

Code of Practice



Code of Practice for Archaeology agreed between the Minister for Arts, Heritage, Regional, Rural and Gaeltacht Affairs and Transport Infrastructure Ireland



Bonneagar Iompair Éireann
Transport Infrastructure Ireland



An Roinn Ealaíon, Oidhreachta,
Gnóthaí Réigiúnacha, Tuaithe agus Gaeltachta

Department of Arts, Heritage,
Regional, Rural and Gaeltacht Affairs

Code of Practice

Cover image:

Excavations at Garrymore, Co. Cavan in advance of N55 Corduff to South of Killydoon Re-alignment (Archaeological Consultancy Services Unit)

June 2017

National Monuments Service

Email: nationalmonuments@ahg.gov.ie

www.archaeology.ie



Minister's foreword

As Minister with responsibility for Ireland's archaeological heritage I am very pleased to see agreement being reached between Transport Infrastructure Ireland (TII) and my Department's National Monuments Service on this Code of Practice which will further enhance our ability and commitment to conserve and protect our historic past.

This is the tenth such Code to have been put in place between Ireland's key infrastructure providers and my Department. It updates previous Codes agreed with the National Roads Authority (NRA) and the Railway Procurement Agency (RPA) which have since merged to form TII. That merger also provided a timely opportunity to review the existing agreements and to further streamline and embed the very successful partnerships that have evolved, especially at a time when we can look to renewed investment in the development of our transport infrastructure.

There is no question but that that this type of Code of Practice has proven its worth since its inception. The structure of the Codes has worked very well not only to safeguard our valuable archaeological heritage but also to highlight the many exciting sites and artefacts that have been uncovered. By publishing and disseminating the results of the investigations and excavations that have taken place we have a greatly enhanced understanding and appreciation of our history and sense of place.

At the same time, of course, TII and its sister organisations have benefitted from being able to manage the archaeological implications of their investment programmes in a more structured and strategic manner, thereby avoiding potential hidden delays and costs.

It was remarked when the first Code of Practice was being put in place with the NRA that the cultural heritage is ever-changing. This revised and updated Code is a reflection of that dynamic and is a clear indication of the ability of both parties to be adaptable and ready to meet the challenges to our archaeological heritage as Ireland's transport needs continue to evolve and develop.

Heather Humphreys TD

Minister for Arts, Heritage, Regional, Rural and Gaeltacht Affairs

June 2017

Code of Practice



Foreword from the Chief Executive of TII

I am delighted to agree this Code of Practice with the Minister for Arts, Heritage, Rural, Regional and Gaeltacht Affairs, which consolidates and revises the terms of two Codes relating to the NRA and RPA (now merged as TII). The Code, developed by the National Monuments Service and TII's Archaeology and Heritage Section, reflects the considerable experience and expertise gleaned since the original publications.

TII's mission is to provide high-quality transport infrastructure and services delivering a better quality of life and supporting economic growth. To support this mission TII takes archaeology into consideration throughout the project life-cycle.

With the merger of the NRA and RPA into TII in 2015, it was appropriate to develop a Code that provides a single framework for managing archaeology across all TII-funded projects. This Code will benefit TII and the Department in terms of simplifying processes and procedures, while being aware of the characteristics of national road and public transport projects.

While the principle of considering archaeology from the outset of any project remains paramount in this revised Code, this does not mean that all impacts on archaeology can be eliminated nor that all archaeological works will be completed in advance of construction. Rather it reflects the necessity to manage and, insofar as possible, minimise such impacts. This Code also explicitly recognises the importance and value of disseminating and making accessible the results of the archaeological work undertaken on TII projects.

The agreement of this Code is timely given the various legislative changes since the agreement of the original Codes, in particular the Roads Act 2015.

Ultimately, this Code reflects TII's commitment to ensuring that Ireland's archaeological resource is appropriately protected while balancing the needs for providing high-quality transport infrastructure.

I would like to acknowledge the work of the National Monuments Service in developing this updated Code. TII looks forward to collaborating on its implementation.

A handwritten signature in black ink that reads "Michael Nolan".

Michael Nolan
Chief Executive TII

Code of Practice for Archaeology agreed between the Minister for Arts, Heritage, Regional, Rural and Gaeltacht Affairs and Transport Infrastructure Ireland

The purpose of this Code is to provide a framework within existing legislation¹ and policy to enable TII to progress with its programme of work in accordance with the Government's transport strategy, whilst carrying out appropriate archaeological assessment and mitigation having regard to a set of principles and actions agreed by both parties.

