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URBIS

ABORIGINAL CULTURAL HERITAGE ASSESSMENT

25-27 Leeds Street,
Rhodes NSW
Wangal Land

Prepared for
BILLBERGIA PTY LTD
21 August 2024

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Urbis acknowledges the important contribution that Aboriginal and Torres Strait Islander people make in creating a strong and vibrant Australian society.

We acknowledge, in each of our offices the Traditional Owners on whose land we stand.

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GLOSSARY

Term	Definition
Aboriginal ceremony and dreaming site	Previously referred to as mythological sites, these are spiritual/story places where no physical evidence of previous use of the place may occur, e.g. natural unmodified landscape features, ceremonial or spiritual areas, men's/women's sites, dreaming (creation) tracks, marriage places etc. These are Aboriginal site features recordable on AHIMS.
Aboriginal cultural heritage	The tangible (objects) and intangible (dreaming stories, legends and places) cultural practices and traditions associated with past and present-day Aboriginal communities.
Aboriginal object	As defined in the NPW Act, any deposit, object or material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of the area that comprises NSW, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction and includes Aboriginal remains.
Aboriginal place	As defined in the NPW Act, any place declared to be an Aboriginal place (under s.84 of the NPW Act) by the Minister administering the NPW Act, by order published in the NSW Government Gazette, because the Minister is of the opinion that the place is or was of special significance with respect to Aboriginal culture. It may or may not contain Aboriginal objects.
Aboriginal resource and gathering sites	Related to everyday activities such as food gathering, hunting, or collection and manufacture of materials and goods for use or trade. These are Aboriginal site features recordable on AHIMS.
ACHA	Aboriginal Cultural Heritage Assessment
AHIMS	Aboriginal Heritage Information Management System. A register of previously reported Aboriginal objects and Aboriginal places in NSW, managed under Section 90 of the NPW Act.
AHIP	Aboriginal Heritage Impact Permit. A permit issued under Section 90, Division 2 of Part 6 of the NPW Act.
Archaeology	The scientific study of material remains of past human life, including artefacts, relics, ruins, buildings and their environment and context.
Art	Art is found in shelters, overhangs and across rock formations. Techniques include painting, drawing, scratching, carving engraving, pitting, conjoining, abrading and the use of a range of binding agents and the use of natural pigments obtained from clays, charcoal and plants. These are Aboriginal site features recordable on AHIMS.
Artefact	Objects such as stone tools, and associated flaked material, spears, manuports, grindstones, discarded stone flakes, modified glass or shell demonstrating evidence of use of the area by Aboriginal people. These are Aboriginal site features recordable on AHIMS.
Artefact scatter	Multiple artefacts associated with one another in the same context. These are recordable on AHIMS as 'artefacts'.
Assessment Guidelines	<i>Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW 2011 (OEH)</i>

Term	Definition
Burial	A traditional or contemporary (post-contact) burial of an Aboriginal person, which may occur outside designated cemeteries and may not be marked, e.g. in caves, marked by stone cairns, in sand areas, along creek banks etc. These are Aboriginal site features recordable on AHIMS.
Ceremonial ring	A Raised earth ring associated with ceremony. These are Aboriginal site features recordable on AHIMS.
Cliff	A steep rock face
Code of Practice	<i>Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales</i> (DECCW 2010b).
Conflict site	Previously referred to as massacre sites where confrontations occurred between Aboriginal and non-Aboriginal people, or between different Aboriginal groups. These are Aboriginal site features recordable on AHIMS.
Consultation Guidelines	<i>Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010</i> (DECCW)
DECCW	Department of Environment, Climate Change and Water NSW.
Due Diligence Code	<i>Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales</i> (DECCW 2010a)
Dune	As defined in the Due Diligence Code, a sand ridge or sand hill formed by the wind.
Earth mound	A mounded deposit of round to oval shape containing baked clay lumps, ash, charcoal and, usually, black or dark grey sediment. The deposit may be compacted or loose and ashy. Mounds may contain various economic remains such as mussel shell and bone as well as stone artefacts. Occasionally they contain burials. These are Aboriginal site features recordable on AHIMS.
EP&A Act	<i>Environmental Planning and Assessment Act 1979</i> (NSW)
EPBC Act	<i>Environment Protection and Biodiversity Conservation Act 1999</i> (Cth)
Fish trap	A modified area on watercourses where fish were trapped for short-term storage and gathering. These are Aboriginal site features recordable on AHIMS.
Grinding grooves	A groove in a rock surface resulting from manufacture of stone tools such as ground edge hatchets and spears, or rounded depressions resulting from grinding of seeds and grains. These are Aboriginal site features recordable on AHIMS.
Harm	As defined in the NPW Act, to destroy, deface, damage or move an Aboriginal object or destroy, deface or damage a declared Aboriginal place. Harm may be direct or indirect (e.g. through increased visitation or erosion). Harm does not include something that is trivial or negligible.
Habitation structure	Structures constructed by Aboriginal people for short- or long-term shelter. Temporary structures are commonly preserved away from the coastline and may include historic camps of contemporary significance. Smaller structures may make use of natural materials such as branches, logs and bark sheets or manufactured materials such as corrugated iron to form shelters. Archaeological remains of a former structure such as chimney/fireplace, raised earth building platform, excavated pits, rubble mounds etc. These are Aboriginal site features recordable on AHIMS.

