



STATE HERITAGE REGISTER COMMITTEE

MEETING MINUTES

1 March 2022 | 9:00 am – 1:25 pm

Teleconference

ATTENDANCE	
MEMBERS	
The Hon Robyn Parker	Chair
Ms Colleen Morris	Deputy Chair
Dr Stephen Gapps	Member
Dr Wayne Johnson	Member
Mr Paul Knight	Member
Dr Brian Lindsay	Member
Ms Lisa Trueman	Member
Ms Natalie Vinton	Member
APOLOGIES	
Mr Frank Howarth AM PSM	Alternate Member
HERITAGE NSW	
Ms Alexandra Simpson	Heritage Officer, North Repatriation/Conservation Team (Item 3.1)
Ms Mary Ann Hamilton	Acting Manager, Heritage Programs North (Items 3.4, 3.5, 3.6)
Mr David Hoffman	Senior Heritage Officer, Heritage Programs North (Items 3.2, 3.3)
Ms Christina Kanellaki Lowe	Senior Heritage Officer, Heritage Programs North (Items 3.4, 5.1, 5.2)
Ms Judith Coombes	Senior Heritage Officer, Heritage Programs North (Item 3.7)
Dr Natalie Blake	Manager, Heritage Programs (Item 3.8)
Mr Stuart Read	Senior Heritage Officer, Heritage Programs South (Item 3.8)
Ms Emma Dortins	Manager, Heritage Programs South (Item 3.8)

Ms Sonia Limeburner	Manager, Program Coordination (Items 4, 6.1)
Mr Rajeev Maini	Manager, Assessments Team 4 (Item 5.3)
SECRETARIAT	
Ms Olgica Lenger	Manager Secretariat
Ms Linda Bugarin	Assistant Secretariat Officer

IN-CAMERA SESSION

The State Heritage Register Committee sought a three-month forward plan for upcoming SHR nominations.

Item 1. Welcome and Formalities

The Chair, Robyn Parker, opened the meeting at 9:00 am and delivered an Acknowledgment of Country.

It was noted that there were no apologies and a quorum had been met.

Item 1.1 Conflict of Interest Declarations

The Committee noted the following standing declarations:

- Robyn Parker: 2011-2015 Decisions
- Colleen Morris: National Trust of Australia
- Dr Wayne Johnson: Place Management NSW
- Lisa Trueman: GML Heritage

The Committee noted the following declarations and agreed that no further action was required:

- Item 3.4 Badangi – Colleen Morris was one of the authors of the AILA report which included the Badangi nomination recommendation.
- Item 4. Bungadore War Memorial – A potential perceived conflict of interest for Dr Brian Lindsay whose extended family is associated with this item.

Item 1.2 Out of Session Decisions

Item 1.3 Minutes from the Previous Meeting – 1 February 2022

Resolution 2022-09
The State Heritage Register Committee:
1. Confirmed the minutes of the previous ordinary meeting (1 February 2022) as a complete and accurate record of that meeting.
Moved by Dr Wayne Johnson and seconded by Dr Brian Lindsay.

Item 1.4 Matters Arising

Item 1.5 Action Report

The State Heritage Register Committee noted the report and closed items recommended for closure.

Item 2. SHR Nominations – Notice of Intention

There were no papers for this item.

Item 3. SHR Nominations – Recommend to List

Item 3.1 Arrawarra Headland and Stone Fish Traps – RTL

The State Heritage Register Committee received an update on Arrawarra Headland and Stone Fish Traps – RTL from Alexandra Simpson.

Key points raised:

- The proposed listing was advertised for 87 days during which five submissions were received.
- The land owner and managers for this area (the Crown Lands, National Parks and Wildlife Service, Fisheries NSW, Coffs Harbour City Council and NSW Marine Parks Authority NSW) support the listing on the basis that the proposed site-specific exemptions are consistent with their ongoing management activities under the legislation.
- The Traditional Owners and the land councils within the Gumbaynggirr Nation strongly support the nomination and have requested an exemption to reinstate the opening of the fish traps for use in traditional cultural activities. They understand they would have to apply for an AHIP under the *National Parks and Wildlife Act*.
- Further, the Garby Elders and Coffs Harbour and District Local Aboriginal Land Council requested that for commercial tours in the area, consent is sought from both parties.
- The listing is strongly supported by the Aboriginal Cultural Heritage Advisory Committee.

The Committee thanked Alexandra Simpson for her extensive consultative work on this nomination.

