



STATE HERITAGE REGISTER COMMITTEE

MEETING MINUTES

30 September 2024 | 9:00 AM – 11:10 AM

Meeting held via Teams videoconference.

ATTENDANCE

State Heritage Register Committee

Ms Colleen Morris	A/Chair
Dr Stephen Gapps	Member
Dr Brian Lindsay	Member
Ms Lisa Trueman	Member
Ms Natalie Vinton	Member

Apologies

Dr Wayne Johnson	Member
Mr Frank Howarth AM PSM	Alternate Member

Heritage NSW

Sam Kidman	Executive Director
Ms Taryn Gooley	A/Director Heritage Programs
Ms Nicola Roche	A/Manager Heritage Programs
Ms Sarah Hawkins	Senior Heritage Officer (<i>item 2.1-2.2</i>)
Mr Nikolas Orr	Senior Heritage Officer (<i>items 2.3</i>)
Ms Monika Sakal	Senior Heritage Officer (<i>item 2.4</i>)
Ms Darrienne McGaw-Wyndham	Senior Heritage Officer (<i>item 3.1</i>)
Dr Damian Tybussek	Senior Heritage Officer (<i>item 6.1</i>)

External presenters

Mr Richie Haines	Chief Operations Officer, Universal Hotels (<i>item 2.4</i>)
Ms Kate Paterson	Director, Urbis (<i>item 2.4</i>)
Ms Allie Cornish	Associate Director, Urbis (<i>item 2.4</i>)

Secretariat

Ms Olgica Lenger	Manager Secretariat
Ms Natasha Agaki	Secretariat Officer

IN-CAMERA SESSION

This item was not minuted.

Item 1. Welcome and Formalities

A/Chair Colleen Morris opened the meeting at 9:05 AM and delivered an Acknowledgment of Country.

The Committee noted an apology from Wayne Johnson and noted that a quorum had been met.

Item 1.1 Conflict of Interest Declarations

The State Heritage Register Committee noted the following conflicts of interest with items on the agenda:

- Item 2.1 Ballast Point Park – Colleen Morris raised a conflict of interest, noting that she wrote the nomination for Ballast Point Park and would therefore excuse herself for the duration of item 2.1.
- Item 2.1 Ballast Point Park – The Committee noted a prior conflict raised by Wayne Johnson.
- All associated papers relating to item 2.1 were redacted from Ms Morris' and Dr Johnson's view.

The State Heritage Register Committee also noted the following standing declarations:

- Colleen Morris: National Trust of Australia
- Dr Wayne Johnson: Place Management NSW
- Natalie Vinton: Powerhouse Museum, Ultimo and MLC Building, North Sydney

Item 1.2 Out of Session Decisions

Nil reported.

Item 1.3 Minutes from the Previous Meeting – 3 September 2024

Resolution 2024-67
The State Heritage Register Committee: 1. Confirmed the minutes of the previous ordinary meeting (3 September 2024) as a complete and accurate record of that meeting.
Moved by Brian Lindsay and seconded by Natalie Vinton

Item 1.4 Matters Arising

Nil

Item 1.5 Action Report

The State Heritage Register Committee noted the report.

Item 2 SHR Nominations – Notice of Intention

Item 2.1 Ballast Point Park – NOI

Colleen Morris left the meeting for the duration of this item.

The State Heritage Register Committee noted the report on Ballast Point Park – NOI by Sarah Hawkins, Heritage NSW.

Key points:

- Ballast Point Park was nominated by the Australian Institute of Landscape Architects NSW Chapter in 2018. It is owned by Placemaking NSW and operated by the Inner West Council, with Transport for NSW managing maritime aspects of the place.
- Members noted five significance criteria, being historical, associative, aesthetic, community esteem, and representativeness, considered by Heritage NSW for listing on the SHR, as well as the park's contributions to the broader cultural landscape of Sydney Harbour.
- It was noted that the proposed curtilage encapsulates all significant elements within the park, including the retained tanks, archaeological remains of Menevia, and the holistic landscaping design.
- A visual buffer zone protects views to and from the park, reflects the broader operational boundaries of the Oil Refinery, and recognises the connection to Sydney Harbour as a primary element of the potential significance of the place.
- Placemaking NSW and Inner West Council are supportive of the listing and wish to discuss site specific exemptions (SSEs) with Heritage NSW, following the completion of an updated plan of management for the park.

The A/Chair thanked Sarah Hawkins for her presentation.

Resolution 2024-68

The State Heritage Register Committee:

1. **Considers** the item known as Ballast Point Park at Ballast Point Road and Ronald Street, Birchgrove, 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 45 days after the publication of the newspaper notice and the manner in which submissions may be made.

