



HERITAGE COUNCIL OF NSW

MEETING MINUTES – 530

7 August 2024 | 09:00 AM – 4:00 PM

Meeting Room, NRFA, Level 5, 60 Martin Place, Sydney & via teleconference

ATTENDANCE

Members

Mr Frank Howarth AM PSM	Chair
The Hon. Robyn Parker	Deputy Chair
Dr Nicholas Brunton	Member
Ms Vanessa Holtham	Member
Dr Brian Lindsay	Member
Ms Colleen Morris	Member

Apologies

Mr Ian Clarke	Member
Dr Danièle Hromek	Member
Ms Anthea Sargent	Member

State Heritage Register Committee

Ms Natalie Vinton	Member (<i>item 3.2</i>)
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Approvals Committee

Dr Caitlin Allen	Member (<i>item 5.1</i>)
Mr David Burdon	Member (<i>item 5.1</i>)
Ms Julie Marler	Member (<i>item 5.1</i>)

External Presenters

Ms Alana Linn	Executive Director, Economic Policy, TCO (<i>item 3.2</i>)
Mr Duncan Jones	Manager Heritage, School Infrastructure NSW (<i>item 4.1</i>)
Mr Lincoln Lawler	Director Statutory Planning & Heritage, SINSW (<i>item 4.1</i>)
Ms Kate Luckraft	Project Director, Precinct Development, PDNSW (<i>item 5.1</i>)

Heritage NSW

Mr Tim Smith	Director Heritage Assessments
Ms Anna London	A/Director Heritage Programs
Mr Matthew Clark	Director Policy & Strategy
Dr Caroline Ford	Manager Policy & Reform (<i>item 3.1</i>)
Ms Bronwyn Batten	Manager Policy & Reform (<i>item 3.1</i>)
Ms Rose Cullen	Senior Policy Officer (<i>item 3.1</i>)
Ms Taryn Gooley	Manager Program Strategy & Coordination (<i>item 4.1</i>)
Ms Nicole Secomb	Heritage Officer (<i>item 4.1</i>)
Mr Anthony Hanna	Senior Policy Officer (<i>item 4.1</i>)
Mr Michael Ellis	Manager Assessments (<i>item 5.1</i>)
Ms Lily Chu	Senior Assessments Officer (<i>item 5.1</i>)
Ms Rochelle Johnston	Senior Manager Major Projects (<i>item 5.2</i>)
Ms Ruth Berendt	Senior Assessments Officer (<i>item 5.2</i>)
Ms Alexandra Boukouvalas	Manager Heritage Programs (<i>item 5.3</i>)
Mr Damian Tybussek	Senior Heritage Officer (<i>item 5.3</i>)

Mr Nicholas Lackner	Senior Policy Officer (<i>item 5.4</i>)
Mr Joshua Favaloro	Policy Officer (<i>item 5.4</i>)
Ms Elizabeth Owers	Director Customer Services (<i>items 5.5 & 5.6</i>)
Ms Lana Zegura	Manager Incentives & Engagement (<i>items 5.5 & 5.6</i>)
Ms Sarah Hinder	Senior Engagement Officer (<i>items 5.5 & 5.6</i>)
Ms Rosanna Luca	Senior Engagement Officer (<i>items 5.5 & 5.6</i>)

Secretariat

Ms Olgica Lenger	Manager Secretariat
Ms Elizabeth Thomas	Senior Secretariat Officer

IN-CAMERA SESSION

This item was not minuted.

Item 1. Welcome and Formalities

The Chair, Frank Howarth, opened the meeting at 9:00 AM.

The Chair noted the apologies received for this meeting, and that a quorum had been met.

The Chair thanked Norton Rose Fullbright Australia (NRFA) for hosting the meeting.

Item 1.1 Conflict of Interest Declarations

There were no actual conflicts of interest declared.

Inquiry into Western Sydney Science Park and Aerotropolis Developments

- Prior to the meeting, Nicholas Brunton declared a conflict of interest noting that NRFA act for the owners of the Park. *Members agreed that Dr Brunton will not participate in any discussion of this matter and the documents provided in the meeting reference material were redacted from his view.*

Item 3.2 Bays West Precinct update

- At the meeting, Nicholas Brunton noted that NRFA have an involvement with the silo advertising situated on Glebe Island within the Bays West Precinct. *Members agreed that this was a potential perceived conflict only and no further action is required.*

Item 1.2 Minutes from the Previous Meeting – 3 July 2024

The Chair thanked the Deputy Chair, Robyn Parker for chairing the July meeting.

Resolution 2024-32
The Heritage Council of NSW resolved to:
1. Confirm the minutes of the previous ordinary meeting (3 July 2024) as a complete and accurate record of that meeting.
Moved by Brian Lindsay and seconded by Colleen Morris

Item 1.3 Out of Session Decisions

Nil.

Item 1.4 Matters Arising

There were no matters arising.

Item 1.5 Action Report

The Heritage Council of NSW noted the report and closed the items recommended for closure. The register was updated to reflect the further actions required.

