



HERITAGE COUNCIL OF NSW

State Heritage Register Committee Minutes

10:10am – 1:30pm
Tuesday, 5 May 2020
Video conference

ATTENDANCE	
MEMBERS	
Ms Sheridan Burke	Chair
Ms Colleen Morris	Deputy Chair
Mr Steven Barry	Member
Dr Wayne Johnson	Member
Ms Lisa Newell	Member
Dr Brian Lindsay	Member
Mr Paul Knight	Member
Mr Frank Howarth PSM	Alternate Member
APOLOGIES	
Dr Lisa Murray	Member
HERITAGE NSW	
Ms Pauline McKenzie	Executive Director
Ms Juanita McCarthy	Director Heritage Strategy
Mr Tim Smith	Director Operations
Ms Cheryl Brown	Regional Manager, Northern Region
Mr Steven Meredith	Regional Manager, Southern Region
Ms Nina Pollock	Senior Policy Officer, Heritage Strategy (Item 2.1)
Ms Rochelle Johnson	Manager Statewide Programs, Heritage Operations (Item 2.1)
Ms Sonia Limeburner	Principal Heritage Programs Officer, Heritage Operations (Items 2.2, 3.2, 3.3)

Ms Diana Cowie	Senior Policy Officer (Item 2.3)
Ms Natalie Blake	Heritage Operations Officer, South Metro (Item 4.1)
Ms Mary Ann Hamilton	Senior Heritage Operations Officer, North Metro (Items 5.1, 6.1)
Ms Alexandra Boukouvalas	Acting Senior Team Leader, North Metro (Items 5.1, 6.1)
Dr Damian Tybussek	Senior Heritage Operations Officer, Heritage South (Item 5.3)
SECRETARIAT	
Ms Olgica Lenger	Senior Team Leader, Secretariat
Ms Linda Bugarin	Assistant Secretariat Officer

Item 1. Welcome and formalities

The Chair, Ms Sheridan Burke, opened the meeting at 10:10am, delivered an Acknowledgement of Country and welcomed attendees.

Apologies were received from Dr Lisa Murray, and it was noted that quorum had been met.

1.1 Conflict of Interest Declarations

Members were asked to raise any conflicts of interest with items on the agenda; no conflicts were declared.

1.2 Out of Session Decisions

The State Heritage Register Committee noted that the Committee finalised its decisions on Biannual Prioritisation and made recommendations regarding improvements to the SHR nominations - Three Step Triage and Prioritisation process at the OOS meeting that was held prior to the SHRC meeting this morning. Dr Aleisha Buckler will document the decisions for confirmation by the Committee.

Resolution 2020-33

The State Heritage Register Committee confirmed the decisions of the Biannual Prioritisation meeting of 27 April and 5 May 2020 as a complete and accurate record of that meeting, subject to minor amendments, and noting recommendations regarding improvements to triage process.

Moved by Ms Sheridan Burke and seconded by Dr Wayne Johnson

1.3 Minutes from Previous Meeting – 31 March 2020

The State Heritage Register Committee received the unconfirmed minutes from the previous ordinary meeting of 31 March 2020.

The Committee discussed:

- Item 1.2 Conflict of Interest: The Chair, Ms Sheridan Burke, stated that the minutes should read that Ravensworth is being considered by the Heritage Council and not the SHR Committee. Ravensworth is being considered separately from the Hunter Homestead Project and will not be considered as part of the SHR discussions on Hunter Homesteads.

Resolution 2020-34

The State Heritage Register Committee confirmed the minutes of the previous ordinary meeting (Tuesday, 31 March 2020) as a complete and accurate record of that meeting, with a minor amendment to Item 1.2.

Moved by Ms Sheridan Burke and seconded by Mr Paul Knight

1.4 Review Action Log

The State Heritage Register Committee noted the Action Report.

The Committee discussed:

- Ms Sonia Limeburner confirmed the nomenclature paper will be presented at the June SHRC meeting;
- The Chair, Ms Sheridan Burke, requested that the Hunter Homestead Project be presented at the June or July SHRC meeting, and the Agenda Tracker is to reflect this.

Item 2. Strategic Matters

2.1 Representation on the SHR

The State Heritage Register Committee considered Item 2.2 SHR Design Program before considering item 2.1 Representation on the SHR.

The State Heritage Register Committee noted a paper and presentation from Ms Nina Pollock.

