



HERITAGE COUNCIL OF NSW

MEETING MINUTES – 513

1 March 2023 | 9:00 AM – 3:30 PM

Conference Room 14, Heritage NSW, Level 11, 4PSQ, Parramatta & via teleconference

ATTENDANCE

Members

Mr Frank Howarth AM PSM	Chair
The Hon Robyn Parker	Deputy Chair
Mr Nicholas Brunton	Member
Mr Ian Clarke	Member
Ms Vanessa Holtham	Member
Mr Paul Knight	Member
Dr Brian Lindsay	Member
Ms Colleen Morris	Member
Ms Anthea Sargent	Member
Mr Dillon Kombumerri	Observer

Apologies

Nil

External Presenters

Mr Cameron Davies	Manager Governance Frameworks, DPE (<i>item 4.1</i>)
Ms Joy Bramham	Senior Governance Officer, DPE (<i>item 4.1</i>)

Heritage NSW

Mr Sam Kidman	Executive Director
Mr Tim Smith	Director Heritage Assessments
Ms Anna London	A/Director Programs
Ms Lucy Albani	Director Policy and Strategy
Mr Matthew Clark	Director Policy and Strategy
Ms Emma Dortins	Manager Heritage Programs (<i>items 4.1, 4.2 & 5.3</i>)
Dr Caroline Ford	Manager Policy and Reform (<i>items 4.1 & 4.2</i>)
Ms Julia Dowling	Senior Policy Officer (<i>items 4.1 & 4.2</i>)
Ms Rochelle Johnston	Senior Manager Major Projects (<i>items 5.1 & 5.2</i>)
Ms Chrisia Ang	Senior Assessments Officer (<i>item 5.1</i>)
Ms Veerle Norbury	Senior Assessments Officer (<i>item 5.2</i>)
Ms Elizabeth Owers	Director Customer Services (<i>item 5.3</i>)
Ms Lana Zegura	Manager Incentives & Engagement (<i>item 5.3</i>)
Ms Rosanna Luca	Senior Engagement Officer (<i>item 5.3</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 and delivered an Acknowledgment of Country.

There were no apologies received for this meeting, and it was noted that a quorum had been met.

Item 1.1 Conflict of Interest Declarations

There were no conflicts of interest declared for this meeting.

Item 1.2 Out of Session Decisions

The Heritage Council of NSW resolved to appoint Dr Daniele Hromek as member of the Approvals Committee by circular resolution on 3 February 2023.

Resolution 2023-05
<p>The Heritage Council of NSW resolved to:</p> <ol style="list-style-type: none"> Appoint Ms Daniele Hromek as member of the Approvals Committee for a 3-year term, effective from the date of this resolution.
<p>Moved by Vanessa Holtham and seconded by Frank Howarth</p>

Item 1.3 Minutes from the Previous Meeting – 1 February 2023

Resolution 2023-06
<p>The Heritage Council of NSW:</p> <ol style="list-style-type: none"> Confirmed the minutes of the previous ordinary meeting (1 February 2023) as a complete and accurate record of that meeting, subject to minor amendment.
<p>Moved by Nicholas Brunton and seconded by Ian Clarke</p>

Item 1.4 Matters Arising

Nil.

Item 1.5 Action Report

The Heritage Council of NSW noted the report and closed the items recommended for closure.

Heritage NSW advised that an invitation will be extended to Council members to attend the Heritage All Staff meeting being held on 18 May 2023.

Members discussed how to better engage with the Heritage Advisors Network and sought opportunities to resume the Heritage Forum annual industry event, previously hosted by the Heritage Council and Heritage NSW.

Item 2. Executive Director, Heritage NSW - update

The Heritage Council of NSW noted the report and verbal update from Executive Director, Sam Kidman, including an update on the number of State Heritage Register listings made to date.

The Council acknowledged and congratulated Heritage NSW for achievements on the SHR listings program.

