



Office of
Environment
& Heritage

DOC17/527225
Consent condition 44 AHMP - Bylong Coal

Mr Stephen O'Donoghue
Senior Planning Officer
Department of Planning and Environment
Stephen.ODonoghue@planning.nsw.gov.au

Dear Mr O'Donoghue

Please find attached overleaf the Office of Environment and Heritage (OEH) proposal to progress condition 44(d) for the Bylong Coal Project Draft Aboriginal Heritage Management Plan. I trust you will find the OEH proposal consistent with the agreed outcomes discussed between the proponent, Korea Electric Power Corporation, the Department of Planning and Environment and OEH at the meeting held on 26 September 2017.

OEH recommends that the proponent continue to engage with Registered Aboriginal Parties during the investigations, research and assessment phases of condition 44(d).

If you have any further questions on this matter please contact Phil Purcell, Archaeologist on 02 6883 5341 or phil.purcell@environment.nsw.gov.au.

Yours sincerely

PETER CHRISTIE
Director North West
Regional Operations Division

31 October 2017

Contact Officer: PHIL PURCELL
(02) 6883 5341

Draft Consent Condition 44(d) Aboriginal Heritage Management Plan – Bylong Coal Project.

Introduction

The Office of Environment and Heritage (OEH) met with DPE and the Bylong Coal Project mine proponent, Korea Electric Power Corporation (KEPCO), to negotiate appropriate actions for condition 44(d) relating to the Aboriginal Heritage Management Plan for the project.

The Planning Assessment Commission (PAC) recommended that the scope of work identified in condition 44(d) would require an agreed approach among relevant parties, including OEH (PAC 2017:26).

A verbal agreement was reached between OEH and the proponent and supported by DPE. The OEH agreed to provide the following information that would support KEPCO deliver outcomes for Condition 44 (d):

- summary of AHIMS information of Aboriginal rock art sites in the region including AHIMS site card numbers and relevant reports if hard copy access is required.
- List of cultural plants (derived from public records) and associated vegetation community.

The following details the agreed actions for Condition 44(d).

Investigation and research into the ochre site (OQ001) and rock art in the Bylong area, including:

- a) Extract a sample of the yellow/red ochre of sufficient quantity for laboratory analysis to determine chemical structure. The analysis must be to a professional standard.
- b) Carry out a desktop assessment of rock art sites of the region selecting information from the NSW Aboriginal Heritage Information System (AHIMS) of the range of reported pigments used and art style.
- c) A report must be prepared that describes the analysis. The report must:
 - i. Include a short summary of the report
 - ii. Provide details of the chemical analysis
 - iii. Discuss the range and frequency of colour used in Aboriginal art sites and art style in the region
 - iv. Provide an interpretation of the results of the regional variation and selection of ochre use at art sites across the region.
 - v. Comment on the effectiveness of the research.
- d) The report must be submitted to the Aboriginal Heritage Information System within 4 months of the completion of the actions authorised under condition 44.
- e) A copy of the report, including a summary of the report in plain English, must be made available to the Registered Aboriginal Parties within 14 days of the report being submitted to AHIMS.

ACH assessment of ACH values of the Biodiversity offset areas

- a) Undertake Aboriginal cultural heritage surveys in select biodiversity areas. The selection of biodiversity areas to be based on a predictive desktop assessment of places likely to have Aboriginal sites.
- b) Record and describe any new sites onto AHIMS Site Cards.
- c) Comment on any cultural plants observed during the survey.
- d) Prepare a summary report for AHIMS. The report must:
 - i. Include an overview of the survey method and results
 - ii. Effectiveness of the predictive desktop assessment used to select survey areas
 - iii. Discuss the results of the Aboriginal cultural plant observations.
- e) The report must be submitted to the Aboriginal Heritage Information System within 4 months of the completion of the actions authorised under condition 44.
- f) A copy of the report, including a summary of the report in plain English, must be made available to the Registered Aboriginal Parties within 14 days of the report being submitted to AHIMS.