritage assets within their responsibility and policy remit; and
 - Owners and communities are encouraged and facilitated in active management, maintenance and care of their heritage assets.

Delivery Plan (recommendation numbering should be read against the published strategy document: [Archaeology 2030 - A Strategic Approach for Northern Ireland.pdf](#))

Action	S. ob.	How can this be achieved?	Key tasks	Collaborators	Potential Outputs (to be developed by task groups)	YR
R3.1.a to R3.1.d. R3.1.g	A.	i. Review of the HMAOO and Associated Legislation and Policies	<ul style="list-style-type: none"> Yr1-2: HED - Articulate and rationalise key issues, form task group to include institutes Yr 3-4: Appoint legislation sub-groups to consider: licensing, detecting devices, enforcement, fees and penalties, protection measures, marine, archives. Consultation with sister organisations - NMS, Cadw, HES, HE etc. / Seek legal advice HMC? Consider significant review/ re-structuring of heritage legislation/ HMAOO enforcement review Yr 5 - Present case for legislative review/ Share case for legislative change with executive 	<ul style="list-style-type: none"> HED led with the institutes, DSO, HMC, NMS, Cadw, HES, HE etc. Appoint legislation sub-groups 	<ul style="list-style-type: none"> Complete a review providing existing approach, comparisons and recommendations as Yr 2 milestone Yr 3 sub-groups gather information and present recommendations. 	
R3.1.h. R3.2.a.	A.	ii. Licencing review including regulation of all searches for archaeological	<ul style="list-style-type: none"> Review Aim 1 recommendations regarding licence holder competence 	<ul style="list-style-type: none"> legislation sub-groups 	Present recommendations/	

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R3.3.a- R3.3.f		material. Explore any legislative changes required to facilitate a more effective licensing system	<ul style="list-style-type: none"> Explore and emphasis regulation of all searches for archaeological material Consider potential impacts on community groups etc Ensure any extension of licenced activity results in preparation and deposition of archives as per S&G. Licensing for intrusive underwater arch. Activities? 		case for legislative review	
R3.2.b, R3.2.d, R3.2.e	A.	iii. Review HED's power of enforcement including powers of enforcement as part of the excavation licence and consideration of an in house enforcement team	<ul style="list-style-type: none"> Task group to discuss and define what HED have remit to enforce - i.e. - S&G compliance during excavations? Protection/ preservation of remains during construction? Review with DSO. Explore case for in house v. council level enforcement, additional training requirements Continue to engage with PSNI heritage liaison officer Present any proposed changes to legislation. 	<ul style="list-style-type: none"> Legislation sub-group. HED led – engage with DSO, DAERA and other authorities for advice. 	Present recommendations/ case for legislative review	
R3.1.e. R3.5.a. R3.8.e	A	iv. Explore fees for archives, storage and curation, issuing of consents or licences. v. Increase penalties for SM offences to punitive levels.	<ul style="list-style-type: none"> HED Talking Shop - Consider charging for advice, issuing licenses, licensed use of HER information etc. Review penalties for SM offences incl case studies. Include review of equivalent offences with DAERA. Seek legal advice re statutory requirement for consultation. Review procedures in other authorities and liaise with councils? HED and NMNI to liaise with the UK Archaeological Archives Forum (AAF), Society for Museum Archaeology (SMA) to explore apt future charging mechanisms for processing assemblages etc. 	<ul style="list-style-type: none"> Legislation sub-group. HED and NMNI to liaise with the UK Archaeological Archives Forum (AAF), Society for Museum Archaeology (SMA) to explore apt future charging mechanisms for processing assemblages etc. HED led – engage with DSO, DAERA and other authorities for advice. 	What is industry standard? Review of procedures in other authorities. Present recommendations/ case for legislative review	
R3.5.b R3.6.a R3.6.c	A.	vi. Consider extension of protection measures including extending	<ul style="list-style-type: none"> Identify shortcomings with present system and consult with sister agencies. 	<ul style="list-style-type: none"> Legislation sub-group. Cadw for P&G/ Welsh Historic Environment Act 	Present recommendations/ case for legislative	

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R3.7.c		protection to all monuments. vii. Consider statutory protection for all parks and gardens, and provision for interim protections prior to designation	<ul style="list-style-type: none"> • Countryside/ farmland cross-compliance through DAERA covers landscape features including monuments - explore benefits of overarching protection through legislation of all recorded SMRs. • Consider expanding HMAOO - assets should not be restricted to sites on the SMR • Position of sister agencies should be reviewed and pros and cons with statutory designation of parks and gardens assessed, etc. 	<ul style="list-style-type: none"> • DAERA <p>Could combine sub-group with xiii below - Review and revise policies and criteria relating to designations</p>	review and expanding HMAOO	
R3.1.h. R3.4.a to R3.4.e	A.	viii. Legislation and Maritime Archaeological Remains	<ul style="list-style-type: none"> • Form task group to work alongside Aim 1 group developing Maritime S&G • Review the need for provision of licensing – crossover with licensing review sub-group. • Work with DAERA to further legislate for the designation/ management of historic marine sites • Development of a framework for collaboration with Rep. of Ireland - NMC • UK ratification of UNESCO Convention - Underwater Cultural Heritage - review with other regions 	<ul style="list-style-type: none"> • legislation sub-groups • DAERA Marine & Fisheries • DAERA Inland Fisheries • Seek input from HE, HES, Cadw, NMC 	Present recommendations/ case for legislative review	
R3.7.a, R3.8.a, R3.8.b	A, B	ix. Create a statutory duty for HERoNI. Ensure that archaeological archives are clearly addressed and integrated	<ul style="list-style-type: none"> • Discuss need for legislative change - statutory duty for HERoNI and Archaeological Archives? • Review legislation to ensure that it enables the sector to develop archives and records to meet best practice and promote understanding for the future. • Develop / revise policy/ procedures to align with any new legislation 	<ul style="list-style-type: none"> • legislation sub-groups • HERoNI/ HED, collaborate with NMNI for archives. 	Present recommendations/ case for legislative review	
R3.9.c	B.	x. A MOU between HED and NMNI to work together to deliver archaeological	<ul style="list-style-type: none"> • Develop/ agree MOU to work collaboratively. This will also underpin the development of best practice 	<ul style="list-style-type: none"> • HED, NMNI 	MOU	

