

HERITAGE COUNCIL OF NSW MINUTES OF MEETING

Meeting Number 386

3 October 2012

Heritage Branch,
Office of Environment and Heritage
3 Marist Place, Parramatta



PRESENT Professor Lawrence Nield (Chair), Sharon Sullivan (Deputy Chair), Colin Rockliff, Julie Bindon, David Logan, Josephine Wing (for Director General, Department of Planning & Infrastructure), Jason Ardler

APOLOGIES

ALSO PRESENT Observers: Bruce Pettman (Government Architects Office), Olwen Beazely (for Chief Executive, Office of Environment and Heritage)

Heritage Branch Staff: Petula Samios, Tim Smith, Cameron White, Vincent Sicari, Colleen Klingberg

1. Opening – Welcome

The Chairman opened the meeting at 9:30am with an acknowledgement of country.

1.2 Confirmation and Timing of Agenda

The agenda was confirmed.

1.3 Declarations of Interest

David Logan	Directors Report – Wambo Homestead item Item 5.2.1 - Lennox Bridge, Parramatta – Cycleway portals, Integrated Development Application (IDA)
Julie bindon	Item 5.2.1 - Lennox Bridge, Parramatta – Cycleway portals, Integrated Development Application (IDA)

2.0 Confirmation of Minutes

2.1 Heritage Council Meeting of 1 August 2012

Members considered minutes of the meeting of 1 August 2012.

Resolved:

That the Heritage Council of NSW:

- 1. adopt the minutes of 1 August.**

2.2 Heritage Council Meeting of 30 August 2012

Members considered minutes of the meeting of 30 August 2012.

Resolved:

That the Heritage Council of NSW:

- 1. adopt the minutes of 30 August 2012.**

3.0 Reports

3.1 Chair's Report

The Chair opened by congratulating the Heritage Branch on a successful regional visit to the Hunter Region. The members supported the Chair in his comments that the connection to multiple local government areas in one regional visit was very successful.

Of particular interest were the visits to Tocal Homestead and to Biames Cave at Milbrodale. The Chair requested that immediate discussions are held to determine ways in which the Biames Cave site can be better protected. Of most concern is the impact of the annual car races held in close proximity resulting in large amounts of dust which affect the cave.

The Chair advised of the successful Ministerial event announcing the listing of Newcastle City Hall and Civic Theatre Precinct. The Chair thanked Bill Nethery who is retiring and Susan Duyker for their excellent report on Newcastle City Hall and Civic Theatre Precinct. The Chair advised that the event provided an opportunity for the Minister to meet with the new Mayor of City of Newcastle to discuss heritage and development issues in Newcastle.

The Chair also advised the members that he had attended workshops in regards to the review of management of Heritage in NSW. The members requested that the Heritage Branch arrange for an opportunity for the Heritage Council to be briefed by those carrying out the review. Members agreed to attend a special meeting if required.

Resolved:

That the Heritage Council of NSW:

- 1. notes the report,**
- 2. requests the Heritage Branch to make enquiries to improve the protection of the Biames Cave site; and**
- 3. request the Heritage Branch to arrange a briefing for the Heritage Council on the Heritage review.**

3.2 Director's Report

Members noted the Director's Report. In addition to the submitted report the members were updated on the regular meetings with the Minister and the changes occurring within the Office of Environment and Heritage (OEH).

Chinese Market Gardens: members were advised that representatives of the Australian Chinese Forum would like to present to the Heritage Council on the significance of the market gardens to their community. Members agreed to invite them to attend the next available meeting.

Hunter Regional visit: the Director thanked Gary Estcourt for organising such a successful trip. The members agreed that the format of the visit should be used in

future. The members noted how interesting it was to see the divergence and resources of the different councils within the one region and how each of them requires different types of support to carry out their work.

The members agreed that they would like to make a visit to Newcastle early in 2013. Josephine Wing advised the Newcastle SEPP (including an urban renewal study, possible adaptive reuse strategies and economic analysis) is under preparation and is expected to be on exhibition in the coming months. The members requested the Department of Planning and Infrastructure to arrange a briefing for the Heritage Council.

It was proposed at the meeting that the 2013 Regional Visit could be to the Bathurst and Lithgow region. The timing would coincide with the anniversary of the crossing of the Blue Mountains and also enable members to visit Hill End. The members were advised that the Heritage Council will be receiving a Conservation Management Plan for Hill End requiring endorsement.

HOANZ Meeting: the Director provided Members a report on the outcomes of the Heritage Officials Australia and New Zealand meeting held in late August. The members were advised that work on the National Heritage Strategy is continuing and that the Ruins Policy will be launched shortly.

Juniper Hall Paddington: Members were advised that The National Trust of Australia (NSW) has sold a 99 year lease for the site to the Moran family. The Moran family plan to restore Juniper Hall and make it into a gallery as well as a private residence.

Resolved:

That the Heritage Council of NSW:

1. notes the report

3.2.1 Heritage Council Meeting Action Report

Members were provided an update on the action report.

Resolved:

That the Heritage Council of NSW:

1. note the report

3.2.2 Matters approved under Delegation (Conservation team)

Members noted the report.

Resolved:

That the Heritage Council of NSW:

1. notes the reports.

3.2.3 Matters approved under Delegation (Listings team)

Members noted the report.

Resolved:

That the Heritage Council of NSW:

1. notes the reports.

4.0 Presentations in addition to agenda items – Nil Items

5.0 Matters for Consideration and Decision

5.1 Listing Matters for Consideration and Decision

5.1.1 Sydney Catchment Authority s170 items – Recommendation to Remove Items

The Members considered a report for the proposed recommendation to remove the following items from the State Heritage Register. The four items are late nineteenth century rural farming properties and located in the Braidwood area.

- Ooranook— Mayfield–Charleyong Road, Stewarts Crossing (SHR 01369)
- Glen D’or—1594 Sandy Point Road, Lower Boro (SHR 01361)
- Khama Lea—Larbert Road, Larbert (SHR 01362)
- La Vista—Larbert Road, north of Braidwood (SHR 01363)

The Members noted the four items owned by the Sydney Catchment Authority were initially listed on State Heritage Register in 1999. At the time, heritage items owned by the Sydney Water Corporation (which included Sydney Catchment Authority), were listed on the State Heritage Register under Part 3 of the Savings and Transitional provisions of the Heritage Act 1977. This involved the bulk listing of state government owned heritage items, which the agency identified as being of State heritage significance at that time. The information used as a basis for the listings was the then Draft Sydney Water Corporation s.170 Register.