The Code is guided by the following agreed principles:

- 1 Policies and practices in relation to the protection of the archaeological heritage must take account of the 1992 European Convention on the Protection of the Archaeological Heritage (revised) (the 'Valletta Convention').
- 2 The Minister has a responsibility to implement the National Monuments Acts 1930 to 2014 so as to ensure appropriate protection of the archaeological heritage.
- 3 TII has a responsibility to deliver high-quality transport infrastructure and services (TII projects).²
- 4 TII and the Minister will adopt a partnership approach to the delivery of the Government's transport strategy and the provision of appropriate protection of the archaeological heritage.
- 5 As a public body TII is required to comply with the requirements of the Public Spending Code, in this regard TII acts as:
 - sanctioning authority and sponsoring agency for its own projects (e.g. Public Private Partnership projects and service areas),
 - sanctioning authority for projects implemented by local authorities (e.g. national roads),
 - sponsoring agency where another organisation is the sanctioning authority (e.g. the National Transport Authority for light rail).
- 6 The delivery of transport infrastructure and services has considerable archaeological implications, which must be addressed given that the archaeological heritage is a non-renewable resource.
- 7 TII will fund a balanced and cost-effective approach to archaeological assessment and mitigation as an integral element of project costs on the basis of the 'developer pays' principle and in keeping with the Minister's published policy in this regard.³

¹ Legislation includes National Monuments Act 1930 to 2014, Roads Act 2015.

² In the context of this Code TII projects are those for which TII is the sanctioning authority and/or the sponsoring agency, and also includes any projects funded by TII.

³ *Framework and Principles for the Protection of the Archaeological Heritage (1999)* and *Policy and Guidelines on Archaeological Excavation (1999)*.



Aerial view of early medieval enclosure at Ranelagh, Co Roscommon on the N61 Coolteige scheme (IAC Archaeology)

- 8 Appropriate strategies will be developed at the earliest opportunity to ensure that development proposals will make every effort to avoid and/or minimise impacts on archaeology having regard to best practice in the project design, safety implications, costs, environmental constraints and other impacts.
- 9 Mitigation of impacts on archaeology, other than in exceptional circumstances, will be limited to the confines of the project.
- 10 Each party reserves the right to review decisions.
- 11 Both parties are committed to dealing with the archaeological implications of TII projects in a balanced and cost-effective manner having regard to:
 - regulatory/statutory requirements,
 - guidelines published by the Minister,
 - TII's timescale for bringing projects from initial planning to completion and,
 - avoidance wherever possible of direct impact on archaeology and/or a level of preservation by record of archaeology impacted upon by TII projects that is acceptable to the Minister.
- 12 TII and the Minister will co-operate to ensure, as far as reasonably practicable, that appropriate archaeological investigation(s) will be carried out prior to the commencement of construction.

Where this is not reasonably practicable, an appropriate archaeological strategy to mitigate known or potential archaeological impacts will be developed in consultation with the Minister.

- 13 Both parties agree to meet as required to discuss the operation/implementation of the Code and any issues that may arise.

AGREED ACTIONS:

The Minister (through the National Monuments Service of the Department) will:

- 1 Assign a liaison archaeologist for individual TII projects.
- 2 Participate in the statutory and non-statutory consultation initiatives (as appropriate) for TII projects during the planning and design phases so as to discuss any archaeological issues arising.
- 3 Respond to communications from the Project Archaeologist (see below) in a timely manner. The standard method of communication will be by email to facilitate efficiency.
- 4 Process licences required under Section 26 of the National Monuments Acts 1930 to 2014 within two weeks of receipt of appropriate application and, in the case of applications to deal with on-site emergencies, as reasonably practicable, within two working days.
- 5 Issue Ministerial Consents/Directions required under Section 14 of the National Monuments Act 1930 to 2014 within six weeks of receipt of appropriate application. (Note: Section 14 includes archaeological excavations and all works affecting national monuments).
- 6 Issue registration numbers under the Ministerial Consents/Directions within one week of receipt of application where reasonably practicable and, in the case of applications to deal with on-site emergencies, within two working days.
- 7 Agree an appropriate archaeological strategy in consultation with TII where archaeological work prior to the commencement of construction is not feasible.
- 8 Agree that a single Excavation Director will be sufficient for excavating sites where the subject sites form part of a discrete complex, are contiguous to or in close proximity to each other having regard to the recommendations of the Project Archaeologist.
- 9 The Minister is committed to processing applications to amend method statements for ongoing excavations as soon as possible, and in any event not later than two working days, except in cases of complex amendments.