Item 2. Heritage NSW and Committees Updates

Item 2.1 Executive Director, Heritage NSW

The Heritage Council of NSW noted the report and a verbal update from the Executive Director. The Council broadly discussed how heritage compliance matters may be dealt with in the NSW Heritage Strategy and the legislative reform process.

Item 2.2 State Heritage Register Committee

Robyn Parker, Chair of the State Heritage Register Committee (SHRC), provided an update on the key outcomes for items considered at the 5 August SHRC meeting, including:

- Notices of Intent for *Glebe Island*, Rozelle; *St Mary's Catholic Cathedral and Chapter House*, Sydney; *Woolley Townhouse*, Paddington; *Mount Kembla Mine Disaster Site*, Kembla Heights; *Palace Hotel*, Broken Hill
- New SHR nominations for the *Murrurundi Court House and Police Precinct*, Murrurundi; *St John the Evangelist Parish*, Riverstone; *Liverpool Pioneer Memorial Park*, Warwick Farm; and *Liverpool Scout Hall*, Liverpool
- an opportunity to provide comments on the final recommendations for the *Braidwood Review – Milestone 3 report*, and
- an update from Heritage NSW on the IHO Policy Development, and the Statement of Regulatory Intent.

The SHRC Chair acknowledged the professionalism of the Heritage NSW staff and their work to progress the nomination listings.

Item 2.3 Approvals Committee

Nicholas Brunton, Deputy Chair of the Approvals Committee (AC), provided an update on the key outcomes for items considered at the 6 August AC meeting, including:

- a discussion on the Heritage Council's recent submission to the Department of Planning, Housing and Infrastructure for the *Department of Lands Building SSD modification*
- pre lodgement consultation for *Juniper Hall*, Paddington
- review of the final draft *Millers Point & Dawes Point Village Precinct General Heritage Design Guidelines*,
- an update on *Varroville*, 166-176 St Andrews Road, Varroville, and
- a presentation from Heritage NSW on the *draft Statement of Regulatory Intent*.

The Council acknowledged the work of Heritage NSW in preparing the *Millers Point & Dawes Point Village Precinct General Heritage Design Guidelines*.

Item 3. Legal, Policy & Administration

Item 3.1 NSW Heritage Strategy update

The Heritage Council of NSW received an update from Heritage NSW on the policy settings and implementation planning for the NSW Heritage Strategy.

Members noted the work and preparations underway including finalising the strategic business case and budget considerations, and planning for implementation, the legislative reform processes and the public consultation phase.

The Council discussed the key components and the government's commitments embedded in the Strategy and the regulatory framework and its application for Heritage Conservation Areas.

Item 3.2 Bays West Precinct

The Heritage Council discussed the decision made by the State Heritage Register Committee (SHRC) at its meeting on 5 August, to progress a Notice of Intention (NOI) to consider a listing for *Glebe Island, Rozelle*.

The Chair noted that members of the SHRC were invited to join the meeting for this discussion.

Resolution 2024-33
<p>The Heritage Council of NSW resolved to:</p> <ol style="list-style-type: none"> Pause the NOI process for the item known as Glebe Island due to a reasonable belief that submissions received will be more informed and robust as a result of a delay.
Moved by Robyn Parker and seconded by Brian Lindsay

Item 4. External Presentations

Item 4.1 School Infrastructure NSW – s170 heritage register strategic approach

The Heritage Council of NSW received a presentation from School Infrastructure NSW on the proposed approach to managing the Department of Education’s heritage assets.

Members noted the methodology and desktop review of the section 170 register carried out by the department to identify, plan and prioritise the conservation of their heritage items and to ensure that appropriate expertise is in place for their ongoing management.

Next steps were outlined including a data cleanse and subsequent incremental updates such as curtilage mapping and spatial data. Longer terms actions include planned maintenance, rollout of an asset renewal tool and development of an Aboriginal Cultural Heritage register.

Members suggested the department also consider if any representative examples should be considered for potential nomination on the State Heritage Register.

The Council congratulated School Infrastructure NSW for the comprehensive work done to develop the strategic approach for the ongoing conservation and management of the department’s heritage assets and noted the potential for other agencies to adopt a similar approach.

Item 5. Matters for Consideration

Item 5.1 Parramatta North Precinct

The Heritage Council of NSW received a confidential briefing from Property and Development NSW regarding the Parramatta North Precinct.

The Chair noted that members of the Approvals Committee were invited to join the briefing.

The Council thanked Property and Development NSW for the briefing.

Item 5.2 Transport for NSW Regional Rail Heritage Strategy - update

The Heritage Council of NSW received an update from Heritage NSW on Transport for NSW’s strategic approach to the management of its heritage assets known as the *Regional Rail Heritage Strategy* (RRHS).

The Council discussed the works program provided and the items identified for potential delisting, noting that greater clarity on the rationale for delisting will be required.

Members noted that TfNSW will engage further with the Council and seek endorsement for the RRHS prior to carrying out broader public consultation.