The Members noted that an extensive review of the Sydney Catchment Authority’s s170 Heritage and Conservation Register has assessed the four items as being of local heritage significance.

The Members agreed with the assessment and support their removal from the State Heritage Register. It was noted that these items will remain listed on the Councils’ LEP heritage schedules and on Sydney Catchment Authority’s Heritage and Conservation Register.

Members agreed to endorse the proposed removal of items as follows.

Resolved:

That the Heritage Council of NSW:

- 1. in accordance with section 33 (1)(d) of the Heritage Act, 1977, advise the Minister that the items known as “Ooranook” at Mayfield–Charleyong Road, Stewarts Crossing; “Glen D’or” at 1594 Sandy Point Road, Lower Boro; “Khama Lea” at Larbert Road, Larbert; and “La Vista” at Larbert Road, north of Braidwood are not of state significance;**
- 2. recommend to the Minister, in accordance with sections 38(1) and (2) of the Heritage Act, that the Minister directs the removal of the items, “Ooranook” at Mayfield–Charleyong Road, Stewarts Crossing; “Glen D’or” at 1594 Sandy Point Road, Lower Boro; “Khama Lea” at Larbert Road, Larbert; and “La Vista” at Larbert Road, north of Braidwood from the State Heritage Register; and**
- 3. in accordance with sections 33 (1)(e) of the Heritage Act 1977, give notice of its decision to persons notified under section 33(1)(a).**

5.1.2 Bass Point Reserve, Shell Cove – Recommendation to List

The Members considered a report for the proposed recommendation to list the site known as “Bass Point Reserve”, located within the Shellharbour Local Government

Area on the State Heritage Register. Nominated under the Aboriginal theme, the site meets five of the seven Heritage Council criteria for listing on the State Heritage Register.

The item is State significant for its Aboriginal and European values; its pre- and post-contact history; and its natural and maritime heritage.

Bass Point is a place of established occupation for the Aboriginal people of the Illawarra region and is regarded as a traditionally important camping and meeting place. The site includes a substational midden.

Bass Point Reserve has significant natural features and habitats that contribute to its aesthetic value. A prominent headland in the region, Bass Point is an important coastal landscape that is considered to be highly significant for its biodiversity and pristine condition. The marine environment also supports habitat for a variety of critically endangered flora and fauna.

A number of shipwrecks and archaeological evidence, dating from 1879, are evident in the marine landscape around Bass Point Reserve.

Members agreed to endorse the proposed listing as follows.

Resolved:

That the Heritage Council of NSW:

- 1. in accordance with section 33 (1)(d) of the Heritage Act, 1977 advises the Minister that the item known as "Bass Point Reserve" at Boollwarroo Parade, Shell Cove, is of state heritage significance, as shown in the plan at Annexure B of the prepared report and Annexure A of these minutes;**
- 2. recommends to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act, that the Minister directs the listing of the item, "Bass Point Reserve" at Boollwarroo Parade, Shell Cove, on the State Heritage Register;**
- 3. in accordance with sections 33 (1)(e) of the Heritage Act 1977, gives notice of its decision to persons notified under section 33(1)(a); and**
- 4. in accordance with section 57(2) of the Heritage Act (1977), recommend that the Minister grant the site specific exemption at Annexure D of the prepare report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.**

5.1.3 Clydesdale House, Barn, Cottage and Farm Landscape, Marsden Park - Recommendation to Extend Curtilage

The Members considered a report for the proposed recommendation to extend the State Heritage Register curtilage of the listed site known as "Clydesdale House, Barn, Cottage and Farm Landscape", located within the Blacktown Local Government Area on the State Heritage Register.

Members were advised that the item with its expanded curtilage meets at least five of the seven Heritage Council criteria for listing on the State Heritage Register.

The item is of state heritage significance as one of a series of pre 1840s farms in the Hawkesbury area which contributed substantially to the agricultural and pastoral economy of the region and the understanding of the historical development of colonial New South Wales. Its landscape features remain relatively intact, including significant remnant woodland, Aboriginal relics, two cemeteries (both resting places

for the early pioneers of Clydesdale and the district), and its original entry avenue off Richmond Road.

Members noted that the item is currently listed on the State Heritage Register and the proposal to expanded the curtilage will include a greater portion of the farm landscape. It was also noted that the proposed curtilage does address the Heritage Council's preferences at the July 2012 meeting to ensure that additional curtilage and resulting buffer be provided immediately south of Clydesdale's original driveway and along its length.

The members also noted that the item is contained within the proposed North West Sector (Marsden Park Precinct) accelerated planning scheme.

Members agreed to endorse the proposed listing as follows.

Resolved:

That the Heritage Council of NSW:

- 1. in accordance with section 33 (1)(d) of the Heritage Act, 1977 advises the Minister that the item known as "Clydesdale—House, Barn, Cottage and Farm Landscape" at 1270 Richmond Rd, Marsden Park, is of State heritage significance, as shown in the plan at Annexure B of the prepared report and Annexure B of these minutes;**
- 2. recommends to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act, that the Minister directs the listing of the item, "Clydesdale—House, Barn, Cottage and Farm Landscape" at 1270 Richmond Rd, Marsden Park, on the State Heritage Register;**
- 3. in accordance with sections 33 (1)(e) of the Heritage Act 1977, gives notice of its decision to persons notified under section 33(1)(a); and**
- 4. in accordance with section 57(2) of the Heritage Act (1977), note that the Heritage Council Standard Exemptions will apply.**

5.1.4 Toongabbie Government Farm Archaeological Site, Toongabbie – Recommendation to List

The Members considered a report for the proposed recommendation to list the site known as "Toongabbie Government Farm Archaeological Site", located within the Parramatta Local Government Area on the State Heritage Register. Nominated under the convict theme the site meets five of the seven Heritage Council criteria for listing on the State Heritage Register.