TII will:

- 1 Assign a Project Archaeologist to oversee the archaeological elements of each TII project from inception to completion.
- 2 Endeavour to set out the annual work plan for all TII projects.
- 3 Ensure that the Project Archaeologist will be a member of the project team.⁴ As part of the project team the Project Archaeologist will manage archaeological aspects of the project and input on, inter alia:
 - project planning and design,
 - scheduling of archaeological mitigation,
 - the development of programmes,
 - the development of construction and procurement strategies,
 - the preparation of contract documentation,
 - the appointment of competent Consultant Archaeologists,
 - advance works, construction and potential operational issues.
- 4 Assess the archaeological implications of TII projects from the initial planning stages to ensure that due consideration is given to archaeological impacts in identifying the preferred routes/options thus seeking to minimise the impact on known archaeological remains and areas of established archaeological potential.
- 5 Require that the process of identifying the potential impact of TII projects on archaeology will be dealt with by a competent archaeologist.
- 6 Ensure that appropriate investigation is carried out, where reasonably practicable, prior to the commencement of construction to identify both the known and unknown archaeology that may be impacted by TII projects.

Where this is not reasonably practicable, an appropriate archaeological strategy to mitigate the known or potential archaeological impacts will be developed in consultation with the Minister.
- 7 Consider whether the archaeology can be preserved *in situ* within the confines of the project.
- 8 Where preservation *in situ* cannot reasonably be achieved, allow sufficient time to preserve by record all archaeological remains that are impacted by the project to a level that is acceptable to the Minister.
- 9 Provide the necessary funding to fulfil the post-excavation and reporting requirement(s) of the project to a standard that is acceptable to the Minister.
- 10 Publish and/or disseminate, as appropriate, the archaeological results of TII projects.
- 11 Consult with the Minister throughout the life-cycle of each project.

⁴ For the purposes of this Code the project team refers to parties involved/engaged in the planning, design, construction and operation of TII projects.

Role of TII Project Archaeologist

TII agrees that a Project Archaeologist will be assigned to individual TII projects with potential archaeological implications.

The Project Archaeologist will:

- 1 Be competent for the role.
- 2 Be a member of the project team from the earliest stages with a view to informing route/option selection and minimising archaeological impact(s).
- 3 Ensure that any preparatory archaeological work undertaken (e.g. desk study, field-walking, test-trenching, LiDAR surveys, archaeo-geophysical surveys) is in keeping with guidelines and best practice.
- 4 Be the main point of contact with the Department for the project on behalf of the project team.
- 5 Be responsible for the management of the archaeological aspects of the contract.
- 6 Ensure that the Environmental Impact Statement and/or mitigation recommendations are in keeping with guidelines and best practice.
- 7 Ensure that appropriate archaeological investigations are carried out, where reasonably practicable, prior to the commencement of construction. Where this is not reasonably practicable, an appropriate archaeological strategy will be developed in consultation with the Minister.



Excavating the remains of a possible medieval gatehouse underneath Richmond Street, Buttevant, Co. Cork (Rubicon Heritage Services)

- 8 Ensure that the applications for Ministerial Consents/Directions and/or archaeological licences are appropriate and in order before they are submitted to the Minister. These will specify the timescales and resources for the completion of the works.
- 9 Be responsible for overseeing the conduct of the archaeological works to ensure that they are carried out in accordance with approved method statements, relevant conditions and within agreed timescales.
- 10 Be responsible for ensuring that applications to amend method statements are made in an appropriate manner to facilitate the Minister in processing them within two working days, other than in cases of complex amendments.
- 11 Ensure that all mitigation is carried out to a standard acceptable to the Minister.
- 12 Review and monitor all archaeological costs.
- 13 Provide regular updates on the progress of archaeological works to the Minister.
- 14 Ensure that archaeological reports submitted to the Minister are in accordance with guidelines and best practice.
- 15 Ensure that the archaeological results are published and/or disseminated as appropriate.



