



# HERITAGE COUNCIL OF NSW

## MEETING MINUTES – 528

5 June 2024 | 09:00 AM – 3:15 PM

Meeting Room 1, Level 2, Placemaking NSW, 66 Harrington Street, The Rocks & via teleconference

### ATTENDANCE

#### Members

Mr Frank Howarth AM PSM	Chair
Dr Nicholas Brunton	Member
Mr Ian Clarke	Member
Ms Vanessa Holtham	Member
Dr Danièle Hromek	Member
Dr Brian Lindsay	Member
Ms Colleen Morris	Member
Ms Anthea Sargent	Observer

#### Apologies

The Hon. Robyn Parker	Deputy Chair
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#### External Presenters

Mr Jason Pakenham	Associate Studio Director Aspect Studios ( <i>item 3.1</i> )
Mr Huw Turner	Principal, Collins and Turner ( <i>item 3.1</i> )
Mr Alan Croker	Principal, Design 5 ( <i>item 3.1</i> )
Mr Joshua Ludewig	Design Manager, Arenco ( <i>item 3.1</i> )
Ms Stacey McMasters	Principal Policy Officer, DPHI ( <i>item 3.2</i> )
Ms Kya Blondin	Executive Director, People & Government, Sydney Opera House ( <i>item 3.2</i> )
Ms Camilla Block	Director DBJ Architects ( <i>item 5.1</i> )
Ms Natalie Vinton	CEO Curio Projects ( <i>item 5.1</i> )
Mr Simon Walkom	Director Strategy and Operations, Powerhouse ( <i>item 5.1</i> )

#### External Observers

Ms Emma McGirr	Heritage Specialist, Transport for NSW ( <i>item 3.1</i> )
Mr Chris Gibbons	Project Manager, Transport for NSW ( <i>item 3.1</i> )
Ms Flavia Scardamaglia	Heritage Specialist, Transport for NSW ( <i>item 3.1</i> )
Mr Brendan Pitt	Environment & Sustainability Manager, Transport for NSW ( <i>item 3.1</i> )
Mr Michael Childs	Senior Project Manager, Transport for NSW ( <i>item 3.1</i> )
Mr Peter Thompson	Technical Manager, Transport for NSW ( <i>item 3.1</i> )
Ms Makayla Kalcev	Deputy Project Manager, Transport for NSW ( <i>item 3.1</i> )
Ms Louise Bieler	Technical Manager Urban Design, Transport for NSW ( <i>item 3.1</i> )
Mr Andre Szczepanski	A/Director, Assessments & Systems Policy, DPHI ( <i>item 3.2</i> )
Mr Arie Van Der Ley	Team Leader, Assessments & Systems Policy, DPHI ( <i>item 3.2</i> )
Ms Laura Matarese	Heritage Manager, Sydney Opera House ( <i>item 3.2</i> )
Mr Andrej Stevanovic	Project Director, Infrastructure NSW ( <i>item 5.1</i> )
Mr David Jagers	Director, DBJ Architects ( <i>item 5.1</i> )

**Heritage NSW**

Ms Elizabeth Owers	A/Executive Director
Ms Anna London	A/Director Heritage Programs
Mr Michael Ellis	A/Director Heritage Assessments
Mr Matthew Clark	Director Policy & Strategy
Ms Lucy Albani	Director Policy & Strategy
Mr Nicholas Heinonen	Graduate
Ms Pha-Hai Nguyen	Graduate
Ms Rochelle Johnston	Senior Manager Major Projects ( <i>item 3.1</i> )
Ms Veerle Norbury	Senior Assessments Officer ( <i>item 3.1</i> )
Ms Ashley Edwards	Senior Policy Officer ( <i>item 3.1</i> )
Dr Bronwyn Batten	Senior Policy Officer ( <i>item 4.1</i> )
Ms Julia Dowling	Senior Policy Officer ( <i>item 4.1</i> )
Ms Gabby Delange	Senior Policy Officer ( <i>item 4.1</i> )
Ms Sonia Limeburner	Manager Strategy & Implementation ( <i>item 4.2</i> )
Mr Rajeev Maini	Manager Assessments ( <i>item 5.1</i> )
Ms Shikha Jhaldiyal	Senior Assessments Officer ( <i>item 5.1</i> )
Ms Lana Zegura	Manager Incentives & Engagement ( <i>item 5.2</i> )
Ms Sarah Hinder	Senior Engagement Officer ( <i>item 5.2</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 thanked Placemaking NSW for providing the venue for this meeting and delivered an Acknowledgment of Country.

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

### Item 1.1 Conflict of Interest Declarations

Nil.