Resolution 2022-10

The State Heritage Register Committee:

1. In accordance with section 33(1)(d) of the *Heritage Act 1977*, has **considered** the public submissions received in response to its Notice of Intention to Consider Listing and **considers** the item known as *Arrawarra Headland and Stone Fish Traps*, satisfies more than one of the approved criteria for determining whether an item is of State heritage significance, being criteria (a), (b), (c), (e), (f) as detailed in the report at Tab 3.1A.
2. **Recommends** 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, *Arrawarra Headland and Stone Fish Traps*, on the State Heritage Register, as shown in the plan at Tab 3.1C of the report.
3. In accordance with section 33(1)(e) of the *Heritage Act 1977*, will **give notice** of its decision to persons notified under section 33(1)(a).
4. In accordance with section 57(2) of the *Heritage Act 1977*, **recommends** that the Minister **grant** the site specific exemptions at Tab 3.1D of the report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.

Moved by Colleen Morris and seconded by Lisa Trueman.

Item 3.2 Ulong Timber Sawmill and Associated Steam Engines and Machinery, Ulong – RTL

The State Heritage Register Committee noted the update on the Ulong Timber Sawmill and Associated Steam Engines and Machinery, Ulong – RTL by David Hoffman.

Key points noted:

- Three submissions were received during the Notice of Intention period, all in support of the listing (including submissions from the Royal Australian Historical Society and Coffs Harbour City Council).
- The statement of significance, the proposed site specific exemptions and the title of the listing were revised after the Notice of Intention process to reflect the importance of the moveable heritage collection in the listing.
- The owner only consented to a tighter curtilage around the mill buildings which will protect the significance of the former mill operations but not interfere with the current activities on the property.
- The local council indicated their commitment to assist the owner with the development of a Heritage Asset Action Plan (previously known as a Conservation Management Strategy) for the site and its moveable heritage collection.

David Hoffman acknowledged the work of Lucy Hampton and Alexandra Simpson on this item. The Chair thanked David Hoffman for his update and extended the thanks to the team.

Resolution 2022-11

The State Heritage Register Committee:

1. In accordance with section 33(1)(d) of the *Heritage Act 1977*, has considered the submissions received in response to its Notice of Intention to Consider Listing and **considers** the item known as *Ulong Timber Sawmill and Associated Steam Engines and Machinery* at 20 Timms Avenue, Ulong, satisfies more than one of the approved criteria for determining whether an item is of State heritage significance, being criteria (e), (f) and (g), as detailed in the report at Tab 3.2A.
2. **Recommends** 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, *Ulong Timber Sawmill and Associated Steam Engines and Machinery* at 20 Timms Avenue, Ulong, on the State Heritage Register, as shown in the plan at Tab 3.2C of the report.
3. In accordance with section 33(1)(e) of the *Heritage Act 1977*, will **give notice** of its decision to persons notified under section 33(1)(a).
4. In accordance with section 57(2) of the *Heritage Act 1977*, **recommends** that the Minister grant the site-specific exemptions at Tab 3.2D of the report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.

Moved by Natalie Vinton and seconded by Paul Knight.

Item 3.3 Simpson-Lee House II – RTL with Site Specific Exemptions

The State Heritage Register Committee noted the update on Simpson-Lee House II – RTL with Site Specific Exemptions by David Hoffman.

Key points noted:

- The owner, Mr Glenn Murcutt, supports the listing of Simpson-Lee House II, with the inclusion of the site specific exemptions that were finalised on 10 February 2022.
- The proposed site specific exemptions include provisions for Mr Murcutt to complete his vision for the site, which is to build a glass pavilion between the two main pavilions over the water reservoir, or a possible extension on the south end.
- Provisions around bushfire management are also included in the site-specific exemptions.

- One submission was received during the NOI advertising period. This submission was from Blue Mountains City Council (BMCC) and it supported the nomination.

The Chair thanked David Hoffman for the update and Chrisia Ang for her dedicated work on this listing.

Resolution 2022-12

The Heritage Council State Heritage Register Committee:

1. In accordance with section 33(1)(d) of the Heritage Act 1977, has considered the submissions received in response to its Notice of Intention to Consider Listing and **considers** the item known as *Simpson-Lee House II* at 23 – 25 Wynnes Lookout Road, Mount Wilson, satisfies more than one of the approved criteria for determining whether an item is of State heritage significance, being criteria (a), (b), (c) and (e), as detailed in the report at Tab 3.3A.
2. **Recommends** 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, *Simpson-Lee House II* at 23-25 Wynnes Lookout Road, Mount Wilson, on the State Heritage Register, as shown in the plan at Tab 3.3C of the report.
3. In accordance with section 33(1)(e) of the *Heritage Act* 1977, will **give notice** of its decision to persons notified under section 33(1)(a).
4. In accordance with section 57(2) of the *Heritage Act* 1977, **recommends** that the Minister grant the site specific exemptions at Tab 3.3D of the report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.

