



## **National Museums of Kenya Chance Finds Management Plan**

This Chance Finds Procedure defines requirements for the management of archaeological, palaeontological and other cultural deposits, finds and features encountered during construction and development activities in Kenya. The objectives of this document are to provide protocols that will minimize disruption to construction scheduling while promoting the preservation of prehistoric and cultural heritage.

This Procedure is defined in accordance with

- The National Museums and Heritage Act 2006,
- The International Finance Corporation Performance Standard 7 and 8 on Indigenous Communities and Cultural Heritage.
- UNESCO 1972 World Heritage Convention

### **1. Definitions**

Cultural Heritage is defined as:

- (i) **Tangible forms of cultural heritage**, such as tangible moveable or immovable objects, property, sites, structures, or groups of structures, having archaeological (prehistoric), paleontological, historical, cultural, artistic, and religious values;
- (ii) **Unique natural features or tangible objects that embody cultural values**, such as sacred groves, rocks, lakes, and waterfalls; and
- (iii) Certain instances of **intangible forms of culture** that are proposed to be used for commercial purposes, such as cultural knowledge, innovations, and practices of communities embodying traditional lifestyles.
- (iv) Graves and places of burial.

## **2. Emergency Impact Management Guidelines for Intact or Disturbed Archaeological and Palaeontological Deposits**

The following requirements are to be executed in the event that an unrecorded cultural heritage site is discovered during any phase of the Contractor's activities:

- All activity in the vicinity of the find/feature/site will cease immediately.
- The artefact shall not be moved from where it has been found, unless supervised by the on-site NMK advisor.
- The on-site NMK advisor, together with the contractor / project manager, will undertake an inspection of the cultural heritage site.
- The discovered cultural heritage site will be delineated by the on-site cultural/archaeology advisor.
- The on-site NMK advisor will assess, record and photograph the cultural heritage site as per the appropriate Chance Finds Report,
- In consultation with the project manager and Contractor, the onsite NMK advisor will determine the appropriate course of action to take.
- Sensitive sites defined in the Chance Finds Report shall be marked off with hazard tape, detour signs and if necessary the site secured as detailed in the chance finds report. The site will be secured to prevent any damage or loss of removable objects.

### **Management Options**

In consultation with the developer or Project Manager, the following options should be considered when deciding on how to proceed:

- Avoidance through partial or complete project redesign or relocation. This ensures minimal impact to the archaeological site and is the preferred option from a cultural resource management perspective. When feasible, it can also be the least expensive option from a construction perspective. This option is preferred as it will allow the later excavation of the finds with due scientific care and diligence.
- Emergency archaeological excavation, if necessary. This "salvage recovery" option is required where it is not possible to relocate the development project.
- Application of site protection measures, such as erecting fencing or barricades to protect the site, or capping the site area with fill. Appropriate protection measures should be identified on a site-specific basis.

### **3. Emergency Impact Management for Burial Sites**

If definite or possible human remains are encountered:

- Immediately stop construction in the vicinity of the remains.
- Contact the project archaeologist for further guidance

If it is determined that the remains are not archaeological, negotiations will follow to establish an appropriate procedure for handling the remains. An appropriate protocol for handling human remains will require consultation with local communities. A human remains protocol should be established prior to commencement of construction.

#### **Management Options**

- Avoidance through partial or complete project redesign or relocation. This would ensure that the remains are protected from further disturbance.
- Salvage or emergency excavation to respectfully remove the remains for reburial in a location chosen by local residents.

Should the developer / contractor encounter archaeological artifacts, fossils or human remains, the form below should be filled for every finding.




# Chance Finds Report

## Chance Find Report

Date (xx / xx / 2014)	Time (xx:xx)	Site Name	GPS Coordinates (Northing)	GPS Coordinates (Easting)
Description of Find				
Proximity to Contractor Activity				
Sensitivity				
Vulnerability				
Recommended Action Description				
Site Checklist		Yes / No	Comment	
Responsible persons notified				
Coordinates verified				
Site Marked				
Site Secured				
Photograph(s)				

<b>Impacts Assessed</b>		
<b>Actions Agreed</b>		
<b>Authorised Instruction</b>		
<b>National Museums Kenya Representative</b>	<b>Position</b>	<b>Signed (Name)</b>
<b>Contractor / Project Manager</b>		<b>Signed (Name)</b>

Signed..  18/2/15

Head, Archaeology Section