Term	Definition
Headland	A narrow piece of coastal land that projects from a coastline into the sea or ocean
Hearth	Aboriginal site feature recordable on AHIMS. Cultural deposit sometimes marked by hearth stones, usually also contains charcoal and may also contain heat treated stone fragments.
MLALC	Metropolitan Local Aboriginal Land Council
Modified Trees	Trees which show the marks of modification as a result of cutting of bark from the trunk for use in the production of shields, canoes, boomerangs, burials shrouds, for medicinal purposes, foot holds etc, or alternately intentional carving of the heartwood of the tree to form a permanent marker to indicate ceremonial use/significance of a nearby area, again these carvings may also act as territorial or burial markers. These are Aboriginal site features recordable on AHIMS.
Non-human bone and organic material	Objects which can be found within cultural deposits as components of an Aboriginal site such as fish or mammal bones, ochres, cached objects which may otherwise have broken down such as resin, twine, dilly bags, nets etc. These are Aboriginal site features recordable on AHIMS.
NPW Act	<i>National Parks and Wildlife Act 1974</i>
NPW Regulation	<i>National Parks and Wildlife Regulation 2019</i>
Ochre quarry	A source of ochre used for ceremonial occasions, burials, trade and artwork. These are Aboriginal site features recordable on AHIMS.
OEH	Office of Environment and Heritage
PAD	A 'potential archaeological deposit'. An area where Aboriginal objects may occur below the ground surface. These are Aboriginal site features recordable on AHIMS.
Ridge	A compound landform element comprising a narrow crest that is longer than its width
Ridge top (or ridgeline)	The crest of a ridge that extends along its highest contours
SEAR's	Secretary's Environmental Assessment Requirements
Shell	An accumulation or deposit of shellfish from beach, estuarine, lacustrine or riverine species resulting from Aboriginal gathering and consumption. Usually found in deposits previously referred to as 'shell middens.' These are Aboriginal site features recordable on AHIMS.
SSDA	State Significant Development Application, under Division 4.7 of the EP&A Act
Stone arrangement	Human produced arrangements of stone usually associated with ceremonial activities, or used as markers for territorial limits or to mark/protect burials. These are Aboriginal site features recordable on AHIMS.
Stone quarry	A source of stone which was quarried and used for the production of stone tools by Aboriginal people. These are Aboriginal site features recordable on AHIMS.
Waterhole	A source of fresh water for Aboriginal groups which may have traditional ceremonial or dreaming significance and/or may also be used to the present day as a rich resource gathering area (e.g. waterbirds, eels, clays, reeds etc). These are Aboriginal site features recordable on AHIMS.

Term	Definition
Waters	As defined in the Due Diligence Code, the whole or any part of any river, stream, lake, lagoon, swamp, wetlands, natural watercourse and tidal waters (including the sea), where the boundary of tidal waters is defined as the high-water mark.

EXECUTIVE SUMMARY

Urbis was engaged by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment ('ACHA') of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 ('the subject area') (Figure 1 and Figure 2).

This ACHA has been prepared to support a State Significant Development Application (SSD- 67419241), seeking approval for the demolition of existing buildings and the construction of six mixed use residential towers.