Moved by Colleen Morris and seconded by Dr Brian Lindsay.

Item 3.4 Badangi – RTL with Site Specific Exemptions – Update

The State Heritage Register Committee noted the update on Badangi – RTL with Site Specific Exemptions by Christina Kanellaki Lowe.

Key points noted:

- Viva Energy continues to oppose the inclusion of their lease area within the curtilage for Badangi, stating that it would detrimentally impact the operations at the Gore Cove facility. TfNSW has advised they will support their lessee in the objection.
- The Committee noted a proposal from TfNSW to negotiate Agency Specific Exemptions for marine sites in preference to site-specific exemptions. Agency Specific Exemptions would apply to every SHR site owned/managed by the agency.
- The Committee discussed the process and complexities regarding the development of Agency Specific Exemptions and noted that it may take many years of negotiations.
- The Committee discussed developing site-specific exemptions with TfNSW, with the view of forming any future Agency Specific Exemptions so as not to delay proceeding with listing.

The Committee thanked Christina Kanellaki Lowe for her work on this complex item.

Resolution 2022-13

The State Heritage Register Committee resolved to:

1. **Request** Heritage NSW to proceed with the Recommendation to List on the basis of the curtilage identified as Revision option B – excluding the Viva Energy marine lease area.
2. **Request** Heritage NSW to undertake the preparation of Site Specific Exemptions for Badangi SHR listing.

Moved by Dr Brian Lindsay and seconded by Paul Knight.

Item 3.5 Kurrumbede Homestead Complex – Update on Site Specific Exemptions

The State Heritage Register Committee noted the verbal update on Kurrumbede Homestead Complex – Site Specific Exemptions by Mary Ann Hamilton.

Key points noted:

- Heritage NSW has continued discussions with the architect and Whitehaven regarding site specific exemptions and revised curtilage.
- Whitehaven accepted the revised curtilage to include a 30-50m buffer from the trees and the ruins, noting that the cottages listed as ruins would require no maintenance.
- Heritage NSW is working towards finalising the listing recommendation in May 2022.

The Committee thanked Mary Ann Hamilton for the update.

Item 3.6 Lindfield Learning Village – RTL with additional Site-Specific Exemptions

The State Heritage Register Committee noted the update on Lindfield Learning Village – RTL with Additional Site-Specific Exemptions by Mary Ann Hamilton.

Key points noted:

- Further consultations with the Department of Education regarding additional site-specific exemptions that would facilitate the future management of the item were delayed due to COVID-19.
- Site visits and meetings were held in December 2020 to discuss exemptions to allow for playground equipment and facilities replacement, and to allow for bushfire safety works in the grounds surrounding the school.
- The bushfire safety exemptions are based on the Bushfire Vegetation Management Plan, the development of which was a condition of consent under SSD 8114.
- Heritage NSW finalised an additional list of exemptions in January 2022, which were agreed to by the Lindfield Learning Village on 10 February 2022.

The Committee thanked Mary Ann Hamilton for her update and work on this item.

Resolution 2022-14

The State Heritage Register Committee resolved to:

1. In accordance with section 57(2) of the *Heritage Act 1977* (the Act), **recommend** that the Minister **grant** the site specific exemptions for the item known as *Lindfield Learning Village (former William Balmain Teachers College)* at 100 Eton Road, Lindfield at Tab 3.6B of the report from section 57(1) of the Act, in addition to the Heritage Council Standard Exemptions.

Moved by Lisa Trueman and seconded by Colleen Morris.

Item 3.7 Cumberland Hospital – RTL – Request for Amendment of Curtilage

The State Heritage Register Committee noted the update on Cumberland Hospital RTL – Request for Amendment of Curtilage by Judith Coombes.

Key points noted:

- Ronald McDonald House (RMH) has requested that the curtilage of the Cumberland District Hospital Group be amended to excise Ronald McDonald House and the adjacent oval (the proposed stage 2 development area) from the SHR curtilage.
- The Committee noted that Cumberland Hospital Heritage Precinct is a place of national significance and that changes to the current curtilage would have a negative impact on cultural values of the Cumberland District Hospital Group and potentially views and vistas from surrounding places.
- The Committee reiterated their concerns regarding the loss of controls to maintain and protect the significant cultural values over the reduced curtilage and were of the opinion that maintenance and day-to-day activities of Ronald McDonald House could be managed through site-specific exemptions.