Archaeological investigations outside Trinity College Dublin for the Luas Cross City scheme (Irish Times)

Cód Cleachtas

- 8 Cinnteoidh sé/sí go mbeidh iarrtais ar Cheadanna/Teoracha ón Aire agus/nó ceadúnais seandálaíochta iomchuí agus in eagar sula gcuirtear faoi bhráid an Aire iad. Sonróidh siad seo na hamscáláil agus na hacmhainní do chur i gcrích na n-obreacha.
- 9 Beidh sé/sí freagrach as maoirsiú a dhéanamh ar fheidhmí na n-obreacha seandálaíochta lena chinntiú go ndéantar iad de réir na ráiteas módhna comhaontaithe agus na gcoinníollacha ábhartha, agus laistigh de na hamscáláil comhaontaithe.
- 10 Beidh sé/sí freagrach as a chinntiú go bhfuil iarrtais ar ráitis mhodha a leasú déanta ar bhealach cuir chun cuidiú leis an Aire iad a phróiseáil in dhá lá oibre, seachas i gcás leasuithe casta.
- 11 Cinnteoidh sé/sí go ndéantar gach maoliú ar chaighdeán atá inghlactha don Aire.
- 12 Déanfaidh sé/sí athbhreithniú agus monatóireacht ar gach costas seandálaíochta.
- 13 Tabharfaidh sé/sí tuairisc rálta don Aire maidir le dul chun cinn na n-obreacha seandálaíochta.
- 14 Cinnteoidh sé/sí go bhfuil gach tuarascáil seandálaíochta a chuirtear faoi bhráid an Aire i gcomhréir le treoirlínte agus leis an dea-chleachtas.
- 15 Cinnteoidh sé/sí go ndéantar torthaí seandálaíochta a fhoilsiú agus/nó a scaipeadh de réir mar is cúl.



Scrúdúithe seandálaíochta lasmúigh de Chólaiste na Tríonóide, Baile Átha Cliath do scéim thraschathrach Luas (Irish Times)

Cód Cleachtais

Ról Sheandálaí Tionscadail BIF

Aonair BIF go ndéantar Sheandáil Tionscadail a shannadh le tionscadail aonair BIF a bhfuil impleachtaí seandálaíochta féideartha leo.

Maidir leis an Sheandáil Tionscadail:

- 1 Beidh sé/sí inniúil don ról.
- 2 Beidh sé/sí ina b(h)all den fhoireann tionscadail ó na céimeanna is luath ag feachaint le treoir a thabhairt maidir leis na bealaí/roghanna a roghnú agus le tioncha(i)r seandálaíochta a fósaghdú.
- 3 Cinnteoidh sé/sí go mbronn gach obair ullmhúcháin seandálaíochta a dhéantar (e.g. staidéar deisce, sídíl allamúigh, trínseál thrialach, suirbhéanna LiDAR agus aircéil geofisiceacha) i gcomhréir le treoir/innte agus dea-chleachtas.
- 4 Beidh sé/sí ar an bpríomhphointe teagmhála leis an Roinn don tionscadail ar son na foirne tionscadail.
- 5 Beidh sé/sí freagrach as gnéithe seandálaíochta an chonartha a bhainistiú.
- 6 Cinnteoidh sé/sí go bhfuil an Ráiteas Tionchair Timpéallachta agus/nó moltaí maoláthe i gcomhréir le treoir/innte agus leis an dea-chleachtas.
- 7 Cinnteoidh sé/sí go ndéantar fíoruithe seandálaíochta iomchuí, máis indéanta go réasúnta, roimh thosú na tógála. Sa chás nach bhfuil sé sin indéanta go réasúnta, forbrófar stráitéis seandálaíochta chuí i gcomhairle leis an Aire.



Tochailt ar fhochtairigh theach geara ó na meánaoiseanna, b'fhéidir, faoi Shráid Richmond, Cill na Mallach, Co. Chorcaí (Rubicon Heritage Services)