The item is of state heritage significance as the site of the second successful Government Farm of the colony which represents one of the earliest expansions of public agriculture and planned convict settlement of the earliest colonial governors. From 1792–1803 Toongabbie was the principal farm of the colony, the main contributor to the colony's crop supply, and a major site of convict labour. As a particular site of Irish convict insurgency and an early place of secondary punishment with a reputation as a harsh workplace, Toongabbie also has a bitter history, experienced by both convicts and Aboriginal peoples.

Dating from 1791, Toongabbie Government Farm represents an important and rare site of potential early convict era archaeology of the only two government farms of their type ever established in NSW.

Members agreed to endorse the proposed listing as follows.

Resolved:

That the Heritage Council of NSW:

- 1. in accordance with section 33 (1)(d) of the Heritage Act, 1977, advise the Minister that the item known as "Toongabbie Government Farm Archaeological Site" at Goliath Avenue, Winston Hills and Oakes Road, Old Toongabbie, is of State heritage significance, as shown in the plan at Annexure B of the prepared report and Annexure C of these minutes;**
- 2. recommend to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act, that the Minister directs the listing of the item, "Toongabbie Government Farm Archaeological Site" at Goliath Avenue, Winston Hills and Oakes Road, Old Toongabbie, on the State Heritage Register;**
- 3. in accordance with sections 33 (1)(e) of the Heritage Act 1977, give notice of its decision to persons notified under section 33(1)(a); and**
- 4. in accordance with section 57(2) of the Heritage Act (1977), recommend that the Minister grant the site specific exemptions at Annexure D of the prepared report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.**

5.1.5 The Grange and Cemetery, Bathurst – Recommendation to List

The Members considered a report for the proposed recommendation to list the site known as "The Grange", at 3249 O'Connell Road, Bathurst, located within the Bathurst Regional Local Government Area on the State Heritage Register. Nominated under priority places theme the site meets four of the seven Heritage Council criteria for listing on the State Heritage Register.

The item is state heritage significance for its history and rarity as one of the earliest colonial farmhouses in inland Australia. One of the founding families of the Bathurst region, John West and his brother Thomas came to the area in 1821 to farm on adjoining lands granted to them by Governor Macquarie. John West's farmhouse dating from 1830 has aesthetic significance for its well-proportioned Georgian façade and wrap-around verandah which is thought to be the earliest example of its kind in Australia. The historic Methodist cemetery is an important relic from the time of the early settler families in the area.

The members discussed the proposed curtilage in comparison to the original property boundary and requested additional information regarding the significance and listing status of the site on the Local Environment Plan.

Members agreed to defer the matter awaiting additional information as requested.

Resolved:

That the Heritage Council of NSW:

- 1. request the Heritage Branch to provide additional information in regards to listing status and extent of curtilage in relation to property boundary of original farm; and**
- 2. defer the matter awaiting requested information.**

Items 5.1.6 - 5.1.10 Recommendations to listing five items located at the Museum of Fire, Penrith on the State Heritage Register

The members discussed items 5.1.6 to 5.1.10 as a whole. The significance and resolutions are listed separately.

The members considered reports to list five items located at the Museum of Fire, Penrith on the State Heritage Register. The items were nominated by the Museum of Fire. The members noted the significance of each item and that the items owned by Fire and Rescue NSW all are under the care of the Museum of Fire and as such, should the items require moving for display, maintenance or repair it is to be arranged in accordance with the Museum's Collection Policy.

The members agreed to endorse the proposed listings.

5.1.6 1869 Shand Mason 7 inch Manual Fire Engine, Museum of Fire, Penrith – Recommendation to List

The Members considered a report for the proposed recommendation to list the item known as "1869 Shand Mason 7 inch Manual Fire Engine", on the State Heritage Register. The item meets five of the seven Heritage Council criteria for listing on the State Heritage Register.

The Shand Mason 7 inch Manual Fire Engine is of state heritage significance as a rare and representative example of a manual fire engine demonstrating an early stage in the development of fire fighting pumping appliances. The intact fabric and design of the appliance make it a fine example of state-of-the-art pumping technology dating from the mid 19th century.

Members agreed to endorse the proposed listing as follows.

Resolved:

That the Heritage Council of NSW:

- 1. in accordance with section 33 (1)(d) of the Heritage Act, 1977 advises the Minister that the item known as "Shand Mason 7 inch Manual Fire Engine (1869)" at 1 Museum Drive, Penrith, is of State heritage significance, as illustrated in the photos Annexure B of the prepared report;**
- 2. recommends to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act, that the Minister directs the listing of the item, "Shand Mason 7 inch Manual Fire Engine (1869)" at 1 Museum Drive, Penrith, , on the State Heritage Register;**
- 3. in accordance with sections 33 (1)(e) of the Heritage Act 1977, gives notice of its decision to persons notified under section 33(1)(a); and**
- 4. in accordance with section 57(2) of the Heritage Act (1977), accordance with section 57(2) of the Heritage Act (1977), recommend that the Minister grant the item specific exemptions at Annexure C of the prepared report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.**

5.1.7 1898 Shand Mason Curricule Ladders Fire Engine, Museum of Fire, Penrith – Recommendation to List

The Members considered a report for the proposed recommendation to list the item known as "1898 Shand Mason Curricule Ladders Fire Engine", on the State Heritage Register. The item meets six of the seven Heritage Council criteria for listing on the State Heritage Register.

The 1898 Shand Mason Curricule Ladders are of State Heritage Significance as they are a rare example of their type and demonstrate the continuing process of improving and upgrading fire fighting equipment and techniques in NSW, in response to the increasing and new demands of a developing and expanding City of Sydney.

Members agreed to endorse the proposed listing as follows.

Resolved:

That the Heritage Council of NSW:

- 5. in accordance with section 33 (1)(d) of the Heritage Act, 1977 advises the Minister that the item known as "1898 Shand Mason Curricule Ladders" at 1 Museum Drive, Penrith, is of State heritage significance, as illustrated in the photos Annexure B of the prepared report;**
- 1. recommends to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act, that the Minister directs the listing of the item, "1898 Shand Mason Curricule Ladders" at 1 Museum Drive, Penrith, on the State Heritage Register;**
- 2. in accordance with sections 33 (1)(e) of the Heritage Act 1977, gives notice of its decision to persons notified under section 33(1)(a); and**
- 3. in accordance with section 57(2) of the Heritage Act (1977), recommend that the Minister grant the item specific exemptions at Annexure C of the prepared report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.**

5.1.8 1942 Ford 21W Fire Brigade Mobile Canteen, Museum of Fire, Penrith – Recommendation to List

The Members considered a report for the proposed recommendation to list the item known as "1942 Ford 21W Fire Brigade Mobile Canteen", on the State Heritage Register. The item meets five of the seven Heritage Council criteria for listing on the State Heritage Register.

