



# HERITAGE COUNCIL OF NSW

## MEETING RESOLUTIONS – 531

4 September 2024 | 09:00 AM – 3:20 PM

Meeting Room, Norton Rose Fulbright Australia, Level 5, 60 Martin Place, Sydney & via teleconference

### Item 1. Welcome and formalities

#### Resolution 2024-38

The Heritage Council of NSW resolved to:

1. **Acknowledge** the significant contributions of The Hon. Robyn Parker during her term as Deputy Chair of the Heritage Council of NSW and as Chair of the State Heritage Register Committee. The Council expressed its profound thanks for her contributions as an amazing chair and deputy chair, highlighting her special perspective and commitment to balancing views, increasing efficiency, and ensuring diverse listings on the State Heritage Register. Members recognised Robyn’s experience, skill, professional conduct, leadership, and support, and emphasised her influential presence and the pleasure of having her on the Heritage Council and the State Heritage Register Committee.
2. **Appoint** Colleen Morris as Chair of the State Heritage Register Committee for the duration of their term on the Heritage Council.
3. **Appoint** Brian Lindsay as Deputy Chair of the State Heritage Register Committee until 28 February 2025.

Moved by Nicholas Brunton and seconded by Anthea Sargeant

#### Item 1.1 Conflict of Interest Declarations

*Item 4.3 MLC Building (former), 105 Miller Street, North Sydney*

Nicholas Brunton noted his standing declaration related to this project. *It was agreed that Dr Brunton will be excused for this item and the presentation was redacted from his view.*

#### Item 1.2 Minutes from previous meeting – 7 August 2024

#### Resolution 2024-39

The Heritage Council of NSW resolved to:

1. **Confirm** the minutes of the previous ordinary meeting (7 August 2024) as a complete and accurate record of that meeting.

Moved by Brian Lindsay and seconded by Nicholas Brunton

#### Item 1.3 Out of Session decision – 27 August 2024

The Heritage Council of NSW noted the out of session decision made via circular (Resolution 2024-37) for the *Circular Quay Renewal Project - 70% design submission (SSI-605634459)*.

**Resolution 2024-37**

The Heritage Council of NSW resolved to:

1. **Approve** the comments on the 70% design developments for the Circular Quay Renewal Project, as detailed in this paper, and provide any additional comments that are to be provided to Transport for NSW (TfNSW).
2. **Request** the opportunity to comment on updated technical reports for built heritage and archaeology (historical, Aboriginal and maritime) to enable a full understanding of potential impacts prior to design progression.
3. **Advise** Transport for NSW that a salvage methodology for the known State significant historical archaeology located below First Fleet Park is not an acceptable management strategy and that design of subsurface work elements should be modified to protect State Heritage Register listed archaeological materials.
4. **Reiterate** the desire for a comprehensive interpretation approach and the further development of a range of interpretation outcomes that reflect the multilayered history of the site, in particular at First Fleet Park (reflecting the findings of the archaeological testing).
5. **Request** Transport for NSW provide an updated project program, including timing for exhibition of the Environmental Impact Assessment.

Moved by Robyn Parker and seconded by Colleen Morris

**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.

**Item 2.1 Executive Director Heritage NSW – monthly update**

The Heritage Council of NSW noted the report.

**Item 2.2 State Heritage Register Committee – monthly update**

The Heritage Council of NSW noted the update.

**Item 2.3 Approvals Committee – monthly update**

The Heritage Council of NSW noted the update.

**Item 3.1 Interim Heritage Order Policy****Resolution 2024-40**

The Heritage Council of NSW resolved to:

1. **Endorse** the *draft Heritage NSW Interim Heritage Order Policy* provided at Tab A of this report subject to clarification around point 2.3.

Moved by Nicholas Brunton and seconded by Colleen Morris

<b>Item 3.2 Statement of Regulatory Intent</b>
<b>Resolution 2024-41</b>
The Heritage Council of NSW resolved to:
1. <b>Endorse</b> the <i>draft Statement of Regulatory Intent</i> provided at Tab A of this report.
Moved by Nicholas Brunton and seconded by Ian Clarke
<b>Item 4.1 State Library of NSW, Royal Botanic Gardens, Shakespeare Place - Public Domain Upgrade</b>
The Heritage Council of NSW noted the report.
<b>Item 4.2 Powerhouse Museum Complex – update</b>
<b>Resolution 2024-42</b>
The Heritage Council of NSW resolved to:
1. <b>Note</b> the response to the Heritage Council Resolution 2024-29 Point 2 provided by the Powerhouse project group on 5 June 2024, about the rationale behind the <i>Connecting with Country</i> approach for the project.
2. <b>Note</b> that the Department of Planning, Housing and Infrastructure will refer the State Significant Development proposal to the Heritage Council for further comments at the Response to Submissions stage.
Moved by Nicholas Brunton and seconded by Ian Clarke
<b>Item 4.3 MLC Building (former), 105 Miller Street, North Sydney</b>
<b>Resolution 2024-43</b>
The Heritage Council of NSW resolved to:
1. <b>Note</b> the presentation from the heritage consultant and design team.
2. <b>Acknowledge</b> the need to mitigate against flooding of the Miller Street frontage by raising the ground floor plane and removing the first floor.
3. <b>Encourage</b> the sympathetic facade design that minimises the visibility of the removal of the first floor.
4. <b>Not support</b> an additional storey on top of the Miller Street Wing.
5. <b>Provide in principle support</b> for demolition of the existing Denison Street Wing and construction of a new building in the preferred option presented.
6. <b>Seek</b> further presentations from the proponents after they have received further advice from the Government Architect NSW.
Moved by Brian Lindsay and seconded by Ian Clarke <i>Nicholas Brunton left the room for the duration of this item</i>
<b>Item 5.1 33 Argyle Street Parramatta - State Significant Development update</b>
The Heritage Council of NSW noted the update.

<b>Item 5.2 Heritage Council of NSW Annual Report</b>
<b>Resolution 2024-44</b>
The Heritage Council of NSW resolved to:
1. <b>Delegate</b> final approval of the report to the Chair of the Heritage Council of NSW, pending no substantial changes.
Moved by Nicholas Brunton and seconded by Colleen Morris
<b>Item 5.3 Outcomes of the Heritage Forum</b>
<b>Resolution 2024-45</b>
The Heritage Council of NSW resolved to:
1. <b>Congratulate</b> and <b>thank</b> Heritage NSW for running such a professional and well received Heritage Forum.
Moved by Colleen Morris and seconded by Frank Howarth
<b>Item 5.4 Heritage Council Regional Visit</b>
The Heritage Council of NSW noted the update from Heritage NSW.
<b>Item 6. Executive Reports</b>
The Heritage Council of NSW noted the reports.
<b>Item 7. Heritage NSW Reports</b>
The Heritage Council of NSW noted the reports.
<b>Item 8.1 Forward Agenda</b>
The Heritage Council of NSW noted the forward agenda.
<b>Meeting Close</b>
There being no items of further business, the Chair, Frank Howarth, closed the meeting at 3:20 PM

**Secretariat**

Heritage Council of NSW