The *Planning Secretary's Environmental Assessment Requirements* (SEARs) were issued on 9 February 2024. The ACHA was prepared to address SEARs Item 18 as presented in Table 1 below.

Table 1 – SEARs requirements.

Item	Requirement	Documentation
18. Aboriginal Cultural Heritage	Provide an Aboriginal Cultural Heritage Assessment Report prepared in accordance with relevant guidelines, identifying, describing and assessing any impacts on any Aboriginal cultural heritage values on the land.	Addressed by the Present ACHA report.

The ACHA was undertaken in accordance with the requirements of regs. 60 and 61 of the *National Parks and Wildlife Regulation 2019* (NSW) and the following guidelines:

- *Applying for an Aboriginal Heritage Impact Permit guide for applicants* (OEH 2011a)
- *Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW* (OEH 2011b) ('the Assessment Guidelines').
- *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010a) ('the Consultation Guidelines')
- *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (DECCW 2010b) ('the Code of Practice').

The aim of the ACHA is to investigate whether future development of the subject area is likely to impact any Aboriginal objects or Aboriginal places that may exist within the subject area and to formulate measures for avoiding or minimising any such impacts.

The ACHA concluded that:

- No known Aboriginal objects or Aboriginal places have been identified that are within, or likely to be within, the curtilage of the subject area.
- The subject area is located on the shoreline of the Parramatta River, which is considered indicative of likely past Aboriginal land use.
- Historical ground disturbance ranges from **moderate-high** due to land clearance, ploughing, construction and demolition of buildings, and construction of earthworks in shallow topsoil.
- As the subject area has been subjected to a high level of historical ground disturbance and it is unlikely that any intact natural topsoil remains anywhere in the subject area, the archaeological potential of the subject area is assessed to be **Very Low**.
- The subject area is assessed as having social and cultural significance to Aboriginal people for its connection to the broader cultural landscape and for the long connection Aboriginal people have with the area. However, no Aboriginal sites or evidence of a specific cultural association with the subject area itself have been identified.
- As there are no known Aboriginal objects within the subject area and it is unlikely to retain any as yet unknown Aboriginal objects, the proposed physical works are unlikely to cause either direct or indirect harm to Aboriginal objects or negatively impact inter-generational equity.

Based on the above conclusions, Urbis recommends that the proposed development warrants approval and satisfies SEARs Item 18 – Aboriginal Cultural Heritage. Urbis also recommends the implementation of the following:

▪ **Recommendation 1 – Submission of Report**

A copy of this report should be submitted with the Environmental Impact Statement (EIS) in support of SSD-67419241.

▪ **Recommendation 2 – No Further Archaeological Investigation**

As the proposed works are unlikely to cause harm to Aboriginal objects, it is recommended that no further investigation is required for the present development. The proposed development can proceed in line with the Archaeological Unexpected Finds Procedure and Human Remains Procedure outlined below.

▪ **Recommendation 3 – Unexpected Archaeological Finds Procedure**

Should any archaeological deposits be uncovered during any site works following lodgement and approval of SSDA, the following steps must be followed:

1. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or another nominated site representative must contact either the project archaeologist (if relevant) or Heritage NSW (Enviroline 131 555) to contact a suitably qualified archaeologist.
3. The nominated archaeologist must examine the find, provide a preliminary assessment of significance, record the item and decide on appropriate management measures. Heritage NSW/ Place Making NSW should be notified of the find through a Section 146 notification. Such management may require further consultation with the approval authority, preparation of a research design and archaeological investigation/salvage methodology.
4. Depending on the significance of the find, reassessment of the archaeological potential of the subject site may be required and further archaeological investigation undertaken.
5. Reporting may need to be prepared regarding the find and approved management strategies.
6. Works in the vicinity of the find can only recommence upon receipt of approval from Heritage NSW or Place Making NSW.

▪ **Recommendation 4 – Human Remains Procedure**

Should clearly identifiable human remains be uncovered anywhere within the subject site following lodgement and approval of SSDA, the following procedure should be implemented:

1. All works within the vicinity of the find must immediately stop. The find location and minimum buffer of an area of 2m² should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or other nominated manager must notify the NSW Police and Heritage NSW.
3. The find must be assessed by the NSW Police, which may include the assistance of a qualified forensic anthropologist.
4. Management recommendations are to be formulated by the NSW Police, Heritage NSW and site representatives.
5. Works are not to recommence until the find has been appropriately managed.

