Heritage Council of NSW Minutes - 465
9:13am – 1:54pm
Wednesday, 5 June 2019
National Trust Centre, Upper Fort St, Millers Point

<table>
<thead>
<tr>
<th>Governance Role</th>
<th>Incumbent</th>
<th>Position Title</th>
<th>Department/Company</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chair</td>
<td>Mr Frank Howarth PSM</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>Deputy Chair</td>
<td>Ms Sheridan Burke</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>Voting Member</td>
<td>Mr Gary White</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>Voting Member</td>
<td>Mr David Major</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>Non-voting Member</td>
<td>Mr Dillon Kombumerri</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>Voting Member</td>
<td>Ms Louise Thurgood</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>Voting Member</td>
<td>Mr Ian Clarke</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>Voting Member</td>
<td>Ms Colleen Morris</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>Voting Member</td>
<td>Ms Jennifer Davis</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>OEH staff</td>
<td>Ms Jane Holden</td>
<td>A/ Executive Director</td>
<td>Office of Environment and Heritage</td>
</tr>
<tr>
<td>OEH staff</td>
<td>Ms Catherine Allen</td>
<td>A/ Director, Heritage Strategy</td>
<td>Office of Environment and Heritage</td>
</tr>
<tr>
<td>OEH staff</td>
<td>Mr Tim Smith OAM</td>
<td>Director, Heritage Operations</td>
<td>Office of Environment and Heritage</td>
</tr>
<tr>
<td>OEH staff</td>
<td>Mr Steven Meredith</td>
<td>Regional Manager, Heritage South</td>
<td>Office of Environment and Heritage</td>
</tr>
<tr>
<td>OEH staff</td>
<td>Mr Alexander Timms</td>
<td>Senior Heritage Officer, Major Projects</td>
<td>Office of Environment and Heritage</td>
</tr>
<tr>
<td>OEH staff</td>
<td>Ms Natalie Blake</td>
<td>Senior Team Leader, Regional Heritage Operations</td>
<td>Office of Environment and Heritage</td>
</tr>
</tbody>
</table>

*Item 6.1*

*Item 6.2*
<table>
<thead>
<tr>
<th>Governance Role</th>
<th>Incumbent</th>
<th>Position Title</th>
<th>Department/Company</th>
</tr>
</thead>
<tbody>
<tr>
<td>OEH staff</td>
<td>Mr Ceda Byrne</td>
<td>Senior Special Projects Officer, Heritage Strategy</td>
<td>Office of Environment and Heritage</td>
</tr>
<tr>
<td>Item 8.4</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Invited Guest</td>
<td>Mr Richard Silink</td>
<td>Deputy CEO</td>
<td>National Trust of Australia (NSW)</td>
</tr>
<tr>
<td>Item 11.2</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Mr Jason Ardler</td>
<td>General Manager</td>
<td>Aboriginal Affairs</td>
</tr>
<tr>
<td>OEH staff</td>
<td>Ms Olgica Lenger</td>
<td>Senior Team Leader, Secretariat</td>
<td>Office of Environment and Heritage</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>OEH staff</td>
<td>Ms Rachelle Schubert</td>
<td>Assistant Secretariat Officer</td>
<td>Office of Environment and Heritage</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Apologies</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Voting Member</td>
<td>Professor Gary Sturgess AM</td>
<td>N/A</td>
<td>N/A</td>
</tr>
</tbody>
</table>
MINUTES

Item 1. Welcome and formalities

Mr Frank Howarth opened the meeting at 9:13am, delivered an Acknowledgment of Country and welcomed attendees.

Apologies were accepted from Prof Gary Sturgess, as well as late apologies from Mr Dillon Kombumerri, Mr Gary White and Mr Ian Clarke, and it was noted that quorum had been met.

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

The following potential conflicts of interest were raised:

1. Ms Jennifer Davis noted her membership of the Southern Metropolitan Cemeteries Land Manager Trust, in relation to Item 6.2 Varroville Homestead.

<table>
<thead>
<tr>
<th>Decision</th>
</tr>
</thead>
<tbody>
<tr>
<td>After discussion, the Heritage Council of NSW:</td>
</tr>
<tr>
<td>1. Noted the declaration of Ms Jennifer Davis in relation to Item 6.2 Varroville Homestead and agreed that no further action need be taken at this time.</td>
</tr>
</tbody>
</table>

Item 1.1. Minutes from previous ordinary meeting

The Heritage Council of NSW received the Minutes UNCONFIRMED from the previous ordinary meeting.

