



Our ref: DOC21/595594-3

Rose-Anne Hawkeswood  
Team Leader  
Energy Resource Assessment  
Department of Planning Industry & Environment  
email: [rose-anne.hawkeswood@planning.nsw.gov.au](mailto:rose-anne.hawkeswood@planning.nsw.gov.au)

Advice uploaded via the Major Project Portal

Dear Ms Hawkeswood

**Notice of Exhibition of application for (Appin Mine Ventilation and Access) (MP08-0150 Mod 3)**

Thank you for your referral dated 15 July 2021 inviting comments from Heritage NSW on the above State Significant Development proposal.

We have reviewed the supporting documents and note that extensive field assessment and consultation with the local Aboriginal community has taken place to inform the Aboriginal Cultural Heritage Assessment Report (ACHAR) for the proposed modification. We also note the support provided by the registered Aboriginal parties (RAPs) involved in the project. We support the development of an Aboriginal Cultural Heritage Management Plan as recommended in the ACHAR.

We note reference to a Care and Control Agreement being necessary to allow for the legal reburial of Aboriginal objects at a safe location within the project area. We take this opportunity to advise that this is not the correct process with regard to reburial of Aboriginal objects. We strongly recommend that the project cultural heritage advisor rewrite section 4.4 of the ACHAR in a manner that outlines a legally compliant process for the reburial of Aboriginal objects in NSW.

If you have any questions regarding the above advice, please contact Roger Mehr, Archaeologist, Aboriginal Cultural Heritage Regulation at Heritage NSW, on 045 907 5354 or by email: [Roger.Mehr@environment.nsw.gov.au](mailto:Roger.Mehr@environment.nsw.gov.au).

Yours sincerely

**Jackie Taylor**  
**Senior Team Leader**  
**Aboriginal Cultural Heritage Regulation - South**  
**Heritage NSW**  
18 August 2021