The 1942 Ford 21W Fire Brigade Mobile Canteen is of heritage significance as a very rare example of a fire support unit specifically constructed to provide adequate war time fire support services during WWII.

Members agreed to endorse the proposed listing as follows.

Resolved:

That the Heritage Council of NSW:

- 1. in accordance with section 33 (1)(d) of the Heritage Act, 1977 advises the Minister that the item known as "The 1942 Ford 21W Fire Brigade Mobile Canteen" at 1 Museum Drive, Penrith, is of State heritage significance, as illustrated in the photos Annexure B of the prepared report;**
- 2. recommends to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act, that the Minister directs the listing of the item, "The 1942 Ford 21W Fire Brigade Mobile Canteen" at 1 Museum Drive, Penrith, on the State Heritage Register;**
- 3. in accordance with sections 33 (1)(e) of the Heritage Act 1977, gives notice of its decision to persons notified under section 33(1)(a); and**
- 4. in accordance with section 57(2) of the Heritage Act (1977), recommend that the Minister grant the item specific exemptions at Annexure C of the**

prepared report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.

5.1.9 1909 Edward Smith Headquarters Switchboard, Museum of Fire, Penrith – Recommendation to List

The Members considered a report for the proposed recommendation to list the item known as "1909 Edward Smith Headquarters Switchboard", on the State Heritage Register. The item meets six of the seven Heritage Council criteria for listing on the State Heritage Register.

The Edward Smith switchboard is of State Heritage significance as it demonstrates the continual and progressive process of the improvement and development of Fire Brigade fire-fighting techniques, equipment, and control, in order to cope with new demands and challenges of a growing and developing City of Sydney in the first decade of the 20th century.

Members agreed to endorse the proposed listing as follows.

Resolved:

That the Heritage Council of NSW:

- 1. in accordance with section 33 (1)(d) of the Heritage Act, 1977 advises the Minister that the item known as "Edward Smith Headquarters Switchboard" at 1 Museum Drive, Penrith, is of State heritage significance, as illustrated in the photos Annexure B of the prepared report;**
- 2. recommends to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act, that the Minister directs the listing of the item, "Edward Smith Headquarters Switchboard" at 1 Museum Drive, Penrith, on the State Heritage Register;**
- 3. in accordance with sections 33 (1)(e) of the Heritage Act 1977, gives notice of its decision to persons notified under section 33(1)(a); and**
- 4. in accordance with section 57(2) of the Heritage Act (1977), recommend that the Minister grant the item specific exemptions at Annexure C of the prepared report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.**

5.1.10 Fire and Rescue NSW Heritage Fleet, Museum of Fire, Penrith – Recommendation to List

The Members considered a report for the proposed recommendation to list the item known as "Fire and Rescue NSW Heritage Fleet", on the State Heritage Register. The item meets all seven Heritage Council criteria for listing on the State Heritage Register.

The Fire and Rescue NSW Heritage Fleet is of State heritage significance as it is a rare and representative collection that clearly demonstrates the progressive development of the Fire Brigade's pumping fire fighting appliances and equipment from 1841 to 1990, in order to cope with new demands and challenges brought about by the growing and developing city of Sydney.

Members agreed to endorse the proposed listing as follows.

Resolved:

That the Heritage Council of NSW:

- 1. in accordance with section 33 (1)(d) of the Heritage Act, 1977 advises the Minister that the collection known as "Fire and Rescue Heritage Fleet" at 1 Museum Drive, Penrith, comprising, the following items,**

Date unknown: 2X hand drawn hose carts Circa 1902: hose cart (hand-drawn) 1841: Tilley - 5" manual pumper (Horse-drawn) 1893: Robertson hose reel 1916: Garford type 64 - chain drive pumper 1926: Garford type 15 - Hale pumper 1929: Morris Magirus turntable ladders (1929 Dennis chassis) 1931: Dennis 250/400 pumper 1933: Dennis 300/400 pumper 1938: Dennis Ace 350 pumper 1939: Dennis Big 6 pumper 1942: Morris Magirus turntable ladders (closed cab) 1942: Morris Magirus turntable ladders (open cab) 1942: GMC CCKW 6x6 bushfire tanker 1947: Dennis F1 pumper (scout car) 1952: Merryweather turntable ladders (AEC chassis) 1955: Dennis F2 Rolls Royce pumper 1957: Morris 5FPM composite pumper 1958: Commer R741 - forward control pumper 1961: Ford Thames tamini pumper	1965: Ford Thames CO2 tender 1965: Ford Thames salvage 1966: Bedford J1 Hearse 1966: Bedford J1 tamini pumper 1968: Ford D200 pumper 1969: Dennis Jaguar D600 pumper 1971: Dennis F44 pumper 1971: Dennis Jaguar D600 pumper 1972: International C1600 pumper 1973: International 1610A pumper 1973: Simon Snorkel (ERF chassis) 1975: Magirus turntable ladders (International chassis) 1979: International rescue monitor 1983: Telesquirt (Mack chassis) 1984: Mercedes911 water tanker 1984 Magirus low profile turntable ladders (Iveco chassis) 1984: Bombardier Futura, 'over-snow' vehicle 1985: International 1819C pumper 1998: Mercedes Bronto
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is of State heritage significance, as illustrated in the photos Annexure B of the prepared report;

- 2. recommends to the Minister, in accordance with sections 32(1) and (2) of the Heritage Act, that the Minister directs the listing of the item, "Fire and Rescue Heritage Fleet" at 1 Museum Drive, Penrith, on the State Heritage Register;**
- 3. in accordance with sections 33 (1)(e) of the Heritage Act 1977, gives notice of its decision to persons notified under section 33(1)(a); and**
- 4. in accordance with section 57(2) of the Heritage Act (1977), recommend that the Minister grant the item specific exemptions at Annexure C of the prepared report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.**

5.2 Conservation Matters for Consideration and Decision

5.2.1 Lennox Bridge, Parramatta – Cycleway portals, Integrated Development Application (IDA)

On this matter the members at the start of the meeting, noted potential conflicts of interest for members Julie Bindon and David Logan. These two members did not participate in discussions, nor the decision making on this matter.