In the event that bones are uncovered which may be human but cannot be confirmed by onsite staff, a suitably qualified archaeologist or heritage specialist should be contacted in the first instance to determine how to proceed.

1. INTRODUCTION

Urbis was engaged by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment ('ACHA') of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 ('the subject area') (Figure 1 and Figure 2).

This ACHA has been prepared to support a State Significant Development Application (SSD- 67419241), seeking approval for the demolition of existing buildings and the construction of six mixed use residential towers.

The *Planning Secretary's Environmental Assessment Requirements* (SEARs) were issued on 9 February 2024. The ACHA was prepared to address SEARs Item 18 as presented in Table 2 below.

Table 2 – SEARs requirements.

Item	Requirement	Documentation
18. Aboriginal Cultural Heritage	Provide an Aboriginal Cultural Heritage Assessment Report prepared in accordance with relevant guidelines, identifying, describing and assessing any impacts on any Aboriginal cultural heritage values on the land.	Addressed by the Present ACHA report.

In response to the above SEARs requirements, the ACHA was undertaken in accordance with the requirements of regs. 60 and 61 of the *National Parks and Wildlife Regulation 2019* (NSW) and the following guidelines:

- *Applying for an Aboriginal Heritage Impact Permit guide for applicants* (OEH 2011a)
- *Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW* (OEH 2011b) ('the Assessment Guidelines').
- *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010a) ('the Consultation Guidelines')
- *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (DECCW 2010b) ('the Code of Practice').

The aim of the ACHA is to investigate whether future development of the subject area is likely to impact any Aboriginal objects or Aboriginal places that may exist within the subject area and to formulate measures for avoiding or minimising any such impacts.

1.1. SUBJECT AREA

The subject area is located at 25-27 Leeds Street, Rhodes, on the traditional lands of the Wangal Clan in NSW. Legally, this location is defined as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area') (Figure 1 and Figure 2).

The subject area is located approximately 12km North-West of the Sydney CBD (Central Business District). It is located in the City of Canada Bay Local Government Area (LGA), within the administrative catchment of the Metropolitan Local Aboriginal Land Council (MLALC).

The subject area measures approximately 11,692m² in area and is currently occupied by light industrial buildings, open air car parking and paving. Trees and medium shrubbery borders the site to the north, west and south, with the eastern boundary of the site abutting similar light industrial uses. The subject area boundaries are defined by Parramatta River to the north, Concord Road to the east, Leeds Street to the south and Blaxland Road to the west. It is currently zoned MU1 – Mixed Use area, with no existing or applicable permit approvals.

1.2. PROPOSED ACTIVITY

The proposal includes the construction of six mixed use residential towers.

The proposed works include the demolition of existing buildings and hardstand areas, site preparation works, removal of trees and construction comprising:

- Demolition of existing buildings and structures.
- Earthworks, excavation and retaining walls.
- Construction of six (6) mixed use residential towers, ranging in height from 10 to 18 storeys.
- Through site links, foreshore park and promenade.
- Two basement levels.
- On-site car parking and loaded within a consolidated basement, accessed from Blaxland Road. The proposed basement will be located partially underground due to the sloped topography.

Plans of the proposed development are provided in Figure 3-Figure 7.

1.3. STATUTORY CONTEXT

The protection and management of Aboriginal cultural heritage items, places and archaeological sites within New South Wales is governed by the relevant Commonwealth, State or local government legislation. These are discussed below in relation to the present subject area.

1.3.1. Environment Protection and Biodiversity Conservation Act 1999

The *Environment Protection and Biodiversity Conservation Act 1999* (Cth) ('the EPBC Act') provides protection for properties and places listed on the World Heritage List ('WHL'), the National Heritage List ('NHL') and the Commonwealth Heritage List ('CHL').

The WHL is a list of properties around the world considered to be of outstanding value to humanity, the NHL is a list of places of outstanding significance to the nation and the CHL is a list heritage places owned or controlled by the Australian Government. The WHL, NHL and CHL may include properties and places of Aboriginal heritage significance, in addition to places of natural and historical significance.

It is an offence under sections 15A, 15C, 27A and 27C of the EPBC Act to take any action that is likely to have a significant impact of the relevant heritage values of a place listed on the WHL, NHL or CHL. Approval from the Minister is required for controlled actions which will have a significant impact on items and places included on the WHL, NHL or CHL.