Cód Cleachtais

- 1 Seandálaí Tionscadail a shannadh chun maoirsí a dhéanamh ar ghnéithe seandálaíochta gach aon tionscadail BIF ó cheapadh go críochnaigh.
- 2 Iarracht a dhéanamh an plean oibre bliantúil a dhéanamh do thionscadail uile BIF.
- 3 A chinníú go mbeidh an Seandálaí Tionscadail mar bhall den Fhoireann Tionscadail, Mar bhall den Fhoireann Tionscadail déanfaidh an Seandálaí Tionscadail bainistíú ar ghnéithe seandálaíochta an tionscadail agus tabharfaidh sé/sí ionchur i dtaca leis na nithe seo a leanas, inter alia:
 - pleanáil agus deiradh tionscadail,
 - scéidéalú ar mhaolú seandálaíochta,
 - clár a fhorbairt,
 - straitéisí tógála agus soláthair a fhorbairt,
 - doiciméid conartha a ullmhú,
 - Seandálaithe Comhairleacha cumasacha a cheapadh,
 - réamh-obireacha, tógáil agus saincheisteanna féideartha oibreochta.
- 4 Measúnú ar impleachtaí seandálaíochta thionscadail BIF ó na céimeanna pleanála tosáigh lena chinníú go dtugtar tábhacht chuí d'impleachtaí seandálaíochta agus na bealaí/roghanna is fearr a sainiú, agus ar an gcaoi sin féachaint leis an tionchar ar shuíomhanna seandálaíochta aitheanta nó limistéir ina bhfuil acmhainneacht seandálaíochta sheanbhunaithe a foslághnú.
- 5 Eiliamh gur b' éirí seandálaí inniúil a bheidh ag plé leis an bpríseas de thionchar féideartha thionscadail BIF ar an tseandálaíocht a aithnínt.
- 6 Cinníú go ndéantar fíorú cuí, más indéanta go réasúnta, roimh thús na tógála chun an tseandálaíocht, idir aitheanta agus neamhathéanta, a dhéanamh ar an tseandálaíocht BIF dul i gcion uirthi a shainiú.

Sa chás nach bhfuil sé seo indéanta go réasúnta, forbrófar straitéis seandálaíochta chuí i gcomhairle leis an Aire chun maolú a dhéanamh ar na tionchair seandálaíochta atá ar eolas nó a d'fhéadfadh a bheith ann.
- 7 Breithníú cé acu an féidir an tseandálaíocht a chaomhnú *in situ* laistigh de theorainneacha an tionscadail.
- 8 Sa chás nach féidir caomhnú *in situ* a bhaint amach go réasúnta, d'fhéidir ama a cheadú chun caomhnú a dhéanamh tréthaifead ar na fothraigh seandálaíochta uile a dtéann an tionscadal i gcion uirthi chug leibhéal atá inghlactha don Aire.
- 9 An maoiniú riachtanach a sholáthar chun ceanglas (ceanglas) iarthocheall agus tuairiscithe an tionscadail a chomhlíonadh ar chaighdeán atá inghlactha don Aire.
- 10 Tortair seandálaíochta thionscadail BIF a fhoilsiú agus/nó a scaipeadh, de réir mar is cuí.
- 11 Dul i gcomhairle leis an Aire ar feadh saoire gach tionscadail.

Cód Cleachtais

- 1 Seandálaí caidrimh a shannadh do thionscadail aonair BIF;
- 2 Páirt a ghlacadh sna tonscnaimh comhairlíúcháin reachtúla agus neamhreachtúla (mar is cuiri) do thionscadail BIF le linn na gcéimeanna pleanála agus dearaídh chun aon saincheisteanna seandálaíochta a thagann chun cinn a phlé;
- 3 Freagarth do theachtairachtar ón Seandálaí Tionscadail ar bhealach tráthúil. Chun éifeachtúlacht a éascú, is é ríomhphost an modh caighdeánach cumarsáide a bheidh ann.
- 4 Ceadúnais atá de dhíth faoi Alt 26 d'Achtanna na Seadchomharthaí Náisiúnta 1930 go 2014 a phróiseáil laistigh de dhá sheachtain ó iarratas cur a fháil agus, i gcás iarratas chun déileáil le héigeandáil ar an lathair, chomh hindéanta agus is féidir, laistigh de dhá lá oibre.
- 5 Ceadanna/Treoracha ón Aire atá de dhíth faoi Alt 14 d'Acht na Seadchomharthaí Náisiúnta 1930 go 2014 a eisíint laistigh de sé seachtaine ó iarratas cur a fháil. (Nóta: Airtítear le Halt 14 tochairt seandálaíochta agus gach obair a théann i gcion ar shéadchomharthaí náisiúnta).
- 6 Uimhreacha clárúcháin a eisíint faoi Cheadanna/Treoracha ón Aire laistigh de sheachtain amháin ó iarratas a fháil más indéanta go praiticiúil agus, i gcás iarratas chun déileáil le héigeandáil ar an lathair, laistigh de dhá lá oibre.
- 7 Strateis seandálaíochta chur a chomhaontú i gcomhairle le BIF sa chás nach bhfuil obair seandálaíochta indéanta roimh thosú na tógála.
- 8 Aontú gur leor Stúirtéoir Tochairte amháin chun suíomhanna a thochailt áit a mbeidh na suíomhanna i gceist mar chuid de chomhbhaisle suíomhanna scoite, comhtheagmhálach nó cóngarach go maith dá chéile ag féachaint go cuiri do mhóitail an tSeandálaí Tionscadail.
- 9 Tá an tAire tionsanta d'iarratais ar ráitis mhodha a leasú do thochairt atá ar bun a phróiseáil a luaithe agus is féidir, agus ar aon chaol tráth nach déanar ná dhá lá oibre, ach amháin i gcás leasuithe casta.

