



HERITAGE COUNCIL OF NSW

MEETING MINUTES – 490

2 June 2021 | 09:00 AM – 4:05 PM

Conference Room 1, Heritage NSW, Level 6, 10 Valentine Ave, Parramatta & Teleconference

ATTENDANCE	
MEMBERS	
Mr Frank Howarth AM PSM	Chair
The Hon Robyn Parker	Acting Chair
Dr Nicholas Brunton	Member
Mr Ian Clarke	Member
Mr Paul Knight	Member
Dr Brian Lindsay	Member
Ms Colleen Morris	Member
Ms Louise Thurgood	Member
Mr Dillon Kombumerri	Observer
APOLOGIES	
Mr Brett Whitworth	Member
GUEST PRESENTERS AND EXTERNAL ATTENDEES	
Mr Colin Sargent	Senior Development Manager, Central Precinct Renewal, TfNSW (3.1)
Mr Greg Burgon	Principal, Urban Designer, Architectus (3.1)
Mr Mark Tyrell	Tyrell Studios (3.1)
Ms Leah Henderson	Senior Manager, Planning, Safety Environment & Regulation, TfNSW (3.1)
Ms Julie McKenzie	Director, Heritage & Adaptive Reuse TZG (3.1)
Dr Sandra Wallace	Managing Director, Artefact (3.1)
Mr Hugh Thornton	Project Manager, TfNSW (3.1)
Mr David Fishel	Heritage Consultant, Positive Solutions (5.1)

HERITAGE NSW	
Ms Pauline McKenzie	Executive Director
Mr Matthew Clark	Director Heritage Strategy and Policy
Mr Tim Smith	Director Heritage Operations
Ms Sarah Jane Brazil	Senior Team Leader Major Projects (3.1 and 5.1)
Ms Verena Mauldon	Senior Heritage Officer Major Projects (5.1)
Mr David Nix	Senior Heritage Officer Major Projects (3.1)
Ms Siobhan Lavelle	Senior Team Leader Specialist Services (3.1)
Ms Lucy Albani	Senior Team Leader Heritage Policy (4.1 and 4.2)
Mr Sean Purcell	Policy Officer (4.1)
Mr Damian Lucas	Senior Policy Officer (4.2)
Mr Nick Lackner	Senior Policy Officer (4.5)
Mr Paul House	Senior Team Leader ACH Strategy (4.5)
SECRETARIAT	
Ms Olgica Lenger	Senior Team Leader Secretariat
Ms Elizabeth Thomas	Advisory Panels Co-ordinator

IN-CAMERA SESSION

This item was not minuted.

Item 1. Welcome and Formalities

The Chair of the Heritage Council, Frank Howarth, advised that as he was joining the meeting via teleconference and Robyn Parker had agreed to chair the meeting on his behalf.

The Acting Chair, Robyn Parker, opened the meeting at 9:22 AM and delivered an Acknowledgment of Country.

Apologies were received from Brett Whitworth and it was noted that a quorum had been met.

Item 1.1 Conflict of Interest Declarations

There were no conflicts of interest declared.

Item 1.2 Out of Session Decisions

The Heritage Council of NSW discussed the outcomes of the Out of Session meeting held with the Approvals Committee on the 1st June to consider the Royal Edward Victualling Yard (REVY) adaptive reuse proposal.

The Council acknowledged the positive heritage outcomes arising from the Committee's engagement with the proponents.

Resolution 2021-29

The Heritage Council of NSW:

1. **Notes** the supporting documentation and the applicant's presentation.
2. **Thanks** the applicant for their presentation and notes the additional options presented.
3. **Provides in principle support** to the adaptive reuse of REVY A and B buildings as part of the Google Campus.
4. **Provides in principle support** to Massing Option 6 and the proposed open ground floor plan that interprets former use of the work yard, subject to development of the following design details:
 - Scale, materiality and relationship to the existing building;
 - Atrium to be reduced in height to align with top of window lintels and pulled back to align with existing openings in the building;
 - The roof terrace design should be uncluttered. Any shading devices should be carefully considered to minimise their visual impact;
 - Clarify the purpose, architectural form and materiality of the building to Pirrama Road which replaces the existing gatehouse.
5. **Strongly supports** an on-site public accessway along the waterfront through to Pirrama Road.
6. **Supports** the amended scale of both eastern pavilions (Pavilion Option 1) which have been reduced in height by lowering the structures below ground and the proposed treatment of the facades.
7. **Recommends** that the Tech Talk glass pavilion should be modified (reduced) to reveal archway to REVY A building behind.
8. **Recommends** that the proposed excavation on the site should be based on a detailed understanding of archaeological resource present on site and the likely impact of the proposal on that resource (including both land and maritime archaeology). The

excavation should be designed to avoid impacts to significant archaeology present on site. The archaeological assessment should be undertaken prior to finalising the detailed design.