### Item 1.2 Minutes from the Previous Meeting – 8 May 2024

Resolution 2024-25
The Heritage Council of NSW resolved to:
1. <b>Confirm</b> the minutes of the previous ordinary meeting (8 May 2024) as a complete and accurate record of that meeting.
Moved by Ian Clarke and seconded by Nicholas Brunton

### 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 A/Executive Director.

### Item 2.2 State Heritage Register Committee

Colleen Morris, Deputy Chair of the State Heritage Register Committee (SHRC), provided an update on the key outcomes for items considered at the 4 June SHRC meeting, including:

- a Notice of Intent for *Nissen Hutt*, Belmont North
- Recommendations to List the *Warringah Civic Centre Precinct*, Dee Why and *Elsie Refuge (former)*, Glebe
- Site Specific Exemptions for *Nan Tien Temple*, Wollongong and *Cooma Gaol*, and
- SHR nominations for the *Fagan Park*, Galston and *Glebe Island and the Glebe Island Silos*.

### Item 2.3 Approvals Committee

Ian Clarke, Chair of the Approvals Committee (AC), provided an update on the key outcomes for items considered at the 4 June AC meeting, including:

- a presentation on the preliminary draft *Millers Point Heritage Guidelines*
- consideration of modifications sought for the *Lands Building State Significant Development*, and
- a discussion on how reading Country and Community voices are interpreted into Caring for Country and design opportunities.

### Item 3. External Presentations

#### Item 3.1 Sydney Harbour Bridge (SHR 00781) and Milsons Point Railway Station Group (SHR 01194) Northern Cycleway section 60 update

The Heritage Council of NSW received a report from Heritage NSW and a presentation from the consultant team on the detailed design program which forms part of the section 60 approval conditions for the *Sydney Harbour Bridge Northern Cycleway*.

The Council viewed the samples of finishes and provided comments to inform the detailed design development.

Members were invited to attend the next Design Integrity Panel meeting in July.

The Council were pleased with the progress of the detailed design and thanked the consultant team for the presentation and for the opportunity to view the samples first-hand.

Resolution 2024-26
<p>The Heritage Council of NSW resolved to:</p> <ol style="list-style-type: none"> <li>1. <b>Note</b> the ongoing design process for the cycleway.</li> <li>2. <b>Provide</b> the following comments to the presentation:               <ol style="list-style-type: none"> <li>a) <b>Supports</b> the bronze finish for the balustrade (Condition 3);</li> <li>b) <b>Supports</b> the use of 'Bridge Grey' for the soffit (Condition 4) to achieve a lighter tone;</li> <li>c) <b>Supports</b> the reuse of existing paving for the semi-circular forecourt (Condition 7) reflecting a more contemporary interpretation of the plaza; and</li> <li>d) <b>Supports</b> the light poles which match the existing park light poles design.</li> <li>e) <b>Request</b> the project team to <b>consider</b> alternative trees to replace the proposed London Plane, because of safety concerns and aim to introduce more appropriate local species that better align with caring for Country.</li> </ol> </li> <li>3. <b>Request</b> that Heritage NSW exercise delegation in relation to the final compliance with conditions submissions.</li> </ol>
Moved by Vanessa Holtham and seconded by Nicholas Brunton

#### Item 3.2 Sydney Opera House – SEPP and Site Specific Exemptions update

The Heritage Council of NSW received a report from Heritage NSW and a presentation from the Department of Planning, Housing and Infrastructure (DPHI) and the Sydney Opera House (SOH) on the changes proposed to development provisions in State Environmental Planning Policy (Precincts – Eastern Harbour City) 2021 (SEPP) and site specific exemptions (SSE) made under the *Heritage Act 1977*.

The SOH intends to commence a review of the Conservation Management Plan (CMP) within the next 12 months, with timing aligned with updates to the SSEs and SEPP which aim to:

- remove ambiguity from heritage and planning frameworks that apply to the SOH
- ensure they are fit for purpose, and
- ensure that the frameworks refer to the SOH's current CMP.

Members discussed the benefits of updating the CMP, given the exceptional significance of the World Heritage and National Heritage listings of the Sydney Opera House.

The Council thanked DPHI and the SOH team for the presentation and looks forward to receiving further updates as the work progresses.

#### Resolution 2024-27

The Heritage Council of NSW resolved to:

1. **Note** the update on the proposed changes to the Sydney Opera House Site-Specific Exemptions under the *Heritage Act 1977* and to *State Environmental Planning Policy (Precincts – Eastern Harbour City) 2021*.
2. In view of the World and National listing of the Sydney Opera House, **consider** a revised Conservation Management Plan for the Sydney Opera House for potential endorsement at a future date.

Moved by Colleen Morris and seconded by Ian Clarke

## Item 4. Legal, Policy & Administration

### Item 4.1 NSW Heritage Strategy - engagement plan

The Heritage Council of NSW received a report from Heritage NSW on the proposed approach to public consultation for the draft Heritage Strategy.