Cód Cleachtais



Radharc ón aer ar imfháil ón mheánaois luath ag Raghnaillach, Co. Ros Comáin ar scéim N61 Cúil Taidhg (IAC Archaeology)

- 8 Forbrófar stráitéis/ iomchur a luathé agus is féidir chun a dhéanamh deimhin de go ndéanfadh togar forbartha gach iarracht tionchair ar tséandálaíocht a sheachaint agus/nó a foslághnú, ag tógáil an dea-chleachtais san áireamh i dtaca le dearradh tionscadail, impleachtal sábháilteachta, costais, srianta comhshaoil agus tionchair eile.
 - 9 Seachas i gcúinsí eisceachtlúla, beidh maolú ar thionchair ar sheandálaíocht teoranta do theoirainneacha an tionscadail.
 - 10 Forchoimeádann gach páirt an ceart chun athbhreithniú a dhéanamh ar chinnt.
 - 11 Tá an dá pháirtí tionscail do deileáil le himpleachtar seandálaíochta na dtionscadal BíE ar bhealach cothrom cost-éifeachtúil ag feachaint do:
 - riachtanais rialala/reachtúla,
 - treoir/innte foilsithe ag an Aire,
 - amscála BíE chun tionscadail a thabhairt ó phleanáil tosaigh go críoch agus,
 - tionchar díreach ar sheandálaíocht a sheachaint, áit ar bith is féidir, agus/nó leibhéal caomhnaithe trí thairfead ar sheandálaíocht a dtéamh tionscadail BíE i gcion orthu atá inghlactha don Aire.
 - 12 Comhoibreoidh BíE agus an Aire lena chinníú, chomh fada agus is féidir go réasúnta, go ndéantar fiosrú (fiosruithe) seandálaíochta iomchur roimh thosu na tógála.
 - 13 Aontóim an dá pháirtí bualadh lena chéile de réir mar is gá chun oibriú/seandálaíochta chur i gcomhairle leis an Aire chun tionchair sheandálaíochta atá ar eolas nó a d'fhéadfadh a bheith ann a mhaolú.
- Aontóim an Chóid agus aon saincheisteanna a thiofaidh chun cinn a phlé.

Is é cuspóir an Chóid seo ná creatlach a sholáthar laistigh den reachtarocht¹ agus den pholasaí le cur ar chumas BÍE dul ar aghaidh lena chlar oibre i gcomhréir le straitéisí iompair an Rialtais, agus measúnú agus maolú seandálaíochta iomchuí a dhéanamh ag féachaint go cuí do thacar prionsabail agus gníomhartha arna gcomhaontú idir an dá pháirtí.

Faighneann an Cód treoir ó na prionsabail chomhaontaithe seo a leanas:

1 Ní mór do pholasáithe agus cleachtais maidir le cosaint na hoidhreachta seandálaíochta Coinbhinsíúin Eorpach um Chosaint na hOidhreachta Seandálaíochta (Aithbhreithnithe) ('Coinbhinsíúin Vaileite') 1992 a chur san áireamh.

2 Tá an tAire freagrach as Achtanna na Seadchomharthaí Náisiúnta 1930 go 2014 a chur i bhfeidhm d'fhonn cosaint chuí ar an oidhreacht seandálaíochta a dheimhniú.

3 Tá BÍE freagrach as bonneagar agus seirbhísí ardchaighdeáin iompair (togaí BÍE?) a sheachadadh.

4 Glactaídh BÍE agus an tAire le cur chuíge compháirtíochta i dtaca le straitéisí iompair an Rialtais agus cosaint chuí ar an oidhreacht seandálaíochta a sholáthar.

5 Mar chomhacht poiblí ní mór do BÍE riachtanais an Chóid Chaiteachais Phoiblí a chomhlíonadh, ina leith seo feidhmiú BÍE mar:

- udarás ceadaithe agus gníomhairiacht urraithe dá thionscadail féin (e.g. tionscadail Compháirtíochta Próbháidí Poiblí agus ionaid seirbhíse),
- udarás ceadaithe do thionscadail curtha i bhfeidhm ag údaráis áitúla (e.g. bóithre),
- gníomhairiacht urraithe áit a bhfuil eagraíocht eile ina húdaráis ceadaithe (e.g. an tUdaráis Náisiúnta Iompair d'Iarnród Éadrom).