Moved by Lisa Trueman and seconded by Natalie Vinton

Item 2.2 Chelmsford Bridge and Leura Cascades Picnic Area – NOI

The State Heritage Register Committee noted the report on Chelmsford Bridge and Leura Cascades Picnic Area – NOI by Sarah Hawkins, Heritage NSW.

Key points noted:

- Blue Mountains City Council (BMCC) nominated Chelmsford Bridge for SHR listing in November 2023. The owner (Crown Lands) supports the nomination in principle.
- The Committee noted that, following a site inspection and further research, Heritage NSW felt that the nominated curtilage did not provide an adequate setting for Chelmsford Bridge.
- A proposed expanded curtilage to include the surrounding Leura Cascades Picnic Area was discussed, including the recreation area's contribution to the development of environmental tourism in the early 20th century.
- Preliminary discussions with both Crown Lands and the BMCC on the expanded curtilage suggest a general support, noting the proposed curtilage also coincides with the existing LEP listing.
- Heritage NSW will discuss any SSEs with the BMCC that will accommodate the proposed works currently being undertaken.
- The Committee suggested acknowledging the historic and technological significance of White's Creek and Johnston's Creek sewer aqueducts in the comparative assessment, as the first large Monier concrete structure.

The Chair thanked Sarah Hawkins for her presentation.

Resolution 2024-69

The State Heritage Register Committee:

1. **Considers** the item known as Chelmsford Bridge and Leura Cascades Picnic Area at Chelmsford Drive, Katoomba, defined in accordance with the curtilage shown at Tab 2.2C 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 28 days after the publication of the newspaper notice and the manner in which submissions may be made.

Moved by Stephen Gapps and seconded by Brian Lindsay

Item 2.3 Gosford Courthouse and Police Station (former) – NOI

The State Heritage Register Committee noted the report on Gosford Courthouse and Police Station (former) – NOI by Nikolas Orr, Heritage NSW.

Key points:

- Gosford Courthouse and Police Station (former) is owned by Crown Lands and currently occupied and managed by the Central Coast Conservatorium of Music (CCCM), who nominated the item in October 2023.
- The Committee discussed the potential significance of the site, mainly as representative of the consolidation of colonial legal systems and settlement in the mid-19th century, and its association with notable figures in colonial architecture and contemporary classical music.
- The Committee briefly discussed the curtilage before focusing on the archaeological potential of the site, noting that no formal archaeological study has been conducted to date.
- Further investigation by Heritage NSW, including the incorporation of Aboriginal perspectives, was strongly supported.

The Chair thanked Nikolas Orr for his presentation.

Resolution 2024-70
<p>The State Heritage Register Committee:</p> <ol style="list-style-type: none"> 1. Considers the item known as Gosford Courthouse and Police Station (former) at 45 Mann Street, Gosford, defined in accordance with the curtilage shown at Tab 2.3C of the report, is likely to be of State heritage significance. 2. In accordance with section 33(1)(a) of the <i>Heritage Act 1977</i>, 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 (<i>a notice of intention to consider listing</i>). 3. In accordance with section 33(1)(b) and section 33(1)(c) of the <i>Heritage Act 1977</i>, 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 28 days after the publication of the newspaper notice and the manner in which submissions may be made.
Moved by Lisa Trueman and seconded by Brian Lindsay

Item 2.4 Imperial Hotel, Erskineville – NOI

The State Heritage Register Committee welcomed Richie Haines (premise owner), Kate Paterson, and Allie Cornish (Urbis) to deliver a presentation.

Key points noted:

- The premise owner and consultant support the proposed listing of Imperial Hotel, Erskineville, based on its social significance to the LGBTIQ+ community, but raised concerns about including architectural significance in the listing.
- The owner and consultant feel that the site's local listing provides adequate protection for its architectural value - which they consider not to meet the state significant threshold - however, will be open to further investigation should Heritage NSW's detailed assessment consider otherwise.

- The owner and consultant emphasised the need for SSEs to ensure the ongoing use and function of the commercial hotel and pub.

The Chair thanked the Mr Haines, Ms Cornish, and Ms Paterson for their presentation.

The State Heritage Register Committee noted the report on the Imperial Hotel, Erskineville – NOI by Monika Sakal, Heritage NSW.

Key points:

- The place was nominated under the Heritage Council's LGBTIQ+ priority theme.
- The City of Sydney Council support the proposed curtilage for the listing, which has been slightly extended from the LEP curtilage to include the building's awning.
- The Committee discussed the architectural value of the property as an interwar style pub with an intact external façade.
- The Committee encouraged Heritage NSW to conduct a thorough comparative analysis in its detailed assessment of the place to determine its level of architectural value, with a view to reaching a shared understanding with the owner and consultant.
- It was acknowledged that various properties under the current owner are well maintained.