<table>
<thead>
<tr>
<th>Decision</th>
</tr>
</thead>
<tbody>
<tr>
<td>After discussion, the Heritage Council of NSW:</td>
</tr>
<tr>
<td>1. Confirmed the minutes of the previous ordinary meeting (Wednesday, 1 May 2019) as a complete and accurate record of that meeting.</td>
</tr>
<tr>
<td>Moved by Mr David Major and seconded by Mr Ian Clarke</td>
</tr>
</tbody>
</table>
**Item 2. Strategic Matters**

**Item 2.1. Strategic Planning Day and Definition of Heritage**

The Heritage Council of NSW discussed:

1. The importance of Heritage Division leadership team being involved in the implementation of this piece, particularly given the departmental changes

2. The conceptual issue of distinguishing the roles of the Heritage Council of NSW from the Office of Environment and Heritage. Mapping out a list of responsibilities per the *Heritage Act 1977 (NSW)* would assist in preparing a strategy that identifies how the different elements fit together

3. Expanding perceptions of heritage further than the regulatory functions, increasing community awareness through transparency and guidance, and promoting engagement with communities to ensure heritage is more reflective of the culturally diverse population, particularly with respect to intangible heritage

4. Reflecting issues surrounding climate change and sustainability

5. Considering definitions of heritage particularly as defined by UNESCO and in the Burra Charter, to emphasise associations and meaning but also to specifically include intangible heritage to bring discussion into an international context

6. The ending of the Heritage Near Me program and implications of this.

<table>
<thead>
<tr>
<th>Decision</th>
</tr>
</thead>
</table>

After discussion, the Heritage Council of NSW:

1. **Noted** the information provided in the report.

---

**Item 3. External Presentations (part 1)**

**Item 3.1. Secretary - Department of Premier and Cabinet Visit**

This item was deferred.

---

**Item 4. Legislation, Policy and Administrative Matters**

**Item 4.1. Hillview Project Update**

The Heritage Council of NSW received a paper and verbal update from **Mr Tim Smith OAM, Director, Heritage Operations – OEH**.

The Heritage Council of NSW discussed:

1. Ongoing concerns on the conservation and maintenance of the property

2. The current management of the Lease through a third party

| Decision |

After discussion, the Heritage Council of NSW:

1. **Noted** the information provided in the report.

**Item 4.2. Port Macquarie Archaeology Fund – Conclusion Report**

The Heritage Council of NSW received a paper and verbal report from **Mr Tim Smith OAM, Director, Heritage Operations – OEH.**

The Heritage Council of NSW discussed:

1. Background and Government commitments to safeguard the collection and public engagement;
2. Allocation of unspent Government funds held by the Heritage Council to complete critical artefact conservation treatments, with the potential to support public education and outreach outcomes for the relics collections;
3. Exploration of interest for Port Macquarie Council to take on the responsibility to expend the remaining funds as a Grant from the Heritage Council.

**Resolution 2019-21**

The Heritage Council of NSW:

1. **Noted** the report and key findings of the Artefact Condition Assessment and Final Consolidated Excavation Report for the Government House site in Port Macquarie.
2. **Agreed** that the remaining PMAF funds be directed towards immediate conservation treatment outcomes for the core collection, with the remainder to be spent on digitally-based education outcomes for the distributed collections.
3. **Requested the** Heritage Division investigate whether Port Macquarie Council is willing to accept the PMAF monies to deliver the following outcomes:
   1) engagement of International Conservation Services (ICS) to deliver the identified critical conservation priorities for significant artefacts from the Government House site; to action those works identified as Priorities 1 and 2 in the ICS report up to a figure of $125,000 (noting conservation figures are indicative and might require moderate variation); and,
   2) delivery of an agreed digital engagement program for the collections, via a performance agreement, using the remaining PMAF funds up to $75,000, including the associated collection from the Overseers Cottages.
4. **Delegated** the expenditure of the remaining funds (above) to the discretion of the Executive Director, Heritage Division, in a manner deemed consistent with the intent of the PMAF.

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

**Item 5. Conservation Matters**

*Nil matters*
Item 6. **Listings Matters**

**Item 6.1. Timber Truss Bridges – Proposed Revised List**

The Heritage Council of NSW received a paper and verbal report from **Mr Tim Smith OAM, Director, Heritage Operations – OEH with Mr Alexander Timms, Senior Heritage Officer, Major Projects.**

The Heritage Council discussed:

1. A further review of proposed list variations held out of session by Heritage Division with Members, Ms Jenny Davis and Sheridan Burke. This review resulted in further consultation with Roads and Maritime Services to clarify commitment to the Conservation Management Plan schedule, the Heritage Interpretation Strategy and ensuring representativeness of various truss types of bridges to be retained;

2. Mechanisms for an annual review of Timber Trust Bridge (TTB) List, to actively engage with the Strategy and ensure currency of discussions for those bridges under future review - e.g. an ‘under investigation’ category for bridges with an uncertain future (e.g. Colemans Bridge, Lismore). Noted the opportunity for the Technical Advisory Committee’s future coordination of this process.