The Committee discussed:

- The need to define what SHR representativeness means, thinking more broadly and taking into consideration international jurisdictions, as well as reviewing the methodology on how to define what SHR representativeness means in terms of themes and the typology for NSW. Previous work by the Chair, Ms Sheridan Burke on 20th century heritage framework could be useful.
- Some members stated their preference to allocate resources to complete legacy SHR nominations and nominations resulting from existing studies to fill identified gaps and priorities (e.g. rural, migrant, etc) in the first instance.
- It was suggested that any previous gap analysis would be inherently deficient without having a full understanding of the current state of the SHR and comprehensive themes for the future SHR being identified. More work needs to be done, building on the SHR Review and Gap Analysis Report.
- The Committee agreed to define priorities for the first three-year cycle, with First Nations Heritage (including Frontier Conflict) being the first priority. The second priority area for the initial cycle should be determined by the end of the calendar year, once the working groups complete their analysis.
- Priorities for the second cycle commencing mid-2024 should be determined midway through the third financial year, considering the input from the SHRC working groups.
- Noted the Heritage Council's Strategic project looking at Aboriginal cultural heritage work in relation to SHR listing.
- The Committee had agreed at the March meeting to establish a First Nations working group comprising Mr Paul Knight, Ms Colleen Morris and Ms Lisa Newell, with other members to be recommended by ACHAC. The group was initially called the Frontier Conflict working group; however, this is now a subset of First Nations. It was noted that there will be crossover with the Cultural Landscapes working group.
- The SHRC working groups on Cultural Landscape, Migrant Heritage and Rural Heritage need to be closely engaged with the GML engagement to provide context and guidance for GML to develop an engagement plan with migrant and rural communities, and to work closely with the SHRC on developing priorities for the second cycle, based on the outcomes of the GML's work.

- The timeline of the SHRC working group meetings will need to be aligned with the timeframes for the SHRC to determine the priority areas for the second cycle. The results of the working groups will be available in September 2020 to be considered by the SHRC.
- Due to its content density, the Precincts and Cultural Landscapes working group planned to run for 12 months has had a delayed start, hence it is appropriate that the priority area is considered for the second cycle.
- There are no limitations on timeframe or a specific migrant group, and the intention is to have more migrant heritage nominations going forward.
- The Committee should establish criteria for community-based nominations to ensure that they meet the threshold for state significance, noting that community-based nominations are often of local significance.
- The Committee noted that LGBTQI and the Last Quarter or the 20th Century may be considered as potential additional priority area for the second cycle, following the preparatory studies that are due to commence.
- The Monthly Matters Report comprises information on each working group: its members, status, initial meeting date, and the next steps. The proposed timeframe was to adequately service the working groups in the COVID environment, but this can be revisited if items need to be expedited. There has been no change to the membership of the working groups, except for the addition of one member to the Cultural Landscape group.

Resolution 2020-35

The State Heritage Register Committee resolved to provide the following recommendations to the Heritage Council of NSW:

1. The priority area of First Nations cultural heritage, including frontier conflict sites, be adopted in the initial cycle of the listings program to reflect its importance as a national and state priority.
2. SHRC will make recommendations to the Heritage Council on the second priority for the first cycle in September 2020, based on analysis of recommendations from the Working Groups (Migrant, Rural and Cultural Landscapes/Precincts + (to be formed) Last Quarter 20th Century and LGBTQI).
3. LGBTQI heritage and the last quarter of the 20th century heritage is explored as a potential priority area of the initial cyclical program. Preparatory studies to be undertaken soon (note need to create new working groups).
4. The engagement strategy being prepared by GML to incorporate advice to the Heritage Council regarding thresholds for local and state listings with regards to community nominations and that the working groups on migrant and rural nominations be involved with these studies.
5. Further discussion about what representativeness means for the achievement of the long-term vision of the State Heritage Register needs to be undertaken.
6. Notes that the decision for second cycle needs to be made by end of 2022, based on outcomes above.

Moved by Dr Brian Lindsay and seconded by Ms Sheridan Burke.

2.2 SHR Program Design

The State Heritage Register Committee noted a paper and presentation from Ms Sonia Limeburner.