9. **Recommends** that the development proposal should be accompanied by a detailed interpretation plan to reflect the evolution of the site and its structures, its history from Aboriginal occupation to present times and its significance. Interpretation at the ground level of the former yard should be explored further.
10. **Requests** the applicant to consult with Approvals Committee regarding the final proposal prior to lodgement of any formal development application.
11. **Congratulates** and thanks the Approvals Committee for the work put into this application.

Moved by Dr Nicholas Brunton and seconded by Ian Clarke

Item 1.3 Minutes from the Previous Meeting – 5 May 2021

Resolution 2021-30

The Heritage Council of NSW:

1. **Confirmed** the minutes of the previous ordinary meeting (5 May 2021) as a complete and accurate record of that meeting.

Moved by Dr Nicholas Brunton and seconded by Colleen Morris

Item 1.4 Matters Arising

There were no matters arising.

Item 1.5 Action Report

The Heritage Council of NSW agreed to close items recommended for closure with some amendments. The register was updated to reflect the additional discussion and further actions requested.

Tim Smith joined the meeting at 10:02 AM.

Item 2. Committees Update

State Heritage Register Committee (SHRC)

Robyn Parker, Chair of the State Heritage Register Committee, provided an update on key outcomes for items considered at the 1st June SHRC meeting.

Approvals Committee (AC)

Dillon Kombumerri, Chair of the Approvals Committee, provided an update on key outcomes for items considered at the 1st June AC meeting, including workshops held out of session for the Bloomfield Sports Centre and Millers Point community consultation.

Pauline McKenzie left the meeting at 10:31 AM.

Item 3. External Presentations

Item 3.1 Draft Central Precinct Masterplan – Transport for NSW Presentation

The Heritage Council of NSW received a presentation from Transport for NSW (TfNSW) on the Central Precinct Renewal project.

The Council noted:

- TfNSW is going through the State Significant Precinct (SSP) planning process which will determine the appropriate land use and facilitate the redevelopment of Central.
- New controls will be developed through a Masterplan and a planning framework which will then be applied to the development within the Precinct.
- Preparation of the SSP Study is going to involve key agency bodies and stakeholders and will deliver the planning framework under the State Environment Planning Policy (SEPP).
- Heritage analysis has been undertaken to investigate opportunities for Connecting with Country, including north-south and east-west connections and the opportunity to connect Redfern to the City as the primary importance for this project.
- Typological approach in heritage analysis and built form investigations are currently being considered, including form, grain, scale and view lines of the existing and new buildings.

The Council welcomed the inclusion of the Government Architect NSW's *Connecting with Country* framework as a critical part of any considerations about the site and sought further information about how that applies across various aspects of the proposed schema and specifically to the arts precinct and the southern aspect of the site where a number of heritage assets are located.

The Council further emphasised the importance of the Redfern community in bringing the living culture to the place, establishing connections across the railway tracks, the identified song lines and connectivity from Redfern to the cultural precinct and the towers.

The Council advised that the Central Precinct Redevelopment proposal is being applied as a test case of the Council's *Draft Key Heritage Principles* and expressed significant concerns about the scale, bulk and massing of the proposed options.

The Council welcomed the opportunity for further discussions with TfNSW and sought to examine the ground level view point in investigation studies, the massing overlaid on the City shaping connections and sightlines of heritage buildings.

Resolution 2021-31

The Heritage Council of NSW resolved to:

1. **Thank** Transport for NSW for the presentation and to take up the offer for a workshop to be held in July close to the site to continue productive discussions.

Moved by Frank Howarth and seconded by Dr Brian Lindsay

Pauline McKenzie re-joined the meeting at 11:20 AM.

Item 4. Legal, Policy and Administration

Item 4.1 Heritage Act Review update

The Heritage Council of NSW received a report and update from Matthew Clark on the outcomes of the workshop held with the Council on the 25th May which have informed the draft response framework.

Sean Purcell outlined the submission plan noting that common aspects have been grouped under five key themes. The Council advised on the format of the submission, the vision statement, preamble, key elements to be addressed and the inclusion of clear recommendations.

