



# HERITAGE COUNCIL OF NSW

## MEETING RESOLUTIONS – 534

4 December 2024 | 09:00 AM – 4:00 PM

Meeting Room 1, Level 11, 135 King Street, Sydney & via teleconference

<b>Item 1.1 Conflict of Interest Declarations</b>
Nicholas Brunton noted an historical conflict for <i>Item 3.1 105 Miller St North Sydney (former MLC Building)</i> . Members agreed that Dr Brunton may participate in the discussion but will be excluded from any decisions made in relation to this item.
<b>Item 1.2 Out of Session decisions</b>
Nil
<b>Item 1.3 Minutes from previous meeting – 6 November 2024</b>
<b>Resolution 2024-54</b>
The Heritage Council of NSW resolved to: 1. <b>Confirm</b> the minutes of the previous ordinary meeting (6 November 2024) as a complete and accurate record of that meeting.
Moved by Ian Clarke and seconded by Colleen Morris
<b>Item 1.4 Matters Arising</b>
Nil
<b>Item 1.5 Action Report</b>
The Heritage Council of NSW noted the report and closed the items recommended for closure.
<b>Item 2.1 Executive Director Heritage NSW – monthly update</b>
The Heritage Council of NSW noted the report.
<b>Item 2.2 State Heritage Register Committee – monthly update</b>
The Heritage Council of NSW noted the update.
<b>Item 2.3 Approvals Committee – monthly update</b>
The Heritage Council of NSW noted the update.

**Item 3.1 105 Miller Street, North Sydney (MLC Building SHR 02069)****Resolution 2024-55**

The Heritage Council of NSW resolved to:

1. **Note** the information provided in the design consultant’s presentation and the paper prepared by Heritage NSW.
2. **Thank** Investa, Bates Smart and Curio Projects for their presentation to the Heritage Council of NSW.
3. **Provide** the following comments on the MLC Building concept plans presented:
  - a. The proportions of the Miller Street elevation ground floor require further development to mask the impact of the greater height of the ground floor, for example a curtain façade consistent with the original design intent.
  - b. The curtain walling makes an important contribution to the building’s significance. It is important that the replacement curtain wall replicates the fine detailing of the original to avoid adversely impacting on the aesthetic significance of the Miller Street Wing.
  - c. The focus for the Miller Street Wing should continue to be conservation of its key heritage features/attributes in accordance with its status as a State heritage listed item.
  - d. Urges the retention of the strong heritage interpretation on site.

Moved by Brian Lindsay and seconded by Ian Clarke

*Nicholas Brunton abstained from voting.*

**Item 3.2 Agency exemptions for the Department of Communities and Justice****Resolution 2024-56**

The Heritage Council of NSW resolved to:

1. **Recommend** that the Minister administering the *Heritage Act 1977* approve and sign the Order to grant agency exemptions to the Department of Communities and Justice under s.57(2) of the *Heritage Act 1977* as provided at Tab 3.2A of this report.
2. **Approve** the protocol for the Department of Communities and Justice agency exemptions as provided at Tab 3.2D of this report.
3. **Agree** that the Chair of the Heritage Council signs the protocol for the Department of Communities and Justice agency exemptions as provided at Tab 3.2D of this report.

Moved by Colleen Morris and seconded by Nicholas Brunton

**Item 4.1 Braidwood Review - draft implementation plan**

The Heritage Council of NSW noted the proposed Braidwood Review draft implementation plan.

<b>Item 4.2 2025-27 Heritage Grants Program update</b>
The Heritage Council of NSW noted the Heritage Grants Program evaluation report.
<b>Item 4.3 State Library of NSW (SHR 01071), Royal Botanic Gardens and Domain (SHR 01070) integrated development application and Shakespeare Place – public domain upgrade</b>
<b>Resolution 2024-57</b>
The Heritage Council of NSW resolved to:
<ol style="list-style-type: none"> <li>1. <b>Note</b> the information in the development application and detailed assessment report.</li> <li>2. <b>Approve</b> the proposal with the General Terms of Approval outlined in the draft letter to the City of Sydney as provided at Tab 4.3B of this report.</li> <li>3. <b>Agree</b> that further approvals for the proposal are to be determined under delegation by Heritage NSW, in line with the Heritage Council's support for the design.</li> </ol>
Moved by Vanessa Holtham and seconded by Brian Lindsay
<b>Secretary, NSW Department of Climate Change, Energy, the Environment and Water</b>
The Heritage Council of NSW thanked Anthony Lean, Secretary of DCCEEW, for meeting with the Heritage Council.
<b>Minister for Climate Change, Energy, the Environment and Heritage</b>
The Heritage Council of NSW thanked The Hon. Penny Sharpe, Minister for Heritage, for meeting with the Heritage Council.
<b>Item 5.1 Maintenance and repair of heritage items – scoping paper</b>
The Heritage Council of NSW noted the report.
<b>Item 5.2 Reaffirmation of updated State owned heritage management principles</b>
<b>Resolution 2024-58</b>
The Heritage Council of NSW resolved to:
<ol style="list-style-type: none"> <li>1. <b>Reaffirm</b> the updated State-owned heritage asset management principles.</li> <li>2. <b>Recommend</b> the reaffirmed principles of the Minister for Heritage for approval under s.170A(2) of the <i>Heritage Act 1977</i>.</li> </ol>
Moved by Nicholas Brunton and seconded by Vanessa Holtham
<b>Item 6. Executive Reports</b>
The Heritage Council of NSW noted the reports.
<b>Item 7. Heritage NSW monthly reports</b>
The Heritage Council of NSW noted the monthly reports.

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<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 4:00 PM

**Secretariat**

Heritage Council of NSW