The Council welcomed the strategic approach being taken by Transport for NSW and thanked Heritage NSW for the update.

Resolution 2024-35
<p>The Heritage Council of NSW resolved to:</p> <ol style="list-style-type: none"> 1. Express its concerns regarding in the delay of the preparation of the Transport for NSW (TfNSW) Regional Rail Heritage Strategy. 2. Urge ongoing consultation with the Heritage Council of NSW and Heritage NSW on the TfNSW Regional Rail Heritage Strategy. 3. Reiterate the obligation of rail entities to maintain their assets in accordance with the requirements of the <i>NSW Heritage Act 1977</i>. 4. Request TfNSW provide a detailed update to the Heritage Council of NSW in advance of the final review to better understand how the statutory requirements of the <i>NSW Heritage Act 1977</i> will be supported by the TfNSW Regional Rail Heritage Strategy. 5. Commend TfNSW on taking a strategic approach to the prioritisation of its heritage assets and their ongoing management and use.
<p>Moved by Robyn Parker and seconded by Colleen Morris</p>

Item 5.3 Braidwood Review – Milestone 3

The Heritage Council of NSW received a progress update from Heritage NSW on the management review of *Braidwood and its Setting* and the draft Milestone 3 report (Recommendations for Future Management).

The Council noted that the report is currently on public exhibition via the NSW Government *Have Your Say* website page and feedback will be incorporated into the final report, prior to being presented to the Heritage Council and Queanbeyan-Palerang Regional Council.

Members provided feedback on the draft report including further inclusions to strengthen the practical application of the guidelines and some formatting suggestions to improve readability.

The Council thanked Heritage NSW for the update and looks forward to receiving the final report, together with the response to community feedback and a proposed action plan.

Item 5.4 Heritage Council Governance Project

The Heritage Council of NSW received a presentation from Heritage NSW on the Draft Service Statement, and Committees and Panels Terms of Reference.

The Council congratulated Heritage NSW for the work done to finalise the draft governance documents including:

- *the Heritage NSW and Heritage Council of NSW Service Statement* which sets out agreed positions of both Heritage NSW and the Heritage Council and articulates the expected level of support and resourcing that Heritage NSW will provide the Council within the parameters set by legislation, and
- *the Terms of Reference for the State Heritage Register Committee, Approvals Committee, and Heritage Advisory Panel and Technical Advisory Panel* which set out the purpose, membership, responsibilities, authority and operations of the committees and advisory panels, including the committee delegations from the Heritage Council of NSW.

Resolution 2024-36

The Heritage Council of NSW resolved to:

1. **Approve** the final draft of the Heritage NSW and Heritage Council Service Statement.
2. **Approve** the final draft of the State Heritage Register Committee and Approvals Committee Terms of Reference.
3. **Approve** the final draft of the Heritage Advisory Panel and Technical Advisory Panel Terms of Reference.

Moved by Nicholas Brunton and seconded by Colleen Morris

Item 5.5 Heritage Forum - update

The Heritage Council of NSW received an update from Heritage NSW regarding the program and preparations underway for the upcoming Heritage Forum being held in Sydney on 21-22 August 2024.

Members noted the significant interest in the event with forum registrations reaching capacity within two days of registrations being opened.

The Council thanked Heritage NSW for the excellent work done to finalise the program and looks forward to participating in the event.

Item 5.6 Heritage Council Regional Visit - update

The Heritage Council of NSW received an update from Heritage NSW regarding preparations underway for the upcoming regional visit to be held 1-3 October 2024.

Members provided feedback on the proposed itinerary to visit Braidwood, Goulburn and surrounds.

Item 6. Executive Reports**Item 6.1 Chair, Heritage Council of NSW – Monthly Report**

The Heritage Council of NSW noted the verbal update provided by the Chair.

Item 6.2 Planning Report (DPHI)

The Heritage Council of NSW noted the monthly planning report.

Item 6.3 Advisory Panels Report

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

Item 7. Heritage NSW Reports**Item 7.1 Heritage Council Strategic Priorities**

The Heritage Council of NSW noted the update on progress of the Heritage Council's Strategic Priorities 2023-25

Item 7.2 Heritage NSW Annual reports

The Heritage Council of NSW noted the monthly operational reports and verbal updates from Tim Smith and Anna London.

Item 7.3 Heritage NSW monthly reports

The Heritage Council of NSW noted the monthly operational reports and verbal updates from Tim Smith and Anna London.

Item 8. General Matters

Item 8.1 Forward Agenda

The Heritage Council of NSW noted the forward agenda.

Item 8.2 Heritage Council of NSW Annual Report

The Heritage Council of NSW noted the draft Heritage Council of NSW 2023-24 Annual Report.

Item 9. Meeting Close

There being no further items of business, the Chair, Frank Howarth, closed the meeting at 4:00 PM.



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Frank Howarth AM PSM
Chair, Heritage Council of NSW

Date: 4 September 2024