The draft document will be re-circulated to the Council with final feedback to be provided by members by the 7th June including:

- any specific wording under the key themes;
- details of any specific ideas proposed for consideration by the Committee; and
- any anecdotes, quotes or data points that underpin these ideas and illustrate Council's position in a positive way.

Heritage NSW will work with Dr Brian Lindsay and Dr Nicholas Brunton to finalise the submission and ensure it has a consistent tone and format.

Item 4.2 Jurisdictional Legislation Review – HNSW update

The Heritage Council of NSW received a report and verbal update from Damian Lucas on the research project which is looking at best practice heritage conservation, protection and celebration systems in other jurisdictions.

The Council noted the ten jurisdictions considered and the focus areas of the report.

An out of session meeting will be scheduled with Dr Mark Dunn who will present the preliminary key findings of the review to the Heritage Council in mid-June. The final report is due for completion by the 30th June 2021.

Item 4.3 Appointments to Heritage Council Committees and Panels

A review and assessment of applications received in response to the EOI has been finalised. The two selection panels (comprising the Heritage Council Committee or Panel Chairs and representatives from Heritage NSW) have selected their preferred candidates to fill the twenty positions that will fall due on the 1st July for membership of the State Heritage Register Committee, Approvals Committee, Heritage Advisory Panel and Technical Advisory Panel.

The Council noted the membership composition of the various SHR and Advisory Panel working groups and sought, as a matter of principle, that members of the Heritage Council participate in the workings of Advisory Panels and working groups, to provide a direct connection with the Council. The Council nominated Loise Thurgood to join the Technical Advisory Panel as the Council's representative.

The SHR Modern Movement Working Group will conclude with the tabling of the final report. The Council thanked the working group members for their contribution and noted that upon conclusion of the working group, Colleen Morris will act as a conduit between the consultant and the SHRC.

The Council requested SHRC to review and standardise the terms of reference, including the purpose, scope of work, membership, annual review date (if applicable) and end date for ongoing working groups.

The Council specifically acknowledged the significant voluntary work of the Advisory Panels and members of various working groups and asked that any outgoing members are contacted personally to thank them for their support and contribution to the work of the Heritage Council and Heritage NSW.

Resolution 2021-32

The Heritage Council of NSW:

State Heritage Register Committee

1. **Approved** the appointment of Dr Wayne Johnson, Lisa Trueman, Dr Stephen Gapps and Natalie Vinton to the State Heritage Register Committee, for a period of three years, effective from 1 July 2021, subject to their acceptance.
2. **Thanks** Sheridan Burke, Lisa Newell and Steven Barry for their work and contribution to the State Heritage Register Committee.

Approvals Committee

3. **Approved** the appointment of Bruce Pettman, David Burdon, Caitlin Allen and Julie Marler to the Approvals Committee, for a period of three years, effective from 1 July 2021, subject to their acceptance.
4. **Thanks** Ingrid Mather and Niall Macken for their work and contribution to the Approvals Committee.

Heritage Advisory Panel

5. **Approved** the appointment of Surbjit Bhatti, Emma Bombonato, Catherine Forbes, Glenn Harper, Niall Macken, Claire Nunez and Scott Robertson to the Heritage Advisory Panel, for a period of three years, effective from 1 July 2021, subject to their acceptance.
6. **Thanks** Ann Toy and Lisa Trueman for their work and contribution to the Heritage Advisory Panel.

Technical Advisory Panel

7. **Appoints** Heritage Council member Louise Thurgood to the Technical Advisory Panel in the role of observer.
8. **Approves** the appointment of Alex Been, Jacqueline Goddard, Dr Gianluca Ranzi, Mark Relf, Joy Singh and Dr Yuanyuan Song to the Technical Advisory Panel, for a period of three years, effective from 1 July 2021, subject to their acceptance.
9. **Thanks** Alistair Morrison, Kerime Danis and Louise Cox for their work and contribution to the Technical Advisory Panel.

Heritage Council/SHRC Working Groups

10. Following the retirement of Sheridan Burke and Steven Barry from the SHRC and Louise Cox from TAP, **confirms membership** of the following working groups, noting that Sheridan Burke remains a member of the Heritage Advisory Panel:
 - **LGBTQI+**: Frank Howarth, Dr Brian Lindsay, Sheridan Burke
 - **Cultural Landscapes and Urban Heritage Areas**: Colleen Morris, Paul Knight, Lisa Trueman, Niall Macken, Sheridan Burke.