6 Tá impleachtaí suntasacha seandálaíochta ag seachadadh an bhonneagar agus seirbhísí iompair, nach mór déileáil leo i bhfianaise an scéil gur acmhainn neamh-inathnuaite í an oidhreacht seandálaíochta.

7 Tabharfaidh BÍE maoiniú le haghaidh cur chuíge cothrom agus cost-éifeachtúil i dtaca le measúnú agus maolú seandálaíochta mar ghné iarnach de chostais tionscadail ar bhunús an phrionsabail gurb é an forbóir a focarn as agus ag clóir le polasáí foliúithe an Aire ina leith sin.³

1 Airítear sa reachtarocht Achtanna na Seadchomharthaí Náisiúnta 1930 go 2014, Acht na mBóithre 2015.
 2 I gcomhthéacs an Chóid seo is iad tionscadail BÍE na cinn sin a bhfuil BÍE ina údaráis ceadaithe agus/nó gníomhairiacht urraithe ina leith, agus áiríonn siad aon tionscadail maoinithe ag BÍE.
 3 Creat agus Prionsabail um Chosaint na hOidhreachta Seandálaíochta (1999) agus Polasáí agus Treoirínte i dtaca le Tachair Seandálaíochta (1999).

Cód Cleachtais

Cód Cleachtas



Réamhra Ó
Phríomhfheidhmeannach Bliú

Tá áthas orm an Cód Cleachtas seo a chomhaontú leis an Aire Ealaíon, Oidhreacht, Gnóthaí Réigiúnacha, Tuaithe agus Gaeltachta, a dhainiú agus a leasú. Tá áthas orm an Cód a bhaineann leis an Udarás um Bóithre Náisiúnta agus an Ghníomhaireacht um Fhál Iarnróid (cumascha anois mar Bliú). Léiríonn sé an Cód, a d'fhorbair Seirbhís Náisiúnta agus Rannóg Seandálaíochta agus Oidhreacht Bliú, ar an tathrú agus sainéolas suntasach a fuarthas ó foilsíodh na cóid bhunaidh.

Is é misean Bliú bonneagar agus seirbhísí iompair ardchaighdeán a sholáthar, a chuireann cáilídeán beatha níos fearr agus a thacaíonn le fás eacnamaíochta. Chun tacú leis an misean seo cuireann Bliú an tseandálaíocht san áireamh ar feadh saolre tionscadail.

Le cumas an Udarais um Bóithre Náisiúnta agus na Gnóthaíreachta um Fhál Iarnróid isteach in Bliú in 2015, ba thráthúil an t-am é le Cód a fhorbairt a chuireann creat amháin ar fáil chun an tseandálaíocht a bhainistiú thar na dtionscadail uile atá maoinithe ag Bliú. Beidh buntáiste sa Cód seo do Bliú agus don Roinn i dtéarmaí an tsimplifíche ar phrósais agus níos sábháilte, agus a bheith ar an eolas faoi threithe na dtionscadail náisiúnta bóthair agus iompair phoiblí.

Cé go bhfuil tús áite tugtha sa Cód leasaithe seo don phríonsabal go ndéanfar machnamh ar an tseandálaíocht ó thús tionscadail ar bhith, ní hionann sin agus a rá gur féidir gach tionchar ar an tseandálaíocht a scríos nó go gcuirfead na hoibreachta seandálaíochta uile i gcrích sula dtosófar ar an tógáil. Ina áit sin, léiríonn sé an gá le tionchar dá leithéid a bhainistiú agus, a mhéid is féidir, a fósághnú. Athníonn an Cód seo go follasach an tabhacht agus an luach atá le torthaí na hoibre seandálaíochta a dhéantar ar thionscadail Bliú a scaipeadh agus a dhéanamh inrochtana.

Tá comhaontú an Chóid seo tráthúil i bhfianaise na n-athrúithe reachtachta éagsúla ó aontáidh na Cóid bhunaidh, go hairithe Acht na mBóithre 2015. Sa deireadh thiar thall, léiríonn sé an Cód seo ar thiomantas Bliú do chinntiú go ndéanfar acmhainn seandálaíochta na hÉireann a chosaint agus an ríochtanas le bonneagar iompair ardchaighdeán a sholáthar a choinneáil san áireamh. Ba mhath liom aithneantas a thabhairt d'obair Sheirbhís na Seadchomharthaí Náisiúnta chun an Cód nuashonraithe seo a fhorbairt. Tá Bliú ag tnúth le comhoibriú ar a chur i bhfeidhm.

