

APPENDIX

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Aboriginal Cultural Heritage Clarifications

ILLABO TO STOCKINBINGAL RESPONSE TO SUBMISSIONS

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1. Introduction

This appendix has been prepared to address submissions received from Heritage NSW on the Inland Rail—Illabo to Stockinbingal (I2S) project (the proposal) Aboriginal Cultural Heritage Impact Assessment. Clarifications are provided to address specific matters raised in Technical Paper 7 Aboriginal Cultural Heritage Impact Assessment.

Technical Paper 7 was prepared to fulfil the requirements of an Aboriginal Cultural Heritage Assessment Report (ACHAR) in accordance with the Office of Environment and Heritage (now Heritage NSW) *Guide to investigating, assessing and reporting on Aboriginal cultural heritage in NSW* (2011).

A summary of the issues raised by Heritage NSW included to:

- ▶ undertake an updated AHIMS search, which is currently older than 12 months
- ▶ confirm that Native Title Determination Applications, Determinations of Native Title or Land Use Agreements have been updated since 17 September 2018
- ▶ as per Requirement 5 of the *Code of Practice for Archaeological Investigation of Aboriginal Objects in NSW 2010*, include the survey track logs and more detailed mapping of the areas subject to survey.

Responses to each of these issues are outlined in the following sections.

2. Updated AHIMS search

An updated AHIMS search has been undertaken (4 January 2023—Client Service ID: 743187 and 743188) and the results are provided below. Updated results show two new sites recorded within the search area since the proposal work was undertaken. New sites include:

- ▶ 50-5-0291—a scar tree recorded on Burley Griffin Way at Stockinbingal approximately 80 metres (m) east of the proposal site
- ▶ 50-5-0289—an isolated artefact recorded in the Bethungra Ranges approximately 10 kilometres (km) from the proposal site.

3. Native title applications

An updated search of the Native Title Applications, Registration, Decision and Determinations was undertaken for each council area. The results concluded that:


- ▶ Cootamundra-Gundagai Regional council showed five results—all of which were discontinued or dismissed. None of which were near the proposal area.
- ▶ Junee Shire Council showed one result—also discontinued and also not near the proposal area.

The screenshot shows the National Native Title Tribunal website. The header includes navigation links: HOME, GLOSSARY, EXTERNAL LINKS, CONTACT US, and LOGIN. The main navigation bar lists: ABOUT US, FUTURE ACTS, INDIGENOUS LAND USE AGREEMENTS, NATIVE TITLE APPLICATIONS, ASSISTANCE, and SEARCH THE REGISTERS & APPLICATIONS. A sidebar on the left contains search options: Search Register of Native Title Claims, Search National Native Title Register, Search Register of Indigenous Land Use Agreements, Search Records of Section 31 Agreements, Search Applications and Determinations (highlighted), and Search Future Act Applications and Determinations. The main content area is titled 'Search Native Title Applications, Registration Decisions and Determinations' and includes a search form with the following fields: Search (Native Title Applications), Tribunal file no., Federal Court file no., Application name, Application type (ALL), State or Territory (New South Wales), Local government area (Cootamundra-Gundagai Regional Council), Representative A/TSI body area (ALL), Applicant representative, Application status (ALL), Notification status (ALL), Date filed between (calendar pickers), and Sort by (Date filed). A 'Search' button is at the bottom right of the form. Below the form, it states 'Your search returned 5 matches.' and displays a table of results.

Name	NNTT file no	Federal Court file no	Date filed	Application status
James Francis Benison & Barbara Benison	NN2012/006	NSD1819/2012	13/11/2012	Discontinued
Ngunawal People (NSW)	NC2009/003	NSD808/2009	06/08/2009	Dismissed
Mooka Traditional Owners Council	NC2002/002	ACD6000/2002	11/02/2002	Discontinued
Ngunawal People (NSW)	NC2000/001	NSD6001/2000	02/03/2000	Discontinued
NSW Government #39	NN1997/013	NSD6138/1998	10/06/1997	Discontinued

FIGURE 1 NATIVE TITLE SEARCH COOTAMUNDRA GUNDAGAI REGIONAL COUNCIL

[HOME](#)
[GLOSSARY](#)
[EXTERNAL LINKS](#)
[CONTACT US](#)
[LOGIN](#)



[ABOUT US](#)
[FUTURE ACTS](#)
[INDIGENOUS LAND USE AGREEMENTS](#)
[NATIVE TITLE APPLICATIONS](#)
[ASSISTANCE](#)
[SEARCH THE REGISTERS & APPLICATIONS](#)

[Search Register of Native Title Claims](#)
[Search National Native Title Register](#)
[Search Register of Indigenous Land Use Agreements](#)
[Search Records of Section 31 Agreements](#)
[Search Applications and Determinations](#)
[Search Future Act Applications and Determinations](#)

Search Native Title Applications, Registration Decisions and Determinations

You can browse or search summary information about all native title applications, registration testing and native title determinations using this search form.

Search
Native Title Applications

Tribunal file no.

Federal Court file no.

Application name

Application type
ALL

State or Territory
New South Wales

Local government area
Junee Shire Council

Representative A/TSI body area
ALL

Applicant representative

Application status
ALL

Notification status
ALL

Date filed between
and

Sort by
Date filed

Search

Your search returned **1** matches.

Name	NNTT file no	Federal Court file no	Date filed	Application status
Mooka Traditional Owners Council	NC2002/002	ACD6000/2002	11/02/2002	Discontinued




FIGURE 2 NATIVE TITLE SEARCH JUNEE SHIRE COUNCIL

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4. Survey track logs

Figures 3-9 outline the mapping of the areas subject to survey as per Requirement 5 of the *Code of Practice for Archaeological Investigation of Aboriginal Objects in NSW 2010*. The survey locations are located within the I2S proposal study area.



FIGURE 3 SURVEY TRACK LOGS IN I2S ZONE 1



FIGURE 4 TRACK LOGS IN I2S ZONE 2



FIGURE 5 TRACK LOGS IN I2S ZONE 3



FIGURE 6 TRACK LOGS IN I2S ZONE 4



FIGURE 7 TRACK LOGS IN I2S ZONE 7



FIGURE 8 TRACK LOGS IN I2S ZONE 8



FIGURE 9 TRACK LOGS IN I2S ZONE 11