



# STATE HERITAGE REGISTER COMMITTEE

## MEETING MINUTES

28 February 2023 | 9:00 AM – 12:20 PM

*Meeting held via Teams videoconference.*

## ATTENDANCE

### State Heritage Register Committee

The Hon Robyn Parker	Chair
Ms Colleen Morris	Deputy Chair
Dr Stephen Gapps	Member
Dr Wayne Johnson	Member
Mr Paul Knight	Member
Dr Brian Lindsay	Member
Ms Lisa Trueman	Member
Ms Natalie Vinton	Member

### *Apology*

Mr Frank Howarth AM PSM	Alternate Member
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### Heritage NSW

Mr Sam Kidman	Executive Director
Ms Anna London	A/Director Heritage Programs
Ms Lucy Albani	Director Policy & Strategy (Item 4.2)
Ms Sonia Limeburner	Manager Strategy & Implementation (Items 5, 6)
Ms Alexandra Simpson	Heritage Officer (Item 2.1)
Ms Judith Coombes	Senior Heritage Officer (Item 4.1)
Ms May Willard	Policy Officer (Item 4.2)

### Secretariat

Ms Olgica Lenger	Manager Secretariat
Miss Linda Bugarin	Assistant Secretariat Officer

## IN-CAMERA SESSION

This item is not minuted.

### Item 1. Welcome and Formalities

Chair Robyn Parker opened the meeting at 9:00 AM and delivered an Acknowledgment of Country. It was noted there were no apologies and a quorum had been met.

#### Item 1.1 Conflict of Interest Declarations

The State Heritage Register Committee noted the following standing declarations:

- Robyn Parker: 2011-2015 Decisions
- Colleen Morris: National Trust of Australia
- Wayne Johnson: Place Management NSW

The Committee also noted the following:

- Colleen Morris reported on her previous work regarding Item 4.1 *Anambah House – Curtilage Revision*, providing an update of the National Trust listing in the 1990s. Ms Morris knew a former owner and the place during that ownership, but has nothing to do with the current owner. The Committee agreed there was no conflict and no further action was required.
- Lisa Trueman declared a conflict of interest regarding Item 4.4 *115, 117 & 119 Holt Avenue, Cremorne – IHO Request*. Ms Trueman previously advised North Sydney Council on these properties and will not attend the meeting for the duration of this item.
- Natalie Vinton declared a potential conflict of interest regarding Item 5.4 *Former AMP Building – Heritage Significance* for her previous work on the AMP Building. The Committee agreed that Ms Vinton will not participate in the discussion and decision making for this item.

#### Item 1.2 Out of Session Decisions

Nil reported.

The Committee noted the number of gazetted listings and thanked Heritage NSW (HNSW) staff for their work. The Committee also acknowledged the Mardi Gras Route listing aligned with the success of World Pride Day.

#### Item 1.3 Minutes from the Previous Meeting – 31 January 2023

The Committee acknowledged the updated wording for Resolution 2023-06: *115, 117 & 119 Holt Avenue, Cremorne – IHO Request*.

Resolution 2023-11
<p>The State Heritage Register Committee:</p> <p>1. <b>Confirmed</b> the minutes of the previous ordinary meeting (31 January 2023) as a complete and accurate record of that meeting.</p>
<p>Moved by Brian Lindsay and seconded by Paul Knight</p>

#### Item 1.4 Matters Arising

Nil reported.

## Item 1.5 Action Report

The State Heritage Register Committee noted the report.

## Item 2. SHR Nominations – Notice of Intention

### Item 2.1 Nowland’s Lochnivar Coach Station – NOI

The State Heritage Register Committee noted the presentation on Nowland’s Lochnivar Coach Station – NOI by Alexandra Simpson.

*Key points noted:*

- The item has been maintained by the owners with few changes made to its original condition.
- The listing is to include all lots associated with the house when it operated as a coach house.
- Local council has deemed two lots unsuitable for development due to fire and flood hazards.
- It is anticipated that further local historical knowledge will come to light during the Notice of Intention process.
- The Committee sought further investigations be undertaken to address Aboriginal history and people that have worked on the property or been involved in the local conflicts in the 1930s, as well as comparative information on coach inns and archaeological potential.

The Chair thanked Alexandra Simpson for her presentation.

#### Resolution 2023-12

The State Heritage Register Committee:

1. **Considers** the item known as *Nowlands Lochinvar Coach House* at Lot 60, 61, 62 and 63 in DP778897, 7 Cantwell Road, Lochinvar, defined in accordance with the curtilage shown at Tab 2.1C of the report, is likely to be of State heritage significance.
2. In accordance with section 33(1)(a) of the *Heritage Act 1977*, will **give** each person that it considers to be an affected owner or occupier written **notice** that it is going to consider whether or not to recommend the listing of the item concerned (a *Notice of Intention to Consider Listing*).
3. In accordance with section 33(1)(b) and section 33(1)(c) of the *Heritage Act 1977*, within 14 days after notice of intention to consider listing is given, will cause a **notice** of intention to consider listing to be **published** in a newspaper circulating in the area in which the item is situated, inviting submissions on the listing, specifying a date as the closing date for the receipt of submissions of 21 days after the publication of the newspaper notice and the manner in which submissions may be made.

Moved by Colleen Morris and seconded by Lisa Trueman

## Item 3. SHR Nominations – Recommend to List

### Item 3.1 Gooriwal (Frenchmans Bay and Yarra Bay) Cultural Landscape – RTL

Item deferred.

## Item 4. Matters for Consideration

### Item 4.1 Anambah House SHR 00275 Curtilage Revision

The State Heritage Register Committee noted the update on Anambah House Curtilage Revision by Judith Coombes.

