



Our ref: DOC21/416122
Your ref: SSD-10321

Lauren Saunders
Department of Planning, Industry and Environment
Email: lauren.saunders@planning.nsw.gov.au
Advice provided via the Major Projects Portal

Dear Lauren,

Advice on Response to Submission – State Significant Development – 89 John Whiteway Drive, Gosford (SSD-10321)

Thank you for your referral uploaded to the Major Projects Portal on 27 April 2021 seeking advice on the response to submission for the above state significant development (SSD) proposal. In preparing the following advice we have reviewed the following documents:

- Response to Submissions and Amended Development Application - prepared by Ethos Urban dated 19 March 2021
- SSD Preliminary Construction Management Plan – prepared by Barker Ryan Stewart, dated 24 March 2021
- Response to Submissions (RTS) document – prepared by Ethos Urban, dated 20 March 2021
- Review of Environmental Impact Statement (EIS) – prepared by Biodiversity and Conservation Division (BCD), dated 7 May 2020

Since the review of the EIS the regulatory function for Aboriginal Cultural Heritage has been transferred from BCD to Heritage NSW. In the review of the EIS BCD requested the preparation of an Aboriginal Cultural Heritage Management Plan (ACHMP). The applicant has not provided an ACHMP with the RTS. There is a provision for Aboriginal heritage in the Preliminary Construction Management Plan. This provision is inadequate and does not satisfy the recommendations of the ACHAR referenced in the RTS document prepared by Ethos Urban. Heritage NSW provides the following comments:

- An ACHMP should be prepared in accordance with the initial recommendation provided by BCD.
- The ACHMP should be appended to the CEMP and referred to in Section 8.6 of the CEMP. The current control measures should be updated to refer to the ACHMP including the correct Government Agencies in the event of an unexpected find.
- The ACHMP should be developed in consultation with the Registered Aboriginal Parties for the project.

If you have any further questions in relation to this matter, please contact Claire Rayner – Archaeologist, Aboriginal Cultural Heritage Regulation North on 9995 6824 or email at Claire.rayner@environment.nsw.gov.au.

Yours sincerely

Dr Samantha Higgs
Senior Team Leader, Aboriginal Cultural Heritage Regulation - North
Heritage NSW
21 May 2021