The Committee:

- Considered the SHR Program Design report to be highly informative, providing an excellent framework and a pathway for moving forward.
- Noted that majority of nominations reviewed by the Modern and Seidler Heritage working group were likely to be of state significance, however a small selection were recommended by the working group to proceed to Biannual prioritisation, based on current priorities and work plans.
- Within the proposed work plan there is capacity for emergency nominations to come forward and capacity to elevate nominations.
- Members discussed opportunities for process improvement, including work currently being undertaken regarding owners' engagement.
- Noted the importance to complete annual workplans following the completion of biannual prioritisation at the May meeting, to advance legacy nominations and provide certainty to HNSW staff.
- The Committee would like to progress the thematic assessment of the Last Quarter of the 20th Century to complement the previous study on Modern Movement and the SHRC would like to pursue as a priority area.
- The Committee would like to explore what resourcing could progress the number of listings, deal with the legacy nominations, or address Priority Areas. Heritage NSW is to advise how further resources could impact this program
- The Chair, Mr Tim Smith and the Committee thanked and acknowledged Sonia Limeburner and Aleisha Buckler's work on this paper.

Resolution 2020-36

The State Heritage Register Committee:

1. Provided in principal support for the introduction of the SHR Program Design as a mechanism to achieve the strategic objectives for the SHR, noting that:
 - With current resources, the Heritage NSW target is for 20 SHR nominations to be finalised per financial year, noting that in any year Heritage NSW will be actively progressing approximately 30-40 SHR nominations at any one time.
 - That a combination of Priority Areas, incoming and legacy SHR nominations will need to be re-balanced across each program cycle
 - That Priority Areas will rotate on a 3-year cycle and the number of Priority Areas may vary.
2. Supported using benchmarks (between legacy/incoming and new priority areas) to balance the types of SHR nominations being delivered;

3. Supported the SHR Program Design as proposed for the initial and ongoing cycles, second cycle priority areas to be determined once the SHRC Working Groups have reported.
4. Noted concern about opening new studies and engagement priorities creating expectations that SHR listings will follow given the inadequacy of resources to convert study outcomes to listings.
5. Request Heritage NSW to advise how further resources could impact the speed of delivery of this proposed program and increase finalisation of legacy nominations.
6. Thanked Heritage NSW for the excellent report.

Moved by Dr Brian Lindsay and seconded by Ms Colleen Morris.

2.3 Owner Engagement on SHR Listing – Preliminary Presentation

The State Heritage Register Committee noted a paper and presentation from Ms Diana Cowie.

The Committee:

- Noted the issues presented in the paper have been gathered from various meetings and conversations.
- Members were asked to be part of a working group to take this matter forward with Ms Diana Cowie and Ms Juanita McCarthy, and come back to SHRC with a full, action-oriented report in July. Mr Steven Barry and Ms Sheridan Burke agreed to be part of the working group, and Mr Paul Knight is happy to inform some of the discussion and be involved in the first meeting.
- Discussed the potential overlap with the Heritage Council's strategic project on *Review Direct and Indirect Impact of Heritage*, which is a separate piece of work that will amend some minor analytical work that Heritage NSW was doing to give it a slightly different focus and that would be an input to this project.
- Noted this has linkages across other strategic projects such as the engagement strategy and website.

Resolution 2020-37

The State Heritage Register Committee resolved:

1. To thank team for identifying issues and proposing a collaborative approach.
2. Agreed to establish a working group consisting of Mr Steven Barry, Mr Paul Knight and Ms Sheridan Burke to work with Heritage NSW to develop a report to the SHRC addressing these questions.
3. To ensure that the Strategic Project *Review Direct and Indirect Impact of Heritage* is engaged with the working group.

Moved by Mr Steven Barry and seconded by Mr Paul Knight

Item 3. Listings Matters

3.1 April Biannual Prioritisation

This item has been removed from the agenda.

3.2 Listings Matters – Monthly Report

The State Heritage Register Committee noted a paper from Dr Aleisha Buckler and a verbal report from Ms Sonia Limeburner. The Committee:

- Noted that updates provided in the report are current at the time of report preparation and requested the latest updates to be provided as a one page PowerPoint presentation at the meetings.
- Ms Lisa Newell noted that the Precincts and Cultural Landscapes working group should meet by the end of May 2020, or they won't make the September deadline. Ms Newell further suggested the need for continuity in chairing the working group for the next three years.