Properties and places listed on the WHL, NHL or CHL, are included in the Australian Heritage Database ('AHD'). The AHD also includes places under consideration, or that may have been considered, for any one of these lists. A search of the AHD was undertaken on 14 March 2024. The search did not identify any Aboriginal heritage properties or places within the curtilage of the subject area that are protected under the EPBC Act.

1.3.2. The National Parks and Wildlife Act 1974

The *National Parks and Wildlife Act 1974* (NSW) ('the NPW Act') protects 'Aboriginal objects' and 'Aboriginal places' in NSW. The NPW Act defines 'Aboriginal objects' and 'Aboriginal places' as follows:

- **Aboriginal object** means any deposit, object or material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of the area that comprises New South Wales, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction, and includes Aboriginal remains.
- **Aboriginal place** means any place, which may or may not contain Aboriginal objects, that is declared to be an Aboriginal place under section 84 of the NPW Act because it is or was of special significance with respect to Aboriginal culture.

Under section 86 of the NPW Act, it is an offence to harm or desecrate an Aboriginal object or Aboriginal place. Section 87 of the NPW Act provides the following defences to prosecution under s. 86 of the NPW Act:

- The harm was to a previously unknown Aboriginal object, other than a modified tree, and was caused by a low impact activity as defined in reg. 58 of the NPW Regulation.

- The harm was to a previously unknown Aboriginal object and due diligence was exercised by the Proponent to determine whether the activity would harm an Aboriginal object and reasonably determined that no Aboriginal object would be harmed, per section 87(2) of the NPW Act.
- The harm or desecration was authorised by an Aboriginal Heritage Impact Permit ('AHIP'), per section 87(1) of the NPW Act.
- The harm or desecration was authorised by an approved State Significant Development Application, per section 4.41(1)(d) of the *Environmental Planning and Assessment Act 1979* (NSW).

1.3.3. Canada Bay Local Environment Plan 2013

The *Environmental Planning and Assessment Act 1979* (EP&A Act) requires each LGA to produce a Local Environment Plan (LEP). The LEP identifies items and areas of local heritage significance and outlines development consent requirements.

The subject area falls within the City of Canada Bay Local Government Area (LGA) and is subject to the Canada Bay Local Environmental Plan 2013 (Canada Bay LEP 2013). Under Section 5.10, Clause 2 of the Canada Bay LEP 2013, development consent is required when:

(d) disturbing or excavating an Aboriginal place of heritage significance,

(e) erecting a building on land--

(i) on which a heritage item is located or that is within a heritage conservation area, or

(ii) on which an Aboriginal object is located or that is within an Aboriginal place of heritage significance,

Under Section 5.10, Clause 8 it is specified that:

The consent authority must, before granting consent under this clause to the carrying out of development in an Aboriginal place of heritage significance—

(a) consider the effect of the proposed development on the heritage significance of the place and any Aboriginal object known or reasonably likely to be located at the place by means of an adequate investigation and assessment (which may involve consideration of a heritage impact statement), and

(b) notify the local Aboriginal communities, in writing or in such other manner as may be appropriate, about the application and take into consideration any response received within 28 days after the notice is sent.

Archaeological sites are listed under Schedule 5 of the Canada Bay LEP 2013. A search of the Canada Bay LEP 2013 was undertaken on 14 March 2024. No items of Aboriginal heritage significance are listed on the LEP within proximity of the subject area.

Under Division 4.7 of the EP&A Act, some legislation “does not apply” to development that is State significant development. This development requires approval from the Minister for Planning or Independent Planning Commission. Approval may be granted for SSDs even if they do not comply with elements of a local planning instrument. As such, LEP clauses regarding heritage protections may be superseded for an SSD. With regards to Aboriginal archaeology, this includes “*an Aboriginal heritage impact permit under section 90 of the National Parks and Wildlife Act 1974.*” However, SSD approvals still require that relevant environmental regulations be considered as part of the assessment process, including those related to Aboriginal archaeology.

1.4. AUTHORSHIP

The present report has been prepared by Ginger-Rose Harrington (Urbis Consultant Archaeologist), with review and quality control undertaken by Ali Byrne (Associate Director).