Mickael Ó Nualláin

Micheál Ó Nualláin

Príomhfheidhmeannach Bliú



Réamhrá an Aire

Mar Aire ar a bhfuil an fhreagracht as oidhreacht seandálaíochta na hÉireann tá an-éithas orm a fheiceall go bhfuil comhaontú sroichte idir Bonneagar Iompair Éireann (BIE) agus Seirbhís na Seadchomharthaí Náisiúnta de chuid mo Roinne maidir leis an gCód Cleachtais seo a chuirfidh tuilleadh feabhais ar ár gcumas ar stair a chaomhnú agus a chosaint.

Seo é an deichiú Cód dá leitheid atá curtha ar bun idir príomhshláthróirí bonneagair na hÉireann agus an Roinn seo agamsa. Déanann sé nuashonrú ar Chóid roimhe seo a aontáil leis an Udarás um Bóithre Náisiúnta agus an Ghníomhaireacht um Fháil Iarnróid atá cumasctha ó shin chun BIE a chruthú. Chuir an cumasc sin deis thráthúil ar fáil freisin chun athbhreithniú a dhéanamh ar na comhaontuithe a bhí ann cheana agus chun na comhpháirteíochtaí rathúla a dhéanadh a shruithníú agus a leabú a thuilleadh, go háirithe ag am inar féidir linn a bheith ag súil le hinneistíocht athnuate san fhorbairt ar ár mbonnagar iompair. Níl aon amhras ach go bhfuil tairbhe chruthaithe leis an gcineál seo de Chód Cleachtais ó cuireadh ar bun iad. D'obrígh struchtúr na gCód go han-mhath, ní hamháin chun ár n-oidhreacht seandálaíochta luachmhar a chosaint ach freisin chun áird a dhíriú ar an iliomad siomhanna agus réada simiúla atá aimsithe. Tír thorthaí na n-imscrúdúithe agus na dtíochailtí a rinneadh a fhoilsiú agus a scaipeadh, tá tuiscint agus meas i bhfad níos fearr againn ar ár stair agus ar ár n-ómós áite.

Ag an am céanna, ar ndóigh, bhain BIE agus a chomheagraíochtaí tairbhe as bheith ábaita bairistíú a dhéanamh ar impleachtaí seandálaíochta a gclár inneistíochta ar bhealach níos struchtúrtha agus níos straitéise, agus ar an gcaoi sin moilleanna agus costais fhólaíthe ionchasacha a sheachaint.

Nuair a bhí ar chéad Chód Cleachtais á cur ar bun leis an Udarás um Bóithre Náisiúnta, d'írigh go mbíonn an oidhreacht chultúrtha de shíor ag athnú. Léiríú is ea an Cód leasaithe agus nuashonraithe seo ar an dtimic sin agus is léiríú soiléir é ar an gcumas atá ag an dá pháirtí a bheith solúbtha agus ábalta aghaidh a thabhairt ar dhúshláin ár n-oidhreacht seandálaíochta de réir mar a leanann ríachtanais iompair na hÉireann ag fás agus ag forbairt.

Heather Humphreys TD

Aire Ealalon, Oidhreacht, Gnóthaí Réigiúnacha, Tuaithe agus Gaeltachta
Meitheamh 2017

Cód Cleachtais

Cód Cleachtais

Griangraf ar an gclúdach:

Tochailt ag Garraí Mór, Co. an Chabháin roimh athallíniú ar N55
An Chorr Dhubh go Ó Dheas ó Chill Uí Dhúin (Aonad Seirbhísi
Comhairle Seandálaíochta)

Meitheamh 2017

Seirbhís na Séadchomharthaí Náisiúnta
Ríomhphost: nationalmonuments@ahg.gov.ie
www.archaeology.ie

Cód Cleachtais

Cód Cleachtais don tSeandálaíocht aontaithe
idir an tAire Ealaíon, Oidhreacht, Gnóthaí
Réigiúnacha, Tuaithe agus Gaeltachta agus
Bonneagar Iompair Éireann



An Roinn Ealaíon, Oidhreacht,
Gnóthaí Réigiúnacha, Tuaithe agus Gaeltachta
Department of Arts, Heritage,
Regional, Rural and Gaeltacht Affairs