Item 3. Committees Update

Item 3.1 State Heritage Register Committee (SHRC)

Robyn Parker, Chair of the State Heritage Register Committee, provided an update on key outcomes for items considered at the 28 February SHRC meeting.

Ms Parker also reflected on great outcomes achieved on the SHR listings this year, including several complex listings, and thanked Heritage NSW for their work.

Item 3.2 Approvals Committee (AC)

Ian Clarke, Chair of the Approvals Committee, provided an update on the key outcomes for items considered at the 28 February AC meeting.

The Council welcomed the advice that Transport for NSW is exploring further design options for the *Medlow Bath pedestrian overpass* development.

Members also noted that submissions for the *Royal Prince Alfred Hospital* state significant development (SSD) were due today.

Item 4. Legal, Policy and Administration

Item 4.1 Draft Heritage Council Terms of Reference and Corporate Governance presentation

The Council received a report from Heritage NSW and a presentation from the Department of Planning and Environment (DPE) governance team who outlined the general principles of good governance and the draft Terms of Reference (TOR) being prepared for the Heritage Council.

Foundational documents include the *Heritage Act 1977* (the Act) and Heritage Regulation 2012 which provide guidance on the establishment and composition of the Council.

The Draft Terms of Reference have been prepared to satisfy the *NSW Government Boards and Committee Guidelines* (NSW Department of Premier and Cabinet, September 2015), and to complement the statutory functions and operation of the Heritage Council as set out in the Act.

The Council reviewed the draft TOR and discussed various elements, including:

- responsibilities of the Heritage Council, authority and delegations
- compliance obligations under relevant legislation, including obligations for members individually
- delegations and reporting obligations, including the role of the Chair and Deputy Chair
- approval pathways and resourcing required for Council to function effectively, including mechanisms for service level support from Heritage NSW
- appropriate timeframes for review of the TOR to ensure best practice.

The Council thanked DPE governance team for their advice and noted that Heritage NSW will incorporate the Council's comments and circulate the revised document before the next meeting.

Item 4.2 Heritage Council of NSW – Strategic Objectives for 2023

Heritage NSW presented a draft set of Heritage Council strategic priorities for 2023-05, based on the Council's review of achievements under the Heritage Council Strategic Plan 2019-22 at its 1 February 2023 meeting.

The Council provided detailed feedback on the focus areas and actions related to the five key priorities identified:

- i. Heritage protection
- ii. Aboriginal heritage
- iii. Leadership and education
- iv. Influencing outcomes
- v. Decision making

Next steps

Heritage NSW will incorporate the Council's feedback and circulate the updated strategic priorities for further comment before the next meeting.

The Council noted that an action plan will be developed through the strategic planning process to accompany the Heritage Council strategic plan, aligned with the Heritage NSW strategic plan.

Item 5. Matters for Consideration

Item 5.1 Central Station Revitalisation Project – State Significant Infrastructure

The Heritage Council of NSW received a report from Heritage NSW and discussed the key issues to be included in the referral advice for the *Central Station Sydney Terminal Building (STB) Revitalisation State Significant Infrastructure (SSI) Proposal*.

The Council noted that lodgement of advice to the Department of Planning and Environment closes on 6 March 2023.

The Council acknowledged the comprehensive review and preparation of draft advice completed by Chrisia Ang and the Heritage NSW Major Projects team.

Resolution 2023-07
The Heritage Council of NSW resolved to:
1. Accept the draft referral advice (TAB 5.1C of the report) for lodgement to the Department of Planning and Environment via the Major Projects portal.
Moved by Nicholas Brunton and Robyn Parker

Item 5.2 Sydney Harbour Bridge Cycleway Project

The Heritage Council of NSW received a report from Heritage NSW seeking the Council's determination for advertising and the appropriate approvals pathway for the pending section 60 applications for the *Sydney Harbour Bridge (SHB) North Cycleway*.

