

Heritage Act Delegations: City of Sydney Council Excluded sites and State agency delegations



To cut red tape and reduce assessment timeframes, the Heritage Council of NSW has delegated a range of functions to City of Sydney Council. This delegation applies to most applications and State Heritage Register items under the *Heritage Act 1977* within the City of Sydney Local Government Area. Some sites are subject to existing State agency delegations and others are excluded; these FAQ will address these exclusions.

What is delegated authority?

The *Heritage Act 1977* (Heritage Act) provides the Heritage Council of NSW (Heritage Council), and the Minister with a range of functions. There are several delegations currently in place to enable more timely decision making. For example, senior officers within Heritage NSW, Place Management NSW, Sydney Living Museums and Sydney Water all currently exercise various delegations. The City of Sydney Council (Sydney Council) can now also carry out certain functions under the Heritage Act.

What sites do the State agency delegations cover?

Heritage Act delegations held by Sydney Water, Sydney Living Museums, and Place Management NSW relate to State Heritage Register (SHR) items that these agencies either own or manage. The delegations to these State agencies sit alongside the Sydney Council delegation. All three agencies will continue to exercise their delegation for SHR items that they own or manage within the Sydney Council Local Government Area. Information about which SHR items are covered by these State agency delegations can be obtained from either Heritage NSW or the agency.

What other State Heritage Register items have been excluded?

Seven SHR items have been excluded from the Heritage Act delegation to Sydney Council. All Heritage Act applications, exemptions and exceptions for these sites will continue to be assessed and determined by the Heritage Council of NSW or their Heritage NSW delegate. The seven excluded SHR items are:

1. Sydney Opera House (SHR 01685)
2. Sydney Harbour Bridge, approaches and viaducts (road and rail) (SHR 00781)
3. Glebe Island Bridge (SHR 01914)
4. Sydney Terminal and Central Railway Stations Group (SHR 01255)
5. Redfern Railway Station group (SHR 01234)
6. Eveleigh Railway Workshops (SHR 01140)
7. Eveleigh Railway Workshops machinery (SHR 01141)

Why have these State heritage items been excluded?

A dedicated team in Heritage NSW manages several high risk and sensitive projects which require a single point of contact to provide consistency of advice and decision making. In addition, the Heritage Council has a Memorandum of Understanding (MOU) with Transport for NSW (formerly Roads and Maritime Services) to manage applications and exemptions under the Heritage Act for the Sydney Harbour Bridge and Glebe Island Bridge.

Relevant SHR sites have therefore been excluded from the Heritage Act delegation to Sydney Council to enable Heritage NSW to continue to: deliver identified projects; collaborate with Government Agencies; meet the requirements of the MOU; and manage client relationships and engagement.

Where do I lodge my application?

Throughout the staged roll out of the Heritage Act delegations to Sydney Council, applications, exemptions or exceptions for works to SHR items covered by State agency delegations should continue to be lodged with the State agency.

Applications for the above listed excluded sites should continue to be lodged with the Heritage Council via heritagemailbox@environment.nsw.gov.au. (Note: Integrated Development Applications continue to be lodged directly with Sydney Council, as this is not a Heritage Act application).

Have the timeframes changed?

Application timeframes will remain the same for all application types for excluded sites and SHR items covered by State agency delegations.

For more information about the operation of Stage 1 of the Heritage Act delegations to Sydney Council, please refer to the Stage 1 FAQs.

Or contact.....

Heritage NSW on:

T: 02 9873 8500 or

E: heritagemailbox@environment.nsw.gov.au