Advisory Panels Working Groups

11. Following the retirement of Ann Toy and Lisa Trueman from HAP, and Alistair Morrison, Kerime Danis and Louise Cox from TAP, **confirms membership** of the following working groups:
 - **Heritage Impact Statement**: Robert Moore, David Nutley, Lisa Trueman, Peter Phillips and Bruce Pettman.
 - **Heritage Publications**: Colleen Morris, Matthew Devine, Joedie Lawler, Catherine Forbes, Paul Ashton and Judith Coombes.¹
 - **Maintenance Series 1 (Planning) Publications**: Jacqui Goddard and Joy Singh.

Moved by Colleen Morris and seconded by Dr Nicholas Brunton

¹ Subject to Judith Coombes' returning to the Heritage Advisory Panel from a temporary secondment to Heritage NSW

Item 4.4 Heritage NSW & Heritage Council of NSW Business Plan 2021/22

The Heritage Council of NSW received a report and Matthew Clark outlined the steps undertaken to complete the 2021/22 Business Plan.

The Council acknowledged the work done by Mercy Nagarajah to finalise the business plan.

Resolution 2021-33

The Heritage Council of NSW resolved to:

1. **Adopt** the *Heritage NSW & Heritage Council of NSW Business Plan 2021-22*.

Moved by Dr Nicholas Brunton and seconded by Louise Thurgood

Item 4.5 First Nations Culture and Heritage Framework

The Heritage Council of NSW received a report and briefing from Nick Lackner and Paul House on the *First Nations Culture and Heritage Framework*, a guidance document developed internally for Heritage NSW staff. The Council sought further details on the consultation undertaken with other government agencies and how this framework aligns with similar frameworks.

Heritage NSW advised that:

- the framework was developed in collaboration with the First Nations Cultural Heritage (FNCH) *Babunna* Reference Group, and in consultation with Aboriginal Affairs, DPIE and Create NSW, as well as DPC who are currently drafting a Reconciliation Action Plan; and
- the internal guidance document includes reference to the *Yindyamarra* approach and *Bidjeree Murru* Principles and identifies opportunities to co-design, celebrate heritage, improve the evidence base and have a coordinated approach across government.

The Council suggested that the FNCH Framework include equivalent Aboriginal terms in different language groups wherever possible.

The Heritage Council also discussed opportunities to:

- reference First Nations culture and heritage in the Heritage Act review submission;
- embed the Aboriginal culture and heritage in the State Heritage Register; and
- have a line of sight from the FNCH framework to DPIE's Connecting to Country framework,

Dillon Kombumerri offered to provide a separate briefing to Nick Lackner and Paul House on the Connecting to Country framework.

Dillon Kombumerri left the meeting at 2:42 PM.

Resolution 2021-34

The Heritage Council of NSW:

1. **Welcomes** the *First Nations Culture and Heritage Framework* as a guidance document for Heritage NSW.
2. The Heritage Council will use the Framework to **inform** its work to improve the historical legacy of inadequate representation of Aboriginal cultural heritage in the State Heritage Register.

Moved by Colleen Morris and seconded by Paul Knight

Item 5. Matters for Decision / Consideration

Item 5.1 The CMP Review Update

The Chair of the CMP Project Implementation Steering Committee (Steering Committee), Colleen Morris, acknowledged the work of Sarah Jane Brazil, Verena Mauldon and Duncan Marshall on the project and introduced David Fishel, Positive Solutions, who provided a progress update on the project implementation plan.

The Council noted:

- In July 2020, the Council made a decision to cease providing feedback and endorsement of draft CMPs by Heritage NSW.
- The Council sought the development of an implementation plan comprising of revisions to the internal Heritage NSW processes, the preparation of a new suite of advisory materials, and a communication strategy.
- The advisory materials have been drafted by Duncan Marshall, with support from David Fishel, and involved several reviews by the Steering Committee and Advisory Panels.
- The CMP checklist has been reduced from 16 to three pages, providing a concise and engaging guide for the user.
- The advisory materials will assist the industry in developing good quality CMPs in the future.
- A series of six webinars, targeted at staff, owners and consultants, is proposed to roll-out in July-August 2021 to introduce the new CMP processes and disseminate the advisory materials.
- Additional work with the Resource & Publications team is proposed to develop a broader suite of documentation on how to manage heritage assets, but this will depend on future resource allocations.

The Council suggested an audit process be conducted in a few years' time to evaluate the success of the revised CMP process and to ensure good quality CMPs are being prepared.

