



HERITAGE COUNCIL OF NSW

MEETING RESOLUTIONS – 508

5 October 2022 | 9:00 AM – 3:10 PM

Conference Room 20, Heritage NSW, Level 11, 4PSQ, Parramatta & via teleconference

Item 1.2 Out of Session Meetings and Decisions
Resolution 2022-36
The Heritage Council of NSW: 1. Confirmed the minutes of the out of session meeting (16 September 2022) as a complete and accurate record of that meeting.
Moved by Colleen Morris and seconded by Ian Clarke
Item 1.3 Minutes from previous meeting – 7 September 2022
Resolution 2022-37
The Heritage Council of NSW: 1. Confirmed the minutes of the previous ordinary meeting (7 September 2022) as a complete and accurate record of that meeting.
Moved by Ian Clarke and seconded by Colleen Morris
Item 1.4 Matters Arising
NIL
Item 1.5 Action Report
The Heritage Council of NSW noted the report and closed the items recommended for closure.
Item 2.1 Executive Director Heritage NSW – monthly update
The Heritage Council of NSW noted the report.
Item 3.1 State Heritage Register Committee – monthly update
The Heritage Council of NSW noted the update.
Item 3.2 Approvals Committee – monthly update
NIL to report
Item 4.1 MLC Building, North Sydney
Resolution 2022-38
The Heritage Council of NSW: 1. Notes that the Land and Environment Court decision <i>IOF Custodian Pty Limited at the 105 Miller Street North Sydney Trust v Special Minister of State</i> [2022] NSWLEC 86 did

not overturn the merits of the State heritage significance of the MLC Building, North Sydney.

2. **Re-affirms** its view that the item is of State heritage significance.
3. **Resolves** to seek to give objector evidence at the hearing of the Class 1 merit appeal between North Sydney Council and the developer.
4. **Resolves** not to proceed with an appeal against the Land and Environment Court judgment (referred to at 1) in the Court of Appeal, acknowledging that the judgment found procedural error and did not overturn the merits of the State heritage significance of the MLC Building, North Sydney.

Moved by Ian Clarke and Vanessa Holtham

Item 4.2 Central Western Gateway - Precinct Heritage Interpretation Strategy

Resolution 2022-39

The Heritage Council of NSW resolved to:

1. **Note** the information provided in this briefing paper and presentation.
2. **Request** that Heritage NSW on behalf of the Heritage Council writes to TOGA (cc: Atlassian and Dexus Frasers), thanking them for coordinating this joint presentation and to provide the following comments:
 - a. A coordinated holistic design approach across the precinct is essential to successfully achieve the project objectives and celebrate its heritage significance.
 - b. Embedding the Connecting with Country Framework into the heritage interpretation across the precinct is supported. It is encouraged to centre the Connecting Country theme as a thematic foundation for the precinct.
 - c. Continued engagement with the Heritage Council and Heritage NSW during the course of the project's development is strongly encouraged.

Moved by Colleen Morris and Ian Clarke

Item 4.3 Swan Hill Bridge Replacement Project: Project Introduction and Timber Truss Bridge Conservation Strategy Context

Resolution 2022-40

The Heritage Council of NSW resolved to:

1. **Consider** the information provided in this briefing paper and presentation.
2. **Write** to Transport for NSW and advise them that the Heritage Council of NSW has considered the information provided and understands that:
 - a. The current Swan Hill-Murray River Road Bridge (Swan Hill bridge) does not meet the current standards for freight and road requirements
 - b. Options have been explored for the location of the new bridge and adaptive reuse of the current Swan Hill bridge
 - c. There is strong local community support for replacement of the Swan Hill bridge at the current location
 - d. The costs associated with the ongoing maintenance costs of the current Swan Hill bridge
 - e. The *Review of Bridges 2019* (Tab 4.3B), endorsed by the Heritage Council of NSW, earmarked the Swan Hill bridge for delisting as part of the Timber Truss Bridge Strategy