Members provided feedback on the draft engagement plan which sets out the communication and feedback mechanisms for the release of the draft Strategy for public exhibition, including:

- the background, rationale, and objectives of the engagement plan
- the communication materials, methods, and mechanisms for the stakeholder group engagement, and
- identification of the potential risks and mitigation measures for the engagement process.

Heritage NSW is in the process of revising the draft Heritage Strategy to reflect agency comments and feedback received from the Heritage Council, and the Heritage and Technical Advisory Panels, prior to commencing a six week public exhibition phase in mid-July 2024.

The Council thanked Heritage NSW for the update.

### Item 4.2 Aboriginal Cultural Heritage recognition in SHR listings

The Heritage Council of NSW received a report and presentation from Heritage NSW on the ongoing commitment to, and continuous improvement of, the recognition of Aboriginal Cultural Heritage (ACH) on the State Heritage Register (SHR).

The Council noted the proposed approach for inclusion of a Statement of Country to new SHR listings and how this will inform other work underway, including the SHR amendments policy; the data update plan; the draft NSW Heritage Strategy; and the longer term SHR renewal program.

Members discussed the approach for Statements of Country, including:

- the importance of adopting an inclusive approach to Statements of Country that allows for the inclusion of many voices where appropriate, and recognises the connection to a place for peoples that may have been moved as a result of colonial processes
- the ease and process for making any future amendments to Statements of Country
- the importance of a culturally responsive approach as an integral part of competent design development and masterplan processes, and
- the complex and layered interpretations of *Country* and ancestral connections, as distinct from *Cultural areas* that relate to a mob's area of trade, historical associations and the like.

The Council thanked Danièle Hromek for sharing her insights into recognition of ACH values and acknowledged the work done by Heritage NSW to include Statements of Country in SHR listings.

Resolution 2024-28
<p>The Heritage Council of NSW resolved to:</p> <ol style="list-style-type: none"> <li>1. <b>Note</b> and <b>commend</b> the inclusion of Statements of Country as part of standard SHR listing practice.</li> <li>2. <b>Note</b> and <b>commend</b> the ongoing efforts to improve the recognition of Aboriginal Cultural Heritage on the State Heritage Register in a way that is meaningful, consistent, and legally defensible, including through the inclusion of Statements of Country.</li> </ol>
Moved by Ian Clarke and seconded by Danièle Hromek

## Item 5. Matters for Consideration

### Item 5.1 Powerhouse Museum Complex – SSD submission

The Heritage Council of NSW received a report and presentation from the consultant design team on the revised design redevelopment scheme for the Powerhouse Museum Complex.

The consultant team outlined the proposed treatment of the ground plane, landscaping and public spaces, and activation and presentation spaces proposed for the site, which are designed to ensure they are fit for purpose and improve the museum's interface with the streetscape.

The Council sought clarity on elements of the revised scheme, including:

- the proposed decoupling of the Harwood Building which aims to enable improved management of the collection and allow exhibition spaces to remain open when visiting collections are being installed
- the rationale for the Harris Street frontage and inclusion of creative industry spaces
- the impacted views to the Switch House from Harris Street, and the need to balance any impacts with the operational needs of the Museum
- the material selections and façade treatments, and
- the ACH interpretation reflected in the material selection.

Members asked that further information be provided for the ACH interpretative elements, in particular the material selections, and how this reflects the *Connecting with Country* framework principles.

The Council thanked the consultant team for the presentation and the opportunity to provide feedback on the revised design scheme.

**Resolution 2024-29**

The Heritage Council of NSW resolved to:

1. **Thank** the Powerhouse project group for their presentation.
2. **Seek** further information from the project team about the rationale behind the Connecting with Country approach on the project.
3. **Provide** further comments in writing to the DPHI regarding the Powerhouse Museum Complex - SSD

Moved by Ian Clarke and seconded by Nicholas Brunton

**Item 5.2 Heritage forum update**

The Heritage Council of NSW received an update from Heritage NSW on preparations underway for the 2024 Heritage Industry Forum being held on 21-22 August.

The Council provided suggestions for the draft program and noted that further information on how members may participate, will be considered in the near future.

*Heritage Council Regional Visit, 2-4 October*

Heritage NSW provided a brief update on the proposed sites and activities to take place during the regional visit.

**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 and verbal update from Anthea Sargeant.

**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 NSW monthly reports**

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

**Item 8. General Matters****Item 8.1 Forward Agenda**

The Heritage Council of NSW noted the forward agenda.

**Item 9. Meeting Close**

There being no further items of business, the Chair, Frank Howarth, closed the meeting at 3:15 PM.



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The Hon. Robyn Parker  
**A/Chair, Heritage Council of NSW**  
Date: 3 July 2024