The Chair thanked Judith Coombes for the positive outcome to this item.

Resolution 2022-15

The State Heritage Register Committee:

1. **Noted** the recent consultation with NSW Health and Ronald McDonald House regarding the proposal.
2. In order to maintain and protect cultural values of the SHR listing and broader North Parramatta heritage, **refused** the request to reduce the curtilage of the Cumberland District Hospital Group.
3. **Thanks** NSW Health and Ronald McDonald House for understanding the significance of the cultural landscape within which they operate.

Moved by Dr Wayne Johnson and seconded by Dr Stephen Gapps.

Item 3.8 Corrimal Coke Works – RTL with Site Specific Exemptions

The State Heritage Register Committee noted the update on Corrimal Coke Works – RTL with Site Specific Exemptions by Stuart Read and Emma Dortins.

The Committee noted that Paul Knight is no longer an employee of the Illawarra Local Aboriginal Land Council.

Key points noted:

- Heritage NSW has liaised closely with the owner and development partner Legacy Property to finalise the site-specific exemptions.
- A photographic archival recording of the site has been completed.
- Key exemption changes were made for items ranked as being of moderate heritage significance.
- Legacy Property has prepared a revised Heritage Interpretation Strategy (HIS) with a new section on Salvage Policy which itemises additional condition assessment work needed.
- Acceptance of and citing the updated HIS and reference in the revised exemptions text, under '4: Demolition' to all elements as identified in the demolition plan in the updated HIS, on condition that proposed further investigation, interpretation, salvage and reinstatement works are subsequently and progressively carried out as per the HIS.

- The reduced curtilage and broad site-specific exemptions were required due to the advanced stage of the Planning Proposal to rezone the entire Corrimal Coke Works site from industrial to mixed use and to clarify which part of the site is considered of state significance.

The Committee acknowledged the complexity of this listing and thanked the Heritage NSW team and the Committee members, for their hard work on this nomination.

Resolution 2022-16

The State Heritage Register Committee:

1. In accordance with section 33(1)(d) of the *Heritage Act 1977 (Act)* **considered** submissions received during the period of public exhibition and **resolved** to advise the Minister that the item known as *Corrimal Coke Works Site* at 27 Railway Street, Corrimal is of state heritage significance, as shown in the plan at Tab 3.8G of the report.
2. **Recommends** to the Minister, in accordance with sections 32(1) and (2) of the Act, that the Minister **direct** the listing of the item, *Corrimal Coke Works Site* at 27 Railway Street, Corrimal, on the State Heritage Register, with the curtilage at Tab 3.8A part 1 of the report and in accordance with section 33(1)(e) of the Act, to **give notice** of its decision to persons notified under section 33(1)(a).
3. In accordance with section 57(2) of the Act, **recommends** that the Minister **grant** the site specific exemptions for the item known as *Corrimal Coke Works Site* at 27 Railway Street, Corrimal, at Tab 3.8E of the report from section 57(1) of the Act, in addition to the Heritage Council Standard Exemptions.
4. **Thanks** the owners, their development partners and other stakeholders for their engagement on this listing.
5. **Commends** Heritage NSW team for their exceptional work on this nomination.

Moved by Dr Brian Lindsay and seconded by Lisa Trueman.

Item 4. Preliminary Assessment of New SHR Nominations

The State Heritage Register Committee noted a paper and update on Preliminary Assessment of New SHR Nominations by Sonia Limeburner.

Item 4.1 Bungendore and District War Memorial – SHR Nomination

The Committee noted that Bungendore and District War Memorial is managed by local government, it is on the LEP, and is not under threat.

The Chair thanked Sonia Limeburner for the update.

Resolution 2022-17

The State Heritage Register Committee:

1. **Notes** the report.
2. **Resolved** that the Bungendore and District War Memorial is adequately managed at the local level and closed the nomination.

Moved by Colleen Morris and seconded by Lisa Trueman.

Item 5. Matters for Consideration / Decision

Item 5.1 Rainbow Temple, Rosebank – IHO

The State Heritage Register Committee noted the update on Rainbow Temple, Rosebank – IHO by Christina Kanellaki Lowe.