*Key points noted:*

- Anambah House was listed on the State Heritage Register in 1999.
- The owners have requested a curtilage revision due to subdivision plans. The owners would like to list the entire property excluding most of the driveway.
- A planning proposal for the current driveway to become a street is currently with local council. An access road will be created for the neighbouring property and a service access drive will be included at the rear of the house.
- The proposed listing extension has allowed for a review of the assessment of significance for the item. HNSW considers that the item is likely to meet four of the seven listing criteria.

The Chair thanked David Hoffman for his work on this item and Judith Coombes for her presentation.

#### Resolution 2023-13

The State Heritage Register Committee:

1. **Considers** the item known as *Anambah House SHR 00275* at 200 Anambah Road, Anambah, defined in accordance with the revised curtilage shown at Tab 4.1C of the report, is of State heritage significance.
2. In accordance with section 33(1)(a) of the *Heritage Act 1977*, will **give** each person that it considers to be an affected owner or occupier written **notice** that it is going to consider whether or not to recommend the curtilage revision of the item concerned (a *Notice of Intention to Consider Listing*).
3. In accordance with section 33(1)(b) and section 33(1)(c) of the *Heritage Act 1977*, within 14 days after notice of intention to consider listing is given, will cause a **notice** of intention to consider listing to be **published** in a newspaper circulating in the area in which the item is situated, inviting submissions on the listing, specifying a date as the closing date for the receipt of submissions of 21 days after the publication of the newspaper notice and the manner in which submissions may be made.

Moved by Natalie Vinton and seconded by Brian Lindsay

### Item 4.2 Heritage Agreements Project

The State Heritage Register Committee noted the presentation on Heritage Agreements Project by May Willard and Lucy Albani.

HNSW is currently examining existing heritage agreements and how are they being used, and further work will include a review of heritage agreements from other jurisdictions, to determine best practice. Based on its research, HNSW will present an evidence-based scoping paper at a mid-year Heritage Council meeting, to which SHRC members will be invited.

*The Committee discussed:*

- The comparison between heritage agreements and site-specific exemptions
- How to uphold a heritage agreement especially when an entity ceases to exist

- Differences between conservation and heritage agreements
- Historical examples of heritage agreements.
- Lisa Trueman offered her assistance to HNSW with regard to heritage agreements.

The Chair thanked Niamh Lowe, May Willard and Lucy Albani for the report and presentation.

### Item 4.3 SHR Submissions Policy

The State Heritage Register Committee received a presentation on SHR Submissions Policy by Sonia Limeburner.

The Committee noted the advice about submissions for SHR listings under Part 3A of the *Heritage Act 1977* and the policy on offensive or inappropriate submissions developed in response to this advice.

An appropriate disclaimer notice will be provided on the Heritage NSW website and circulated through the Heritage Advisors Network.

The Chair thanked Sam Kidman and Sonia Limeburner for the advice and presentation.

### Item 4.4 115, 117 & 119 Holt Avenue, Cremorne – IHO Request – Legal Advice

*Ms Lisa Trueman left the meeting for the duration of this item.*

The State Heritage Register Committee received an update on 115, 117 & 119 Holt Avenue, Cremorne – IHO Request, legal advice by Sam Kidman and Anna London.

The Chair thanked Sam Kidman and Anna London for their report.

#### Resolution 2023-14

The State Heritage Register Committee:

1. **Considered** the advice provided by DPE Legal about making an IHO over 115, 117 and 119 Holt Avenue, Cremorne.

Moved by Brian Lindsay and seconded by Paul Knight

## Item 5. Preliminary Assessment of New SHR Nominations

The State Heritage Register Committee noted the report on Preliminary Assessment of New SHR Nominations by Sonia Limeburner.

### Item 5.1 SHR Nomination – Hayden Orpheum Picture Palace, Cremorne

The Committee noted the item has been altered and redeveloped for adaptive reuse, and discussed the development pressures around the site with a view that the item is worthy of further assessment.

#### Resolution 2023-15

The State Heritage Register Committee:

1. **Considers** that *Hayden Orpheum Picture Palace, Cremorne* may be of State heritage significance and the nomination should progress for listing on the SHR.

Moved by Brian Lindsay and seconded by Stephen Gapps

**Item 5.2 SHR Nomination – Art Gallery of NSW**

The Committee discussed the iconic status of The Art Gallery of NSW, its heritage significance, the history of the nomination and the requirements under s. 170 of the *Heritage Act 1977*.

**Resolution 2023-16**

The State Heritage Register Committee:

1. **Considers** that *Art Gallery of NSW* may be of State heritage significance and the nomination should progress for listing on the SHR.

Moved by Colleen Morris and seconded by Lisa Trueman

**Item 5.3 SHR Nomination – Former AMP Building – Heritage Significance**

*Natalie Vinton abstained from discussion and decision making for this item.*

The Committee discussed the strong interest for this item from the heritage community and architects, including support from the Heritage Advisory Panel.

**Resolution 2023-17**

The State Heritage Register Committee:

1. **Considers** that the *Former AMP Building, Sydney* may be of State heritage significance and the nomination should progress for listing on the SHR.

Moved by Wayne Johnson and seconded by Paul Knight

The Chair thanked Sonia Limeburner for her report.

**Item 6. SHR Listings Monthly Report**

The State Heritage Register Committee noted the SHR Listings Monthly Report by Sonia Limeburner.

**Item 7. General Matters****Item 7.1 Forward Agenda**

The State Heritage Register Committee noted the report.

**Meeting Close**

There being no further items of business, Chair Robyn Parker closed the meeting at 12:20 PM.

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The Hon. Robyn Parker

**Chair, State Heritage Register Committee**

Date: 4 April 2023