<p>f. The companion listing in Victoria, given that the significant elements of the bridge are located in NSW</p> <p>3. Consult with colleagues in Heritage Council of Victoria on their position regarding the delisting of the Swan Hill bridge.</p> <p>4. Request a schedule for the SHR delisting and listing program of the bridges identified in the Timber Truss Bridge Strategy and an updated Schedule of Conservation Management Plans for the remaining Timber Truss Bridges that are to be retained.</p> <p>5. Confirm that it would consider a request for delisting the Swan Hill-Murray River Road Bridge from the NSW State Heritage Register (SHR), following the receipt of the schedules requested under point four, and subject to consultation with Heritage Council of Victoria.</p>
Moved by Brian Lindsay and Ian Clarke
Item 4.4 Australian Museum Project Discover Stage 3 – Masterplan update
Resolution 2022-41
<p>The Heritage Council of NSW resolved to:</p> <p>1. Note Create NSW's presentation and the paper from Heritage NSW.</p> <p>2. Provide detailed comments on the Australian Museum project Discover Stage 3 – Masterplan in a letter to Create NSW.</p>
Moved by Colleen Morris and Vanessa Holtham
Item 5.1 Standard Exemptions Review
The Heritage Council of NSW noted the report.
Item 5.2 Agency Specific Exemptions and Exceptions for WaterNSW
Resolution 2022-42
<p>The Heritage Council of NSW resolved to:</p> <p>1. Recommend the section 57(2) Order to the Minister to grant Agency Specific Exemptions to WaterNSW (Tab 5.2.C of the report).</p> <p>2. Approve the section 139(4) Order to grant Agency Specific Exceptions to WaterNSW (Tab 5.2.D of the report).</p> <p>3. Agree that the Chair sign the section 139(4) order granting Agency Specific Exceptions to WaterNSW (Tab 5.2.D of the report).</p> <p>4. Recommend the section 57(2) Order to the Minister to grant Site Specific Exemptions for Upper Canal System (Pheasants Nest Weir to Prospect Reservoir) (Tab 5.2.E of the report).</p> <p>5. Recommend the section 57(2) Order to the Minister to grant Site Specific Exemptions for Wingecarribee Swamp (Tab 5.2.F of the report).</p>
Moved by Ian Clarke and Vanessa Holtham
Item 6.1 North Sydney Council Plaque – Ben Boyd
The Heritage Council of NSW noted and discussed the correspondence
Item 6.2 Advisory Committee & Panels membership
Resolution 2022-43

<p>The Heritage Council of NSW resolved to:</p> <ol style="list-style-type: none"> 1. Re-appoint Brian Lindsay, Chery Kemp, Mitch McKay, and Anne-Maree Whitaker as members of the Grants and Scholarships Advisory Committee (GSAC), for a further two-year term, subject to their acceptance. 2. Re-appoint Paul Ashton, Matthew Devine, Robert Moore, David Nutley, and Sheridan Burke as members of the Heritage Advisory Panel (HAP), for a further two-year term, subject to their acceptance 3. Re-appoint Thomas Bowyer, Gary Waller as members and Daire Fleming as alternate member of the Technical Advisory Panel (TAP), for a further two-year term, subject to their acceptance 4. Appoint Vanessa Holtham as a member of Technical Advisory Panel for the duration of her term on the Heritage Council. 5. Appoint Paul Knight as an interim member of the Grants and Sponsorships Advisory Council, subject to ACHAC's nomination of the substantive member. 6. Note the remaining/forthcoming vacancies: <ol style="list-style-type: none"> a) One vacancy on HAP b) ACHAC representative on HAP
Moved by Ian Clarke and Colleen Morris
Item 7. Executive Reports
The Heritage Council of NSW noted the reports.
Item 7.1.a Membership Matters
Resolution 2022-44
<p>The Heritage Council of NSW resolved to:</p> <ol style="list-style-type: none"> 1. Thank Dillon Kombumerri for his services as Chair of the Approvals Committee. 2. Appoint Ian Clarke as Chair of the Approvals Committee for the duration of his term on the Heritage Council. 3. Appoint Nicholas Brunton as Deputy Chair of the Approvals Committee for the duration of his term on the Heritage Council.
Moved by Vanessa Holtham and Paul Knight
Item 8. Heritage NSW Reporting
The Heritage Council of NSW noted the reports.
Item 9.1 Forward Agenda
The Heritage Council of NSW noted the forward agenda.
Meeting Close
There being no items of further business, the Chair, Frank Howarth, closed the meeting at 3:10 PM.

Secretariat
Heritage Council of NSW