Ginger-Rose Harrington holds a Bachelor of Ancient History (Archaeology) from Macquarie University.

Ali Byrne holds a Bachelor of Arts (Archaeology) from the University of Sydney.

1.5. LIMITATIONS

The ACHA is limited to consideration of Aboriginal objects and places. Historical heritage properties and places protected under the EPBC Act and historical heritage items and relics protected under the *Heritage Act 1977* (NSW) are not considered.

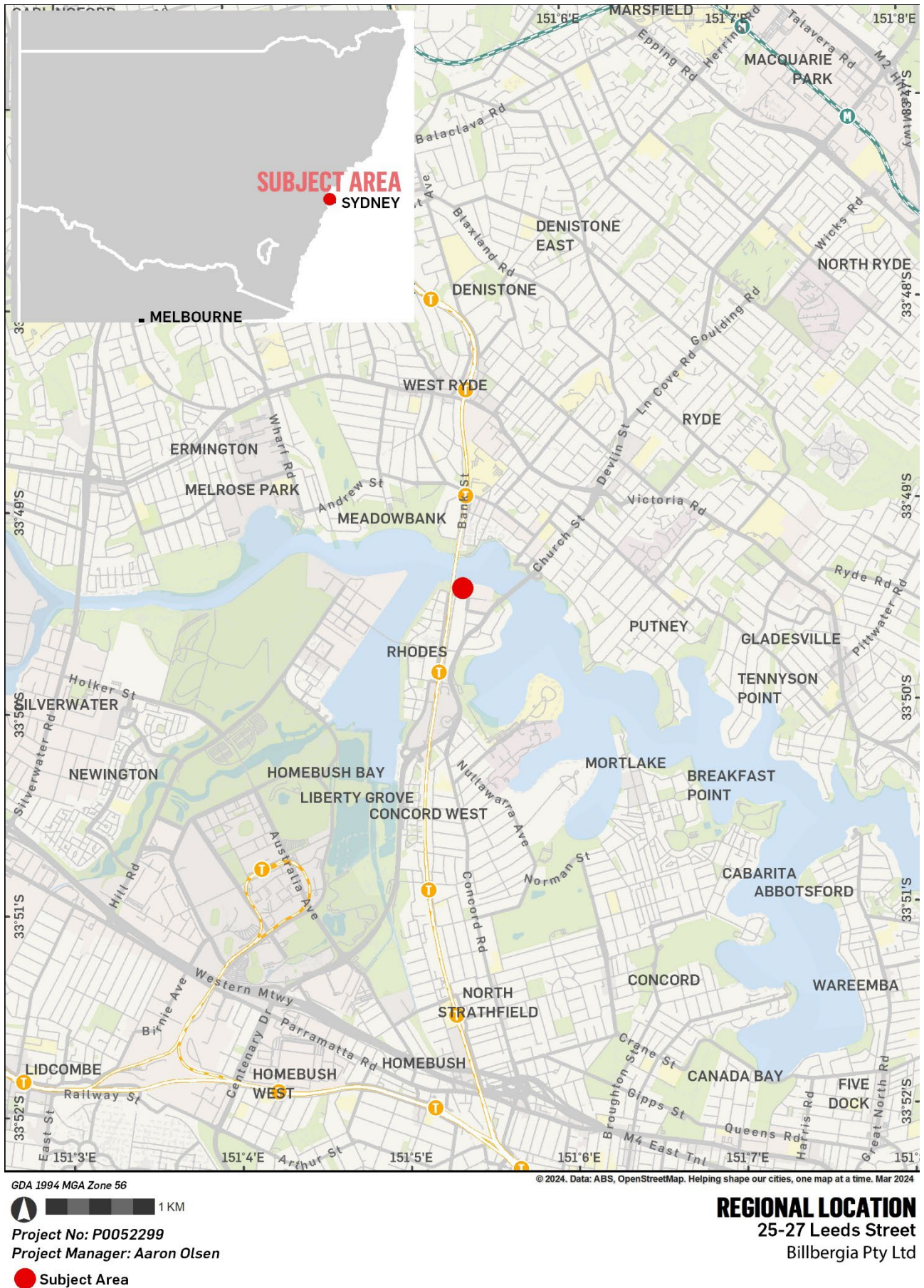


Figure 1 – Regional location of subject area



GDA 1994 MGA Zone 56

© 2024. Data: ABS, OpenStreetMap, Nearmap. Helping shape our cities, one map at a time. Mar 2024