3. The SHR listing and de-listing process which still requires individual application to the Heritage Council.

4. The RMS’ schedule of Conservation Management Plans; previous endorsement of Timber Truss Bridge CMP’s and overarching CMP, and the delegation of CMP endorsement to the Director Operations to expedite process;

5. The significant community attachment to the Tabulam Bridge, not part of the current TTB list review, and that this attachment should be taken into account by RMS when developing the Heritage Interpretation Strategy; and

6. Congratulated the Heritage Division team for their work presenting the Strategy and revised TTB to the Council, and for effective engagement with RMS.
Resolution 2019-22

After discussion, the Heritage Council of NSW:

1. **Endorsed** the RMS revised Timber Truss Bridge list (TAB 6.1 A), with the following requirements:
   a. The community and industry consultation program is completed and informs the Strategy
   b. The required RMS Heritage Interpretation Strategy is completed in consultation with the Heritage Council by the end of 2019.
   c. Future review of operational and environmental factors driving bridge retention decisions are provided to Heritage Division for review as appropriate.
   d. RMS commits to their schedule of CMP preparation and lodgement and proposed SHR listings and de-listings. Progress reporting against the Strategy’s implementation will be provided in the Major Projects Conservation report to the Heritage Council.

Moved by Ms Sheridan Burke and seconded by Ms Jennifer Davis

Item 6.2. Varroville Homestead – Proposed Site-Specific Exemptions

The Heritage Council of NSW received a paper and verbal report from Ms Natalie Blake, Senior Team Leader, Regional Heritage Operations and Mr Steven Meredith, Regional Manager, Heritage South – OEH.

The Heritage Council of NSW discussed:

1. The Minister’s request for advice on the site-specific exemptions
2. Ms Colleen Morris raised an objection to the elements of the exemptions for Varroville Homestead, in particular the clause regarding enabling the erection of monuments and memorials.

Resolution 2019-23

After discussion, the Heritage Council of NSW:

1. **Requested** Heritage Division to advise the Minister on recommended site-specific exemptions, and supported their provision.

Moved by Ms Jennifer Davis and seconded by Mr Ian Clarke
Item 7. External Presentations (part 2)

Item 7.1. ICOMOS General Assembly 2020 Update

The Heritage Council of NSW received a presentation on the ICOMOS General Assembly 2020 from Prof Richard Mackay and an update from Mr Jason Ardler, General Manager – Aboriginal Affairs followed by a paper and verbal report from Ms Jane Holden, Acting Executive Director - OEH.

The Heritage Council of NSW discussed:

1. The support from both Federal and State governments for the ICOMOS General Assembly 2020. It will be the first time this global event is held in Australia and the Asia Pacific;

2. The importance of using appropriate language and terminology, specifically within the context of the Uluru Statement, truth telling, memorials to stolen generations, and correcting public records to tell a shared history;

3. Possibilities of a Heritage Council supported session(s) focused on:
   a. food and language to encourage community engagement;
   b. connections between cultural heritage, climate change and water conservation
   c. shared stories of place as connected to culture, health & wellbeing, and identity to inform shared heritage values
   d. collaboration with Sydney Water given the new Indigenous Culture Support program on water and heritage

Resolution 2019-24

After discussion, the Heritage Council of NSW:

1. Nominated Mr Dillon Kombumerri to the ICOMOS GA 2020 Indigenous Advisory Panel;

2. Agreed to convene a sub-committee including:
   a. Ms Jane Holden as the Heritage Division Strategy Branch representative;
   b. up to 3 ACHAC members;
   c. the Heritage Council funded ICOMOS Project Officer;
   d. a representative from Aboriginal Affairs; and
   e. all Heritage Council members available and interested to participate;

3. Agreed to work with Prof Richard Mackay and organisers to approach Sydney Water to look at the opportunity to develop a joint session with the Heritage Council;

Moved by Ms Sheridan Burke and seconded by Ms Jennifer Davis
Item 8. Reports

Item 8.1. Executive Director, Heritage Division’s monthly update

The Heritage Council of NSW received a paper and verbal report from Ms Jane Holden, Acting Executive Director - OEH.

The Heritage Council of NSW discussed:

1. 149 Livingstone Avenue, Pymble – Interim Heritage Order;
2. Regent Theatre, Mudgee court case;
3. Heritage Council expressed concern over the length of time taken to procure the Diligent software and queried whether this was endemic of other issues;
4. Sponsorship of the Houses Awards and Heritage Council sponsorship review;
5. Glebe Metropolitan Remand Centre development.