An Integrated Development Application (IDA) was received from Parramatta City Council. The proposal is for alterations to the SHR listed Lennox Bridge including the creation of two portals through the bridge abutments on either side of the river to facilitate pedestrian and bicycle access. The application also included associated landscape and footpath works and lighting.

The Heritage Council received a presentation by the Applicant, Parramatta City Council, and the project consultants Philip Thalys, Architect, Hill Thalys Architecture and Urban Projects and NBRS+P.

The presentation outlined the changes that had been made to the proposal since the presentation to the May 2012 meeting.

The Heritage Council, in its consideration of the proponent's final proposal, was conscious of the fact that the bridge has had some major modifications over the years and that this proposal may assist in interpretation of both the original form and those later modifications.

They also noted that Parramatta Council agreed to store the sandstone blocks which will need to be removed as part of this proposal.

The Heritage Council also took into consideration that the proposal would also include the reinstatement of the historic east balustrade and reveal the layers of the history of the bridge within the new passages. The opportunity to interpret the delineation of the Lennox plan on the roadway was also noted.

The wider merits of this proposal on safe, equitable access along the river banks and that the ability to address the lack of pedestrian connectivity along the Parramatta River was also considered of importance and that on balance, this proposal was a reasonable solution.

The Heritage Council also took into account that the proposed position, proportion and shape of the portals were reasonable.

The Heritage Council considered that, although there was some visual impact, on balance the proposal was acceptable.

The Heritage Council of NSW:

Resolved to grant General Terms of approval subject to the following:

1. All works are to be carried out in accordance with the following documentation:

Development Application No. DA/425/2012:

**Sara Roach Planning Services, Integrated Development Application
*Statement of Environmental Effects, Lennox Bridge: Portals, Public Domain
and Associated Works, Church Street, Parramatta, July 2012, and specialist
Appendices, including:***

- **Lighting Art and Science, *Lighting Design and Plans*, November 2011**
- **Parramatta City Council, *Landscape Concept Plan***
- **Bridge Design *Structural Engineering Letter/report with comments regarding possible structural solutions*, June 2011 and supplementary letter dated 5 July 2012**
- **Jeffrey and Katauskas Pty Ltd , *Geotechnical Investigation Report for Proposed Pathway Tunnels at Lennox Bridge, Church Street, Parramatta, NSW*, July 2012**
- **Complete Urban, *Hydraulic Impact/ Hazard Assessment*, November 2011 and supplementary letters June & July 2012**
- **NBRS+Partners Architects, *Statement of Heritage Impact*, July 2012**
- **Nell Rickard Landscape Architect, *Accessibility Report*, June 2012**

- **Applied Ecology Pty Ltd, *Environmental Assessment for the Lennox Bridge Portals Project*, July 2012**
- **Casey & Lowe Pty Ltd, *Non-Indigenous Archaeological Assessment* April 2011.**
- **Douglas Partners, *Acid Sulphate Soil Management Plan*, January 2012**
- **Rob Williams (Community Crime Prevention Officer, Parramatta City Council) *Crime Prevention Through Environmental Design Report*, July 2012**

and Drawings:

Drawings by Hill Thalys Architects, supplied with the IDA referral:

- **CP1.2 *Bridge Components (issue 5) dated 30.06.12***
- **CP2.1 *Proposed Public Domain Plan (issue 11) dated 30.06.12***
- **CP3 *Northern Portal Plan (issue 8) dated 30.06.12***
- **CP4.1 *Southern Portal Plan (issue 9) dated 30.06.12***
- **CP5 *Northern Portal Section + Elevations (issue 8) dated 30.06.12***
- **CP6 *Southern Portal Section + Elevations (issue 8) dated 30.06.12***
- **CP7 *Bridge Elevation East (issue 6) dated 30.06.12***
- **CP8 *Bridge Elevation West (issue 7) dated 30.06.12***
- **CP9.0 *Cross Sections (issue 7) dated 30.06.12***
- **CP10 *Upper Paving Works (issue 6) dated 30.06.12***
- **M1 *Indicative Materials Board (issue 1) dated 16.07.12***
- **RWP1 *Restoration Works – East (issue 3)***

EXCEPT AS AMENDED by the following conditions.

Prior to the Commencement of Works

- 2. Two copies of an archival record of the existing condition of the Lennox Bridge and in detail of the areas to be affected by the new works, must be submitted to the Heritage Council or its Delegate for approval prior to the commencement of the works and removal of any existing fabric from the Bridge. The record must be prepared in accordance with the Heritage Council Guidelines 'How to prepare archival records for heritage items' and 'Photographic Recording of Heritage Items Using Film or Digital Capture'. The record should also include measured drawings of both bridge facades.**

Two copies of the working drawings and specifications of the proposed works are to be provided prior to commencement to identify/ confirm the actual works intended.

Heritage Consultants

- 3. An independent structural engineer with proven expertise in the conservation of masonry structures from the Colonial period should be employed to provide a structural report examining the feasibility of the proposal, in respect of its potential to impact upon the structural stability of the bridge during boring and tunnelling for the proposed cycleway tunnels. The structural engineer's report is to be issued directly to Heritage Branch as part of the Section 60 application for assessment and approval.**

4. The works are to be supervised by a nominated heritage consultant and a structural engineer with expertise in the conservation of masonry structures from the Colonial period. The consultant shall advise on detail design resolution of new elements, and shall inspect the works, to minimise impacts on significant fabric and ensure conformity with the Conditions of Approval. Details of the nominated consultants are to be provided to the Heritage Council or its Delegate for approval before works commence.
5. The nominated heritage consultant shall provide certification to the Heritage Council or its Delegate that the works proposed in the application have been carried out in conformity with the above listed drawings and draft Conservation Management Plan for the Lennox Bridge, and that archival recording has been undertaken prior to and during the works.
6. A report by the consultant shall be submitted to the Heritage Council or its Delegate for approval within 3 months of the completion of the works which describes the work, any impacts/damage and outlines any remedial works carried out.