The Council discussed the:

- state heritage significance of the SHB as well as the overlay with other SHR listed items
- potential impacts to heritage sightlines
- approvals process for previous section 60 applications for SHB works
- current status of applications and proposed determination pathways, and
- relevant legislative guidance.

The Council thanked Rochelle Johnston and the Major Projects team for the important work undertaken to thoroughly consider the various elements of the design.

Resolution 2023-08
<p>The Heritage Council of NSW:</p> <ol style="list-style-type: none"> 1. Agrees to advertise the pending s.60 applications for the Sydney Harbour Bridge North Cycleway as per s.61 of the <i>Heritage Act 1977</i>. 2. Agrees that the pending s.60 applications for the Sydney Harbour Bridge North Cycleway will be determined by the Heritage Council of NSW.
Moved by Nicholas Brunton and Ian Clarke

Item 5.3 ICOMOS GA 2023 participation

The Council received an update from Heritage NSW on preparations underway for the ICOMOS General Assembly and Scientific Symposium (GA 2023).

The Council noted the abstracts being considered by the ICOMOS committee and discussed the key themes and opportunities for presentations to align with other jurisdictions.

Heritage NSW provided an update on the various activities proposed, including:

- the opportunity to chair a scientific symposium session
- the development of the heritage exposition booth, and
- an informal networking session for NSW heritage practitioners and advisors.

The Council also noted that the annual conference of the *Heritage Chairs and Officials Australia and New Zealand* (HCOANZ) will be held in Sydney on 31 August and 1 September 2023, to coincide with the ICOMOS forum.

The Council thanked Heritage NSW for the update.

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 (DPE)

The Heritage Council of NSW noted the planning report.

Item 6.3 Aboriginal Cultural Heritage Advisory Committee (ACHAC)

Paul Knight, Acting Chair of the Aboriginal Cultural Heritage Advisory Committee, provided an update on the key outcomes for items considered at the 15 February ACHAC meeting and noted that a key focus of the Committee has been to shape and strengthen the role of ACHAC with consideration of policy, process and reform.

An update was also provided on an ACHAC workshop held with Aboriginal Affairs on the 14 February to discuss the ACH reforms project.

The Council noted that an EOI campaign to fill the current vacancies on ACHAC has commenced.

Item 6.4 Advisory Panels Report

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

The GSAC Chair reported on the significant increase in the volume of work being undertaken by the GSAC members due to changes in the assessment review and ranking process for the 2023-25 grants funding.

Heritage NSW noted the feedback and will consider how the process can be improved for future rounds.

Item 7. Heritage NSW Reporting

Item 7.1 Heritage Operations – Monthly Reports

The Heritage Council of NSW noted the monthly reports.

Item 8. General Matters

Forward Agenda

The Heritage Council of NSW reviewed the forward agenda. The register will be updated to reflect the changes requested.

Mardi Gras Route SHR listing

The Council acknowledged the significant amount of work undertaken by the LGBTQIA+ working group, the State Heritage Register Committee and Heritage NSW to finalise the SHR listing of the Mardi Gras Route.

2A Gregory Place, Harris Park

The Heritage Council asked that SHRC and AC members be invited to attend a site visit together with Council members to view 2A Gregory Place, Harris Park on 4 April 2023.

2023-24 National Heritage and Commonwealth Heritage Listing Nominations

The Council noted that HCOANZ members have been asked to propose potential nominations for Commonwealth Heritage listing and discussed the opportunity for Sydney Sandstone to be considered for a cultural landscape listing.

Engineering Heritage and Transport Heritage NSW

The Chair has been invited to meet with *Engineering Heritage Sydney* on 1 March 2023 and with *Transport Heritage NSW* on 9 March 2023.

Item 9. Meeting Close

There being no further items of business, the Chair, Frank Howarth, closed the meeting at 2:30 PM.



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The Hon. Robyn Parker

A/Chair, Heritage Council of NSW

Date: 5 April 2023