Decision

After discussion, the Heritage Council of NSW:
1. Noted the information provided in the report.

Item 8.2. Chair of the Heritage Council of NSW Monthly Update

The Heritage Council of NSW received a verbal report from Mr Frank Howarth PSM, Chair, Heritage Council of NSW.

The Chair discussed:

1. funding provided by the Heritage Council to the National Trust Awards, format, media and acknowledgements; Heritage Council future branding requirements,
2. Sponsorships policy
3. Chair’s visit to UK and discussions with Historic England senior staff on delegated decisions, focus on climate change mitigation, adaptation and communication, Enriching the List initiative, natural capital, monetising heritage places and valuing cultural heritage. Emphasis placed by the organisation on pre-application briefings.

Decision

After discussion, the Heritage Council of NSW:
1. NOTED the information provided in the report.

Item 8.3. Department of Planning and Environment Chief Planner’s Report

The Heritage Council of NSW received a paper from Mr Gary White, Chief Planner, Department of Planning and Environment.
Decision

The Heritage Council of NSW:
1. **Noted** the information provided in the report.

**Item 8.4. Business Plan Projects Update**

The Heritage Council of NSW received an update on the Business Plan Projects from Mr Ceda Byrne, Senior Special Projects Officer, Heritage Strategy.

The Heritage Council of NSW discussed:
1. State Heritage Register listings program;
2. Possible rescoping of the Conservation Management Plan project;
3. Development of a Sponsorships policy;
4. Governance project;
5. Implementation of Diligent;
6. Communications and Engagement strategy;
7. Resources and publications refresh, including:
   a. how this project can work with the Technical Advisory Committee to progress the content; and
   b. compilation of a list of heritage guidance, noting that it should include a hierarchy with Heritage Impact Guidelines listed first.

**Resolution 2019-25**

After discussion, the Heritage Council of NSW:
1. **Noted** the information provided in the report.
2. **Requested** Heritage Division to provide out of session and as quickly as possible, a list of publications and the timeframe for their refreshment.
3. **Agreed** for the Technical Advisory Committee to review the abovementioned list to allocate tasks to Committee members to prepare the content.

**Moved by Mr Frank Howarth and seconded by Ms Colleen Morris.**

**Item 9. Monthly and Quarterly Reporting**

**Item 9.1. Action Report**

The Heritage Council of NSW received the action report.

The Heritage Council of NSW discussed:
1. Sydney Orbital discussions with Transport for NSW
2. Callan Park Landscape Structure Plan
**Decision**

After discussion, the Heritage Council of NSW:

1. **Noted** the information provided in the report.

---

**Item 9.2. Heritage Operations Monthly Reports**

The Heritage Council of NSW received reports from **Mr Tim Smith OAM, Director, Heritage Operations – OEH** on the following:

- Conservation Major Projects;
- Delegated Decisions; and
- Listing Matters.

The Heritage Council of NSW discussed:

1. The continued work and discoveries at Sydney Metro, as well as subsequent communications;

---

**Decision**

After discussion, the Heritage Council of NSW:

1. **Noted** the information provided in the report.

---

**Item 10. Advisory Committee Updates**

**Item 10.1. Technical Advisory Committee update**

The Heritage Council of NSW received a written update from the Technical Advisory Committee.

---

**Item 11. Heritage Council – In Camera Session**

Discussion during this session was not minuted.

---

**Item 12. Other Matters**

**Item 12.1. General Business**

The Heritage Council of NSW noted this would likely be **Ms Jennifer Davis’** last meeting as a member of the Council and extended their thanks to Jenny for her considerable contribution.

The Heritage Council discussed **Ms Jennifer Davis’** role as Chair of the Technical Advisory Committee and noted the opportunity to have Jenny mentor a replacement.
Resolution 2019-26

After discussion, the Heritage Council of NSW:

1. **Appointed Ms Jennifer Davis** as Chair of the Technical Advisory Committee for a further 12 months until 30 June 2020.

**Moved by Mr Frank Howarth and seconded by Ms Louise Thurgood**

**Item 12.2. National Trust Centre – Site Tour**

The Heritage Council of NSW and members of the Approvals Committee were escorted on a site tour of the National Trust Centre by **Mr Richard Silink, Deputy CEO – National Trust of Australia (NSW)**.

**Item 12.3. Meeting close**

There being no further items of business, **Mr Frank Howarth** closed the meeting at 1:54pm.

Mr Frank Howarth PSM  
Chair, Heritage Council of NSW  
Date: 03 July 2019