Site Protection and Works

7. A specific Construction Methodology for the cycleway interventions into the Bridge, including relevant structural engineering assessment and strategies to support and protect the fabric of the Lennox Bridge which is not being disturbed, must be provided with the Section 60 application. Other measures to be incorporated as part of the work must include an appropriate recording and monitoring system to detect any movement or displacement within the retained bridge fabric, in particular the maximum permissible deflection of the sandstone walls above the new portals.
8. Significant fabric such as the sandstone bridge abutments adjacent to the works area are to be adequately protected during the works from potential damage. Protection systems must ensure significant historic fabric adjacent to the approved area of disturbance for the new portals is not damaged or removed.
9. The works proposed in the application shall be undertaken by suitably qualified tradespeople with practical experience in conservation of significant masonry heritage structures.
10. The conservation works to the Bridge described as 'Stage 2' (Stage 2.1, 2.2, 2.3) works in the development application package must be completed concurrently with the works identified as the Stage 1 works in the development application package. A detailed methodology and specification for the conservation works to the Bridge (Stage 2.1, 2.2, 2.3) must be provided with the Section 60 application.
11. A strategy for the removed fabric, including arrangements for the long term storage and curation of removed blocks to allow for future reinstatement, must be provided with the Section 60 application.

Proposed Reinstatement of the Balustrade/Parapet on the East Side of the Bridge

12. Detailed construction drawings, methodology and specifications for the proposed reinstatement of the balustrade must be provided with the Section 60 Application. A specific Statement of Heritage Impact for this feature once its final form and design has been documented must also be provided. The Balustrade reinstatement works must be completed concurrently with the Stage 1 works.

Archaeology

- 13.**An Archaeological Research Design and Methodology for archaeological monitoring of the intervention in the Bridge and recording of any archaeological evidence found during the works, must be provided with the Section 60 Application. The Research Design must demonstrate familiarity with previous investigations of other similar 1830s bridges and the results of such work. (Ross, Tasmania; Lapstone, NSW). The Excavation Director nominated under the S60 Application must meet the Heritage Council Endorsed Excavation Director Criteria for a State significant site.
- 14.**The Applicant must ensure that if substantial intact 'relics' within the meaning of the NSW Heritage Act, 1977, are discovered, work must cease in the affected area(s) and the Heritage Council of NSW must be notified. Such 'relics' would include artefacts and occupation deposits, which may require salvage excavations rather than monitoring. Additional assessment and approval may be required prior to works continuing in the affected area(s) based on the nature of the discovery.
- 15.**A Section 140 Application under the NSW Heritage Act, 1977, must be lodged for any archaeological impacts arising from the cycleway project which would occur outside the State Heritage Register curtilage of the Lennox Bridge. This would include monitoring of excavations for new lighting poles, services and utilities. Investigations such as archaeological testing may be required for earlier bridges downstream of the present bridge if these locations are to be affected by the cycleway works.

Interpretation

- 16.**A draft Interpretation Plan shall be prepared for the Lennox Bridge and submitted with the Section 60 Application. The interpretation plan shall be revised to take account of any findings (including archaeology) made during the project and shall be submitted for the approval of the Heritage Council or its Delegate within 3 months of the completion of the works.
- 17.**The Interpretation Plan shall be implemented following the completion of the physical site works. Interpretation identified in the approved Interpretation Plan must be installed at the site within 12 months of the completion of the works.

Advice

- 18.**No specific signage has been included in the scope of work. If signage other than for interpretation is proposed within the curtilage of the State Heritage Register Item in the future, then appropriate approval or exemption must be obtained under the NSW Heritage Act, 1977, and

Commencement

- 19.**An application under section 60 of the NSW Heritage Act must be submitted to and approved by, the Heritage Council of NSW prior to work commencing. Following the receipt of the material identified above as part of the Section 60 Application, the Heritage Council reserves the right to issue additional Conditions as part of the Section 60 Approval to manage the impacts on the Lennox Bridge and/or archaeological requirements arising from the works.

5.3 Administrative and Policy Matters for Consideration and Decision

5.3.1 Increasing State Heritage Listings

Members considered a report prepared in response to Member's concerns about the number of new State Heritage Register (SHR) listings each year. The report outlined the background to the SHR listing process as well as reforms which are underway and proposed to increase listing numbers.

The members noted that the successful introduction of the Thematic Listings Program has enabled the Heritage Branch to focus priorities of nomination preparation and assessment and allow more contextual decision making.

The members discussed the proposal to determine a Notice of Intention to consider Listing (advertising a nomination), by the Director under delegation, instead of the State Heritage Register Committee to save time. The members did agree that the valuable expertise of the SHR Committee in assessing nominations is still required. Where an item is recognised at the draft stage as being of State significance, the Director should use her delegation and advertise the Notice of Intention to consider Listing for that item.

The members discussed the suggested proposal to amend the Heritage Act to allow the Minister to automatically list State significant items from S.170 Registers without following the full State Heritage Register process. The members acknowledged that as State agencies are providing more robust and thorough assessments of items that this should be considered. Members agreed that the Chair should discuss this with the Minister.

The members also discussed the benefits in introducing electronic lodgement of nominations and tracking of the nominations via the website. The members agreed this would be beneficial and are mindful that funds would be required to introduce such a system.

Resolved:

That the Heritage Council of NSW:

- 1. Notes the report; and**
- 2. Requests the Heritage Branch to implement the use of Delegations by the Director to determine Notice of Intention to consider Listing matters; and**
- 3. Requests the Chair to discuss with the Minister the automatic listing of State significant items from S.170 Registers.**

5.3.2 Request for Heritage Council Funds—Modernism in NSW: Thematic Study and Survey of Places

Members considered a report seeking approval for \$40,000 to be drawn from the Heritage Conservation Fund as a budget for a thematic study and survey of places to support the modernism theme. The request followed the completion of two workshops with invited experts considered to have knowledge of the history and heritage of modernism as well as discussions with the RAIA Heritage Committee, Australia ICOMOS 20th century committee representatives and others.

In the course of these consultations and during subsequent discussions with members of ICOMOS's 20th century committee it became clear that commissioning a

thematic study of modernism in NSW is a process important for explaining the theme and justifying the choice of places being progressed for SHR listing.

The members endorsed the request for funds and also requested that the name of the theme be changed to "Modern Movement in NSW", based on the expert feedback of the Chair, to better reflect the period and architectural response.