The Chair thanked Monika Sakal for her work on this item.

Resolution 2024-71

The State Heritage Register Committee:

1. **Considers** the item known as the Imperial Hotel, Erskineville at 35-37 Erskineville Road, Erskineville, defined in accordance with the curtilage shown at Tab 2.4C 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 45 days after the publication of the newspaper notice and the manner in which submissions may be made.

Moved by Brian Lindsay and seconded by Natalie Vinton

Item 3. SHR Nominations – Recommendation to List

Item 3.1 Palace Hotel, Broken Hill (amendment) – RTL

The State Heritage Register Committee noted the report on Palace Hotel, Broken Hill – RTL by Darrienne McGaw-Wyndham, Heritage NSW.

Key points:

- The listed item was nominated for amendment in 2022 to include its LGBTIQ+ history and significance. It was nominated under the Heritage Council's LGBTIQ+ priority area for SHR listings.
- All four submissions received during the exhibition period have been supportive of the listing amendment to recognise its LGBTIQ+ values alongside the state significance of the place.
- Heritage NSW proposes expanding the curtilage to include the building's veranda, and by extension, the road reserve beneath it. Broken Hill City Council, as owners of the road reserve, are supportive of the curtilage extension.
- The owners provided comment on the SSEs of the road reserve and requested additional SSEs covering the operational function of the hotel, which have been incorporated in the listing amendment.
- The Committee expressed their pleasure in supporting the proposal.

The Chair thanked Darrienne McGaw-Wyndham for her presentation.

Resolution 2024-72
<p>The State Heritage Register Committee:</p> <ol style="list-style-type: none"> 1. In accordance with section 33(1)(d) of the <i>Heritage Act 1977</i>, has considered the submissions received in response to its notice of intention to consider amending the listing and considers the item known as the Palace Hotel, Broken Hill located at 227 Argent Street, Broken Hill, satisfies more than one of the approved criteria for determining whether an item is of State heritage significance, being criteria a, b, c, and d, as detailed in the report at Tab 3.1A of the report. 2. Recommends to the Minister, in accordance with sections 32(1) and (2) of the <i>Heritage Act 1977</i>, that the Minister direct the curtilage extension and other related amendments of the item, the Palace Hotel, Broken Hill at 227 Argent Street, Broken Hill, on the State Heritage Register, as shown in the plan at Tab 3.1C of the report. 3. In accordance with section 33(1)(e) of the <i>Heritage Act 1977</i>, give notice of its decision to persons notified under section 33(1)(a). 4. In accordance with section 57(2) of the <i>Heritage Act 1977</i>, recommends that the Minister grant the site specific exemptions at Tab 3.1D of the report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.
Moved by Brian Lindsay and seconded by Stephen Gapps

Item 4. Preliminary Assessment of New SHR Nominations

NIL reported

Item 5. SHR Listings Monthly Report

The State Heritage Register Committee noted the report and briefly discussed submissions received in relation to St Mary's Cathedral.

The Committee requested that Heritage NSW accept all submissions received on 8 October, noting that the submission deadline of 7 October falls on a public holiday.

Item 6. Matters for Consideration

Item 6.1 Lansdowne (amendment) – Verbal update

The State Heritage Register Committee noted the verbal update on Lansdowne by Damian Tybussek, Heritage NSW.

Key points:

- The Aboriginal community are concerned with the adjacent development that reaches the Lansdowne boundary. They would like to see an expanded curtilage and recognition of the site’s interconnectedness with other important ceremonial and food resourcing sites in the broader landscape.
- Heritage NSW staff are working across teams with the owner to clarify the difference between the listing and approvals processes under the Heritage Act, as well as the impacts of an Aboriginal Place nomination under the National Parks and Wildlife legislation.
- The Committee acknowledged the need for a nuanced approach to the listing amendment that considers both Aboriginal heritage values and the owner’s interests.

The Chair thanked Damian Tybussek for his presentation.

Item 6.2 Woolley Townhouse, Paddington – NOI – extension

Resolution 2024-73
<p>The State Heritage Register Committee:</p> <ol style="list-style-type: none"> 1. Approves the extension of the advertising period of its notice of intention to consider listing for the Woolley Townhouse, Paddington, for a further 30 days until 10 November 2024 to enable consultation with the owner due to extenuating circumstances.
Moved by Natalie Vinton and seconded by Brian Lindsay

Item 7. General Matters

Item 7.1 Forward Agenda

The State Heritage Register Committee noted the forward agenda.

Meeting Close

There being no further items of business, the A/Chair, Colleen Morris, closed the meeting at 11:10 AM.

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Colleen Morris

A/Chair, State Heritage Register Committee

Date: 5 November 2024