Further considerations will be required for situations where a CMP is embedded in a contract of sale of government assets.

Tim Smith advised that considerable interest has been received from other jurisdictions, heritage bodies and industry groups and that Heritage NSW propose to share the learnings and results of this project, as and when appropriate.

On behalf of Heritage NSW, Tim Smith thanked David Fishel for the exceptional work undertaken on the CMP Review project and the implementation plan.

Resolution 2021-35

The Heritage Council of NSW:

1. **Noted** the progress report on implementation of the approved recommendations from the Conservation Management Plan (CMP) Review.
2. **Approved** the following advisory material:
 - *Guidance on Developing a Conservation Management Plan*
 - *Statement of Best Practice for Conservation Management Plans*
 - *Statement of Best Practice for Heritage Asset Action Plans*
 - *Conservation management plan checklist*
 - *Conservation Management Plan Consultant Model Brief*
 - *Customer Charter for Heritage NSW*

3. **Approved** the program for six induction sessions.
4. **Thanks** David Fishel, Duncan Marshall, the steering committee and particularly Sarah Jane Brazil and Verena Mauldon for their work on the project.

Moved by Paul Knight and seconded by Dr Brian Lindsay

Item 5.2 Recommendation to Fund Sponsorships from Heritage Conservation Fund

The Heritage Council of NSW received a report and verbal update from Tim Smith and noted the process for the Council to recommend that the Minister approve sponsorship funding to be sourced from the Heritage Conservation Fund for the 2022-26 National Trust Festival and Awards in NSW and the augmented ICOMOS GA23 Conference.

The Council discussed the approval process for sponsorship agreements and sought the Grants and Sponsorship Advisory Committee to review the agreements prior to these being signed off by the Chair of the Heritage Council.

Resolution 2021-36

The Heritage Council of NSW **recommends** that the Minister approves:

1. \$75,000 (plus GST) per annum to the National Trust of Australia (NSW) to sponsor the National Trust Festival and Awards for five years (2022 to 2026) with a review at year 3; and
2. the Heritage Conservation Fund (HCF) as the source of funding for the 2022-2026 National Trust Festival and Awards sponsorship and for the previously approved \$220,000 (plus GST) augmented sponsorship to Australia International Council of Monuments and Sites Inc. (AICOMOS).

Moved by Louise Thurgood and seconded by Dr Brian Lindsay

Item 6. Executive Reports

Item 6.1 Executive Director, Heritage NSW – Monthly Report

The Heritage Council of NSW noted the report provided by Steve Meredith who was Acting Executive Director at the time of reporting.

Tim Smith advised that the Heritage Management System is now operational with positive user feedback received to date.

Nicholas Brunton left the meeting at 3:50 PM.

Item 6.2 Chair, Heritage Council of NSW – Monthly Report

There were no items to report this month.

Item 6.3 Chief Planner's Report

The Heritage Council of NSW noted the Chief Planner's report.

Item 6.4 Advisory Panels Report

The Heritage Council of NSW noted the Advisory Committee and Panels report.

Item 6.5 Strategic Project Status Report

The Heritage Council of NSW noted the Strategic Project Status report and verbal update from Matthew Clark.

Item 7. Heritage NSW Reporting

Item 7.1 Heritage Operations – Monthly Reports

Item 7.1.a Conservation Major Projects – Monthly Report

The Heritage Council of NSW noted the report and verbal update provided by Tim Smith.

Item 7.1.b Delegated Decisions – Monthly Report

The Heritage Council of NSW noted the Delegated Decisions Report.

Item 7.1.c Listing Matters

The Heritage Council of NSW noted the Listings Matters monthly report.

Item 7.1.d Social Media, Publicity and Heritage Celebration - Monthly Report

The Heritage Council of NSW noted the Social Media report, including the revised reporting style and increased dynamics in the social media activity, following the recent engagement of Maruschka Loupis in the Heritage NSW Communications and Engagement team.

Ms Loupis will progress the Heritage NSW work on the Council’s communications strategy.

Item 8. General Matters

Item 8.1 Forward Agenda

The Heritage Council of NSW noted the forward agenda.

Item 8.2 Any other business

There was no other business raised.

Item 9. Meeting Close

There being no further items of business, the Acting Chair, Robyn Parker, closed the meeting at 4:05 PM.



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Mr Frank Howarth AM PSM

Chair, Heritage Council of NSW

Date: 7 July 2021