Resolved:

That the Heritage Council of NSW:

- 1. changes the name of the theme to "Modern Movement in NSW"; and**
- 2. allocates \$40,000 from the Heritage Conservation Fund be used to fund the *Modern Movement : Thematic Study and Survey of Places*.**

5.3.3 Request for Heritage Council Funds — History and Survey of Australian Agriculture Company (AAC) Sites

Members considered a report seeking approval for \$20,000 to be drawn from the Heritage Conservation Fund as a budget for a desktop study of Australian Agricultural Company sites as part of the Rural Thematic Listings Program.

Members were advised that the Heritage Branch has been approached by a number of community members with proposals for SHR listings related to the Australian Agricultural Company in the Hunter region. The Australian Agricultural Company, together with the Van Diemen's Land Company, was formed in London in 1824 to promote raising the fine wool (sheep) industry in Australia. The company was (and continues to be) a major force in the nation's agricultural and pastoral development and is the oldest company on the Australian Stock Exchange still operating under its original name. The company's early operations in NSW have left a legacy of buildings, places and structures throughout NSW.

The completion of a short desktop thematic survey would assist the Branch to assess current and future nominations identifying the most significant Australian Agricultural Company sites based on a sound comparative and historical basis.

As there was significant contact between the Australian Agricultural Company and Aboriginal peoples during the expansion of the company, the study will also seek to identify contact sites and address this cultural association.

The members endorsed the request for funds and also requested that the Heritage Branch approach the Australian Agricultural Company to access company historical records to assist the study and ask if they would like to financially support this work.

Resolved:

That the Heritage Council of NSW:

- 1. allocates \$20,000 from the Heritage Conservation Fund to fund a targeted desktop *History and Survey of Australian Agricultural Company* sites related to the rural heritage theme; and**
- 2. requests the Heritage Branch to approach Australian Agricultural Company for assistance to access its company historical records and ask if they would like to financially support this work.**

6.0 Matters for Information or Noting

6.1 Hampden Bridge, Wagga Wagga

The members received a report advising them of the background to Wagga Council's resolution to demolish the Hampden Bridge, the condition of the bridge and likely funding requirements for its conservation. The report recognised that the advanced and long-term deterioration of the bridge, due to lack of maintenance, has put it beyond the capacity for restoration by Wagga Wagga City Council. The report recommends the retention of the bridge's pylons and date posts, appropriate archival and photographic recording and implementation by council of an on-site interpretation strategy for the Hampden Bridge in the event of demolition proceeding.

The members discussed the demise of the Hampden Bridge and noted that the bridge would unfortunately be demolished leaving only interpretation signage recognising the state significance of the bridge.

Resolved:

That the Heritage Council of NSW:

- 1. advise Wagga Wagga City Council, noting the state significance of the Hampden Bridge, that should demolition of the Hampden Bridge proceed, Council should retain in situ the three sets of bridge pylons and the two concrete date posts of the Hampden Bridge to acknowledge and mark in the landscape the bridge's considerable technological, historical and rarity significance, and to assist in retaining and interpreting in situ the heritage significance of the demolished Hampden Bridge;**
- 2. advise Wagga Wagga City Council of the need to make any necessary repair to the retained structures and to budget for their on-going annual maintenance, repair, conservation and restoration;**
- 3. advise Wagga Wagga City Council of the need to make full photographic and archival recording of the Hampden Bridge prior to demolition, in accordance with Heritage Council policy;**
- 4. request Wagga Wagga City Council commission and implement a professional in situ interpretation plan for the Hampden Bridge to properly interpret the retained bridge structures;**
- 5. request Wagga Wagga City Council give consideration to potential future development of a walking/cycle track on the Hampden Bridge alignment; and**
- 6. advise the Roads and Maritime Services that with any state heritage significant bridge that becomes surplus to its requirements, it should not pass on its obligation to conserve the bridge to another authority without making full, appropriate and adequate arrangements for its on-going conservation. The RMS's total asset management strategy for a bridge should recognise the cost of conserving the bridge in the long term with such a cost being included in the budget for any replacement bridge.**

6.2 NSW Heritage Grants Local Government Heritage Management Annual report for 2011-12

The members received a report containing the Local Government Heritage Management Program, Summary Heritage Strategy Annual Report for 2011-12 on the implementation of the local government three year Heritage Strategies. The report summarises the key findings and trends in local heritage management across local government and is based on data provided by the 80 councils around NSW that

received funding during 2011-12 for a Heritage Advisor under the NSW Heritage Grants Local Government Heritage Management program.

Resolved:

That the Heritage Council of NSW:

- 1. notes the report;**
- 2. notes the attached key findings and trends summarised in the appended report at Annexure A of the prepared report;**
- 3. supports continuing funding through the NSW Heritage Grants for local communities; and**
- 4. notes the reliance of the Heritage Branch on the professional advice provided by heritage consultants in their role of Local Government Heritage Advisors to support local government and local community heritage.**

7.0 General Business

7.1 Appointment of Alternate Deputies for Director General, Department of Planning & Infrastructure to Approvals Committee

The members were advised that the Director General, Department of Planning & Infrastructure had appointed alternate deputies Josephine Wing and Elisabeth Peet to represent him should appointed deputy Giovanni Cirillo be unable to attend. Members noted that Giovanni Cirillo is also appointed to the Approvals Committee. To enable either of the alternate deputies to also represent Giovanni Cirillo on this Committee the Heritage Council need to also appoint them as alternates on the Approvals Committee.

The members noted the advice nominating two alternate deputies and expressed concern that continuity in attendees to the meetings is essential as more complex matters can be addressed at multiple meetings.

Josephine Wing advised the members that the Department of Planning and Infrastructure understands the need for continuity and the Department will endeavour to keep the use of the alternate deputies to a minimum.

Resolved:

That the Heritage Council of NSW:

- 1. notes the Director General, Department of Planning & Infrastructure has appointed two further alternate deputies Josephine Wing and Elisabeth Peet to represent him on the Heritage Council; and**
- 2. appoints the two alternate deputies Josephine Wing and Elisabeth Peet to the Approvals Committee representing Department of Planning & Infrastructure when appointed member Giovanni Cirillo is unable to attend.**

7.2 Heritage Protection in Wilcannia - Memorandum of Understanding

The members were advised verbally that following the endorsement in June 2012 by the Heritage Council, further discussions on the Heritage Protection in Wilcannia - Memorandum of Understanding have taken place.