Key points noted:

- Rainbow Temple has undertaken construction work without approval for six of the seven storeys, and a tunnel that has been dug adjacent to and under the structure.
- Lismore City Council has issued a Notice of Intention to Issue a Development Control Order for cessation of use and demolition of all but the approved ground level.
- In response to the demolition order, an IHO request was made on 20 January 2022.
- The IHO states that Rainbow Temple contributes to the understanding of the cultural history of the Rainbow Region.
- The Committee discussed the potential local significance of the item.

The Committee thanked Christina Kanellaki Lowe for the update.

Resolution 2022-18
<p>The State Heritage Register Committee:</p> <ol style="list-style-type: none"> 1. Resolved that the Rainbow Temple, 144A Fox Road, Rosebank, does not reach the threshold of State heritage significance, however, may be of local heritage significance. 2. Notes that the item currently does not meet the requirements for an IHO. 3. Recommends an administrative refusal of the IHO request.
<p>Moved by Lisa Trueman and seconded by Dr Stephen Gapps.</p>

Item 5.2 Manilla Viaduct – Update

The State Heritage Register Committee noted the update on the Namoi River Railway Underbridge and Timber Floodplain Viaduct, Manilla by Christina Kanellaki Lowe.

Key points noted:

- The owner states there is no funding for the maintenance of the item, and they will only consider partial retention, keeping three of the 45 bays. However, Heritage NSW considers this will compromise the item's heritage significance.
- A representative sample is not adequate for the public to appreciate the aesthetic importance to landscape.
- The Technical Advisory Panel has suggested demolishing certain components and using the wood timber for the remaining components.
- The Committee expressed concern for demolition by neglect and recognised the need for assurance of what is happening in the interim period.
- The Committee discussed the Government's commitment to manage heritage assets via the heritage asset management strategy.
- The Committee discussed pursuing the complete listing and TfNSW's suggestion to develop a strategy for redundant rail assets that includes the retention, maintenance, and interpretation of heritage assets.

The Chair thanked Christina Kanellaki Lowe for the update.

Resolution 2022-19

The State Heritage Register Committee:

1. **Requests** Heritage NSW to pursue the listing of the Namoi River Railway Underbridge and Timber Floodplain Viaduct, Manilla.
2. **Welcomes** TfNSW's suggestion to develop a strategy for redundant rail assets that includes the retention, maintenance and interpretation of heritage assets.

Moved by Natalie Vinton and seconded by Lisa Trueman.

Item 5.3 Oran Park – SHR Listing Amendment

The State Heritage Register Committee noted a late paper on Oran Park – SHR Listing Amendment¹ and a verbal update by Rajeev Maini.

Key points noted:

- In order to avoid approximately 70 Integrated Development Approval (IDA) referrals to the Heritage Council and subsequent s60 application determinations, a site-specific exemption was created that exempted developments that complied with the exemption guidelines.
- One site-specific exemption, which was issued as part of this listing, requires that all dwellings are to be designed and built by one builder. However, this was found not to be practical by the developer, as new owners were using their own architect / designer/ builder.
- Heritage NSW is seeking approval to amend the *Oran Park House Curtilage Exemption Guidelines* by deleting Clause 4.1, to allow dwellings to be designed and built by more than one builder.

The Chair thanked Rajeev Maini for presenting the request to the Committee.

Resolution 2022-20

The State Heritage Register Committee:

1. **Approved** the suggested Amendment to the existing Exemption attached to the *Oran Park* listing, to remove the requirement for developments to be developed by a single builder specified (Clause 4.1) by the *Oran Park House Curtilage Exemption Guidelines* 2014.
2. **Authorised** Heritage NSW to **recommend** to the Minister the amendment of this Exemption provision and to Gazette a new Order for the *Oran Park* SHR listing, for the change to take effect.

Moved by Colleen Morris and seconded by Dr Brian Lindsay.

Item 6. Monthly Matters**Item 6.1 Monthly Listings Matters Report**

The State Heritage Register Committee noted the Monthly Listings Matters report by Sonia Limeburner.

¹ Oran Park – SHR Listing Amendment is a late paper comprising only one tab (*Oran Park House Curtilage Exemption Guidelines* 2014), and not the four tabs listed in the summary paper

Item 7. General Matters

Other business

Lisa Trueman thanked Heritage NSW staff for their hard work.

Item 7.1 Forward Agenda

The State Heritage Register Committee noted the report.

Item 7.2 Heritage NSW Restructure – Q&A

This item has been deferred.

Meeting Close

There being no further items of business, the Chair, Robyn Parker, closed the meeting at 1:25 pm.



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The Hon. Robyn Parker

Chair, State Heritage Register Committee

5 April 2022