3.3 New SHR Nominations - Triage

The New SHR Nominations Triage paper was provided by Ms Sonia Limeburner. The item was deferred.

- Items 3.3B Ultimo Tramshed and Item 3.3C Namoi River Railway Underbridge and Timber Viaduct (3.3C) are to be deferred to the next meeting. Members were asked to raise any questions they had directly with Ms Sonia Limeburner.

Resolution 2020-38
<p>The State Heritage Register Committee resolved to defer to the June meeting:</p> <ol style="list-style-type: none"> 1. The Ultimo Tramsheds, Ultimo SHR Nomination. 2. The Namoi River Railway Underbridge and Timber Floodplain Viaduct, Manilla SHR nomination.
<p>Moved by Ms Lisa Newell and seconded by Dr Wayne Johnson.</p>

Item 4. Notice of Intention to List

4.1 Former East Sydney Technical College and Darlinghurst Gaol

The State Heritage Register Committee received a paper from Ms Emma Dortins.

The Committee:

- Noted Dr Lisa Murray (who was an apology for the meeting) provided detailed comments on this item and raised number of items to be addressed. Dr Murray's comments were read to the Committee by the Chair, Ms Sheridan Burke.

- Committee noted that the issues raised are normally not considered prior to NOI and agreed that it would not be appropriate to delay the NOI process. Noted the need to resolve this NOI today given accelerate assessment process for this site
- Committee requested that the scope of the notice and the statement of significance need to be addressed prior to advertising, and the remaining items can be addressed during the exhibition and assessment stage.

Resolution 2020-39

The State Heritage Register Committee resolved that:

1. The item known as “Former East Sydney Technical College and Darlinghurst Gaol” at 156 Forbes St, Darlinghurst, defined in accordance with the curtilage shown at Tab 4.1C of the report, may be of State heritage significance;
2. In accordance with section 33(1)(a) of the Heritage Act 1977, will give each person that it considers to be an affected owner or occupier written notice that it is going to consider whether or not to recommend the listing of the item concerned (a Notice of Intention to Consider Listing), subject to the revised statement of significance.
3. SHRC requests Heritage NSW to consider the comments made by SHRC members and delegates to the Chair and Dr Lisa Murray to confirm the revised statement of significance, with other comments to be resolved during the advertising period.
4. In accordance with section 33(1)(b) and section 33(1)(c) of the *Heritage Act* 1977, within 14 days after notice of intention to consider listing is given, will cause a notice of intention to consider listing to be published in a newspaper circulating in the area in which the item is situated, inviting submissions on the listing, specifying a date as the closing date for the receipt of submissions of 28 days after the publication of the newspaper notice and the manner in which submissions may be made.

Moved by Dr Brian Lindsay and seconded by Mr Paul Knight.

Item 5. Recommendation to List or Remove Items

5.1 Department of Education Binishells Collection Update

The State Heritage Register Committee noted the verbal update from Mr Tim Smith.

SHRC noted successful negotiation by HNSW provides an opportunity for double dome at Narrabeen to progress separately, after assessment of the additional reporting by the owner.

Concern re delay by one site submissions, suggested that others could progress ahead. HNSW advised resolution was close, SHRC requested update June

The Committee noted that the item has been removed from the agenda, as negotiations are in progress with the P&C members, considering an option to excise one of the domes from the Narrabeen collection due to condition, usability and liability.

The Committee considered options to progress with other nominations, including supporting the double dome at Narrabeen, while negotiations are being finalised, and noted the advice from Heritage NSW that a resolution may be close, and that an options paper will be submitted at the June meeting.

Resolution 2020-40

The State Heritage Register Committee resolved that the Committee supports all listings but will consider its recommendation to list all the items, following further consultations with stakeholders, outcomes to be advised at the June meeting.

Moved by Ms Sheridan Burke and seconded by Mr Steven Barry.

5.2 The First Sikh Temple, Woolgoolga

The State Heritage Register Committee noted the paper from Ms Lucy Hampton.

Resolution 2020-41

The State Heritage Register Committee resolved to:

1. In accordance with section 33(1)(d) of the Heritage Act 1977 advise the Minister that the item known as “The First Sikh Temple” at 6 Hastings Street, Woolgoolga, is of state heritage significance, as shown in the plan at Annexure B of the report;
2. Recommend to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act 1977, that the Minister direct the listing of the item, “The First Sikh Temple” at 6 Hastings Street, Woolgoolga, on the State Heritage Register;
3. In accordance with section 33(1)(e) of the Heritage Act 1977, give notice of its decision to persons notified under section 33(1)(a); and
4. In accordance with section 57(2) of the Heritage Act 1977, recommend that the Minister grant the site specific exemptions at Annexure C of the report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.
5. Thanks Heritage NSW for excellent report.