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		archives to internationally recognised standards	guidance (Aim 1) and the future form and management of archaeological archives in NI.			
R3.7.b, R3.7.d	B.	xi. Ensure HERoNI is properly resourced to facilitate ongoing curation and accessibility of archives, in line with best practice guidance	<ul style="list-style-type: none"> Outline in HERoNI comms plan/ business need including appropriate accommodation for HERoNI to facilitate storage and access. Best practice developed under Aim 1 will underpin the curation of this resource - ensure it is well understood - assess need for/ develop training? 	<ul style="list-style-type: none"> HED 	Continue to develop comms and engagement opportunities. Training?	
R3.8.c, R3.8.d, R3.9.a, R3.9.b	B	xii. An agreed vision needs to be developed for the archaeological archives and records, which promotes their importance and recognises the benefit and value which they hold	<ul style="list-style-type: none"> Work towards a solution to the future of archaeological archives in NI NMNI and HED to develop Business Case to assess the options for long-term storage, curation, display and accessibility of archaeological excavation archives; include progression of a central NI archive. Explore funding revenues to adequately resource archive/ curate collections and to re-catalogue archives ahead of central management as required. 	<ul style="list-style-type: none"> Task group - HED, NMNI, NMI etc. 	Present recommendations for future of archaeological archives including centralised archive centre.	
R3.6.b	A, C.	xiii. Review and revise policies and criteria relating to designations	<ul style="list-style-type: none"> HED talking shop - Review scheduling guidance/ assessment of significance - ascertain shortcomings. Key to review this following publication of HED's Conservation Principles and key pieces of work including the DHP and initial phases of RF. Compare designation criteria with UK/ ROI – pros and cons of thematic approach used by HE etc. 	<ul style="list-style-type: none"> Legislation sub-group. HED Sister agencies: Cadw, HE, HES, NMS 	Present recommendations/ case for legislative review	
R3.10.a, R3.10.b, R3.12.a	C.	xiv. Ensure that heritage is integrated within policy to ensure the ongoing maintenance and survival	<ul style="list-style-type: none"> Integrate heritage within policy including land-use policy and when actively exploring climate change impacts and mitigation measures at regional levels. Undertake Condition and management survey of the archaeological resource - include coastal heritage. 	<ul style="list-style-type: none"> DAERA/ agricultural sector Councils Key links to LDPs Potential for heritage development officer as part of 	<ul style="list-style-type: none"> CAMSAR vol 2 or equivalent DfC/ HED Position on Climate Change and Sustainability 	

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		of heritage assets for future generations.	<ul style="list-style-type: none"> Position on Climate Change in sister agencies should be reviewed - HE currently developing their Heritage at Risk Framework and Climate Change Strategy etc. DAERA/ UK fishing policy for marine and costal sites Explore potential for implanting Heritage Protection Agreements between owners, local authorities, HED. Existing farmland cross-compliance through DAERA could be improved with Outreach/ education. 	DfC Heritage Task Group - key collaborator		
R3.11	C.	xv. HED must continue to provide input to Local Development Plans	<ul style="list-style-type: none"> HED not policy writers in this process but continue to provide strong detailed comment and advice/ challenge where plans are considered unsound. Continue to demonstrate the value of heritage sites and archaeological remains to the local economy, tourism and regeneration through engagement. Continue to push for <u>best practice standards/ professional standards</u> - outreach and engagement 	<ul style="list-style-type: none"> HED Council engagement could include - Tourism officers, Heritage officers, Community planning officers... 	<ul style="list-style-type: none"> Develop DC engagement tool... Feed into Aim 4 R4.4 to develop training (something similar to HELM?) 	
R3.10.c R3.12.b	C	xvi. Encouraging active care and management of heritage assets by landowners and communities	<ul style="list-style-type: none"> Identify key stakeholders and audiences, and potential funding for management. Explore the impacts of threats to heritage assets on social, economic and environmental prosperity in NI. Encourage community care and management of the historic environment. This could include existing schemes like Adopt a Monument [FODC considering adopt a monument pilot project with graveyards. HED should be actively involved]. Link with Landscape Partnerships with HED offering advice and assistance where SMC or licencing was a requirement of proposals 	<ul style="list-style-type: none"> HED led initially but could pass ownership to an engaged task group with HED advice/ assistance Potential for heritage development officer as part of DfC Heritage Task Group - key collaborator 	<ul style="list-style-type: none"> Develop networks and deliver a range of projects 	

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			<ul style="list-style-type: none"> Potential for development officers to work up community projects, possibly using SC or scheduled monuments? Link in with Outdoor recreation NI. 			