The Chair accompanied by the Heritage Branch has met with the Jason Ardler, Director General, Office of Aboriginal Affairs, Sally Barnes, Chief Executive, Office of Environment and Heritage (OEH) and Norman Laing, Executive Director, Country Culture and Heritage Division (CCHD) of OEH.

As a result of the meeting the details in the memorandum have been tightened to clearly define its connection to the Heritage Act 1977, the Heritage Council of NSW and Office of Aboriginal Affairs. Once the details have been finalised the Chair and Jason Ardler will sign the new agreement.

Resolved:

That the Heritage Council of NSW:

1. notes the report

There being no further business for Heritage Council the meeting closed at 1:15 pm.

Annexure A

Agenda Item: 5.1.2

Bass Point Reserve, Shell Cove - Listing Boundary Endorsed

Heritage Council of New South Wales



State Heritage Register - Recommended Curtilage

0 100 200 400 600 800 1,000
Metres

Scale: 1:18,000 @A4
Produced by: Michelle Galea
Date: 10 September 2012

Legend

- Proposed Curtilage
- SHR Curtilage
- LGAs
- Suburbs
- Land Parcels

Annexure B

Agenda Item: 5.1.3

**Clydesdale—House, Barn, Cottage and
Farm Landscape (Curtilage Extension) - Listing Boundary Endorsed**

Heritage Council of New South Wales



State Heritage Register - Proposed Curtilage for Investigation

0 75150 300 450 600 750
Metres

Scale: 1:16,000 @A4
Produced by: Michelle Galea
Date: 28 September 2012

Legend

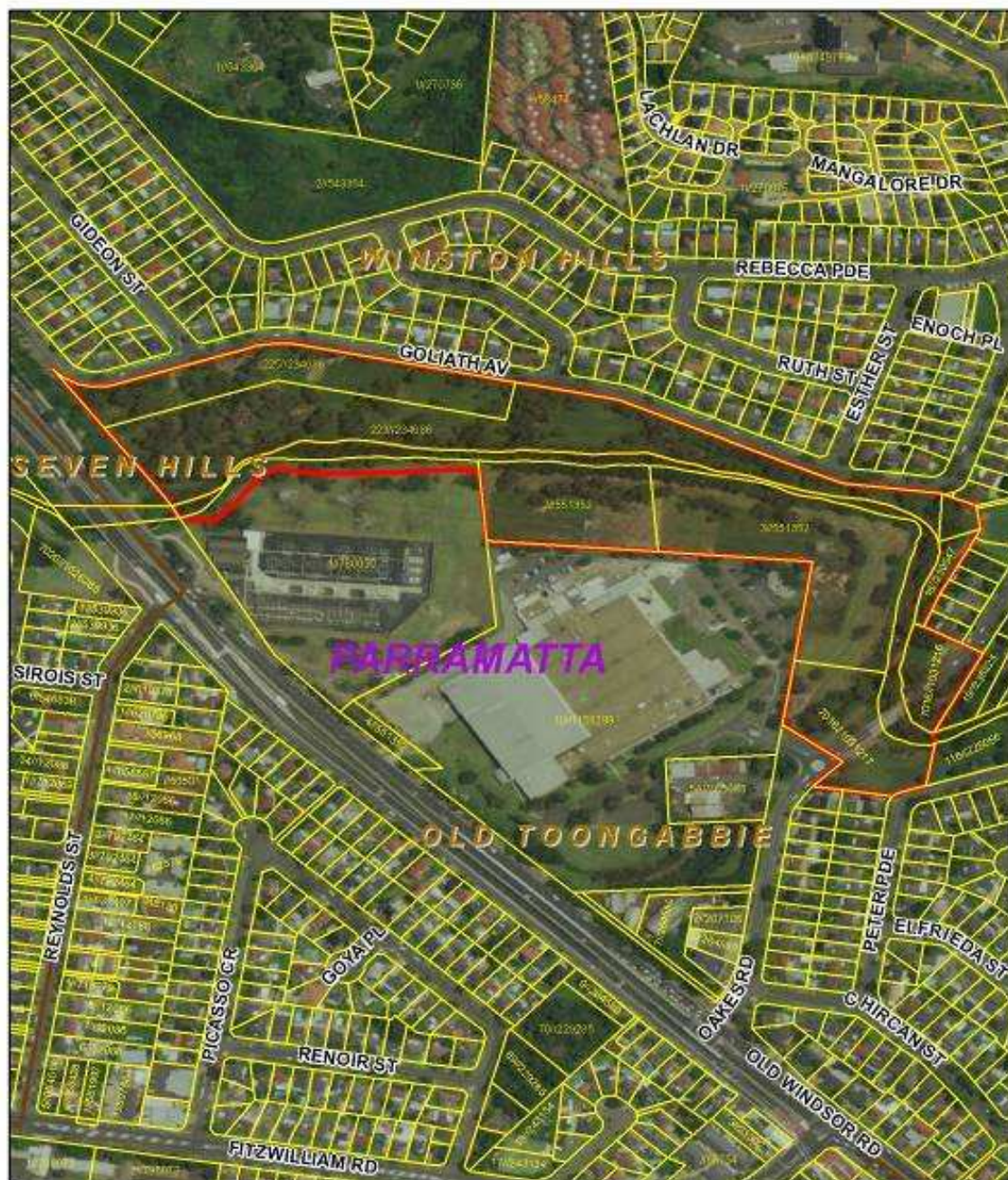
- ▣ Proposed Curtilage
- ▣ SHR Curtilage
- ▣ LGAs
- ▣ Suburbs
- ▣ Land Parcels

Annexure C

Agenda Item: 5.1.4

**Toongabbie Government Farm Archaeological Site, Toongabbie -
Listing Boundary Endorsed**

Heritage Council of New South Wales



State Heritage Register - Proposed Curtilage for Investigation

0 50 100 200
Metres

Scale: 1:5,000 @A4
Produced by: Michelle Galea
Date: 4 September 2012

Legend

- Proposed Curtilage
- SHR Curtilage
- LGAs
- Suburbs
- Land Parcels