Moved by Ms Colleen Morris and seconded by Ms Sheridan Burke.

5.3 Lambing Flat Anti-Chinese Riot Site and Associated Banner

The State Heritage Register Committee received a paper from Dr Damian Tybussek.

The Committee:

- Noted Dr Lisa Murray has provided detailed comments on this item and suggested amendments to the statement of significance. The nomination is to be re-submitted to the SHRC.
- Discussed the naming of the listing and suggested the following title “Lambing Flat Riot Site (date) and Associated Banner”.
- Dr Lisa Murray has provided wording changes for the statement of significance. The Chair, Ms Sheridan Burke, would like to put those recommendations to Heritage NSW and ask them to consider those changes because this is moving towards finalisation
- The issue of curtilage is to be considered. Mr Paul Knight stated that he agreed with the curtilage marked across the road

- It was noted that Council has not provided a formal submission despite numerous requests from HNSW staff, so technically there is no objection to the curtilage. Local Council gave HNSW an informal submission so they could finalise the report.
- SHRC requested that Council urgently be approached again for comment. Council is to be informed that this will move through at the next meeting, and if there is no response from them, it will be as advertised
- Noted there are no timeframe issues to consider, but it was commented that this development site is being fast tracked
- Noted that Heritage NSW is currently compiling a response to the SSD. Heritage NSW was asked to comment on a request for additional information from DPIE, and they are currently finalising the draft conditions
- Noted that SHRC will need to see this submission again at the June or July meeting.

Resolution 2020-42

The State Heritage Register Committee resolved:

1. To consider the comments provided by Dr Lisa Murray prior to finalising the listing.
2. Curtilage for this nomination is to be defined as pending further advice from the local Council.
3. Heritage NSW to report back to the June or July meeting of the SHRC.

Moved by Ms Lisa Newell and seconded by Ms Colleen Morris.

Item 6. Matters for Consideration / Decision

6.1 Balls Head Loader Complex Update

The State Heritage Register Committee received a verbal report from Ms Mary Ann Hamilton and Ms Alexandra Boukouvalas. The Committee noted:

- On 24 April 2020, a meeting was held between North Sydney Council, Transport for NSW, the Chair of the Heritage Council of NSW and the Chair of the SHRC. This was a positive meeting and all agreed that a bipartisan approach between the Heritage Council and Transport for NSW is necessary to determine the future management of the site. All agreed on the extended significance of the site which relates critically to the wharf and its association with the shore-based structures, and that interpretation of the length, scale, and function of the jetty is of primary importance to the listing. It was agreed that Heritage NSW, North Sydney Council and Transport for NSW would participate in a series of workshops to determine the management goals and best ways to achieve these. An update on progress will be provided at the June SHRC meeting.
- The first meeting is scheduled for 7 May 2020 and will be attended by Ms Mary Ann Hamilton and Dr Brad Duncan, Ms Lucinda Varley and Mr David Bradbury and Mr Robert Emerson from North Sydney Council; Mr Denis Gojak, Mr Geoff Jarrett and Mr David Doyle of Transport for NSW. Mr Robert Emerson (Director of Open Space and Environmental Services) from North Sydney Council and Mr Gareth Evans (Director of the Centre for Urban Design) are supporting discussions.

- The Committee noted that the Major Projects team, Heritage NSW, will be meeting with Mr Denis Gojak on Friday, 8 May 2020 to respond to the request for a strategic study of TfNSW Sydney Harbour assets.
- The Chair asked HNSW to determine an engagement timeline to conclude within 12 months.

Item 7. General Matters

7.1 Forward Agenda

The State Heritage Register Committee noted the forward agenda.

7.2 Matters Arising

Nil reported.

SHRC In-Camera Session

This item was not minuted.

Meeting Close

There being no further items of business, the Chair, Ms Sheridan Burke, closed the meeting at 1:27 pm.



.....
Ms Sheridan Burke

Chair, State Heritage Register Committee

Date: 7 July 2020