

Our ref: HMS ID 15160

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Department of Planning, Housing and Infrastructure
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Letter uploaded to the Major Projects Planning Portal

Advice on Modification Report – State Significant Development

Proposal: Deniliquin East Battery Energy Storage System - SSD-61612229

Major Project reference: SSD-61612229

Received: 26 June 2026

Dear Megan,

Thank you for your referral seeking advice on the above State Significant Development modification proposal and Response to Submission (RtS).

In preparing this advice Heritage NSW has reviewed the following documents:

- Relevant sections of Response to Submissions Report Deniliquin East BESS - prepared by Urbis, dated 12 February 2026
- Relevant sections of Amendment Report Deniliquin BESS - prepared by Urbis, dated June 2026
- Heritage NSW advice on Environmental Impact Statement Deniliquin BESS HMS 10746, dated 8 July 2025.

Heritage NSW understands that the proposed modification comprises expansion of an existing driveway within the project boundary assessed in the Aboriginal Cultural Heritage Assessment Report (ACHAR) prepared for the EIS SSD-61612229 submission. Accordingly, the proposed modification has been found to have no potential to impact Aboriginal cultural heritage and the recommended draft conditions issued in HMS 10746 remain applicable. The recommended draft conditions are replicated in Attachment A.

Please note that the above comments relate only to Aboriginal cultural heritage regulation matters. If you have any questions about this correspondence, please contact Sarah McGuinness, Senior Assessments Officer at Heritage NSW on (02) 9873 8500 or heritagemailbox@environment.nsw.gov.au

Yours sincerely,

Andreana Kennedy

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Practice Lead

Legacy Applications and SME Advice

Heritage NSW

Department of Climate Change, Energy, the Environment and Water

As Delegate under *National Parks and Wildlife Act 1974*

23 July 2026

Attachment A – Recommended draft conditions for Aboriginal cultural heritage.

Below are our recommended draft conditions for the protection of Aboriginal heritage.

Aboriginal Heritage

1. All reasonable steps must be taken to avoid harm, modification, or other impact to Aboriginal objects.
2. The Registered Aboriginal Parties must be kept informed about the SSD. The Registered Aboriginal Parties must continue to be provided with the opportunity to be consulted about the Aboriginal cultural heritage management requirements of the SSD.
3. Prior to carrying out any development, the Applicant must ensure Aboriginal heritage management procedures are prepared for the development and included in the Project's Construction Environmental Management Plan (CEMP). The Aboriginal heritage management procedures must include a contingency plan and reporting procedure for the management of Unexpected Aboriginal Heritage Finds and Human Remains that is prepared by suitably qualified and experienced heritage specialist, in consultation with the Registered Aboriginal Parties and in accordance with the *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (2010). The Unexpected Heritage Finds and Human Remains Procedure, as submitted to the Planning Secretary, must be implemented for the duration of construction.