Project No: P0052299

Project Manager: Aaron Olsen

 Subject Area Contours Hydrology

LOCATION OF THE SUBJECT AREA

25-27 Leeds Street

Billbergia Pty Ltd

Figure 2 – Subject area

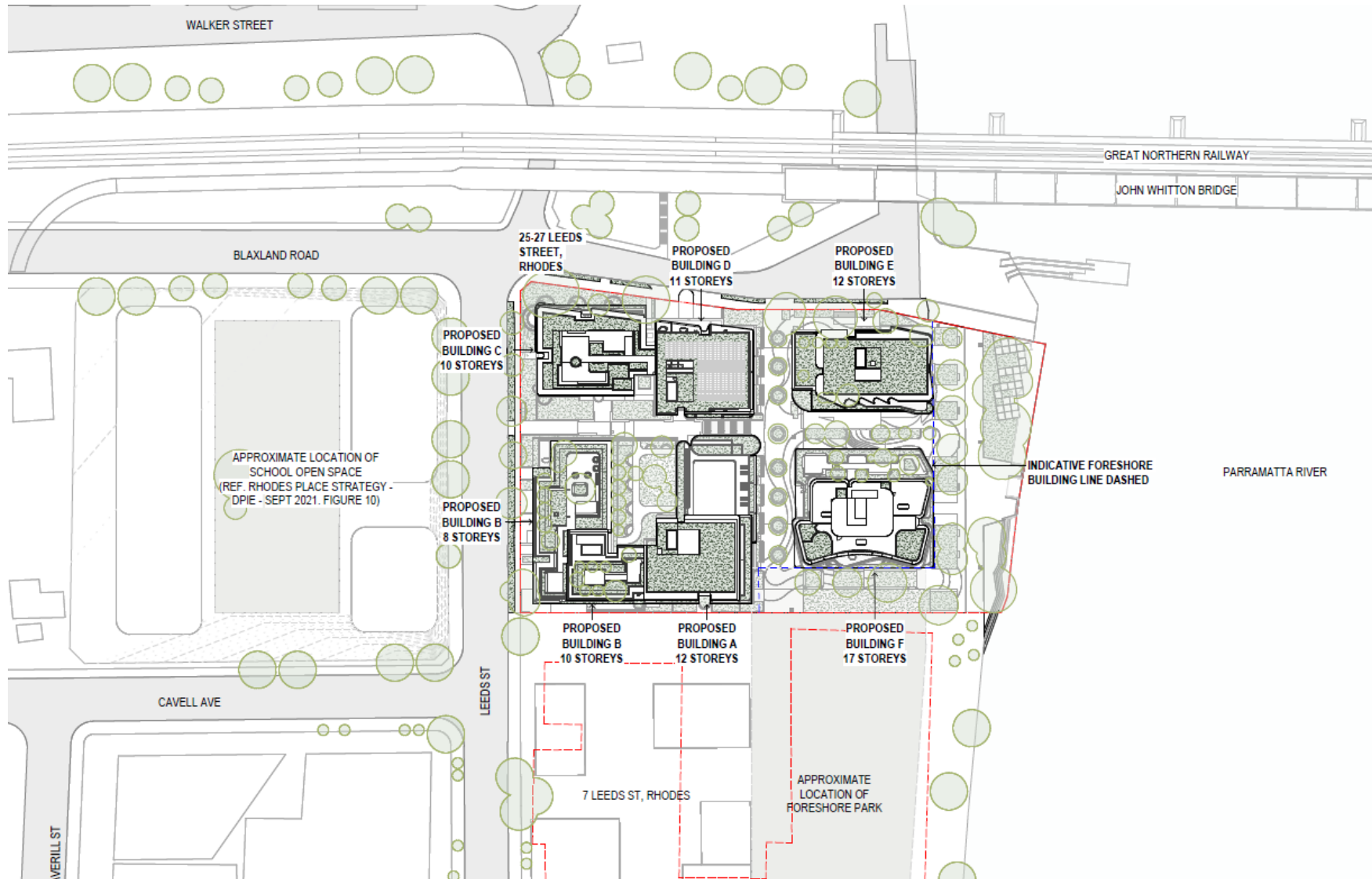
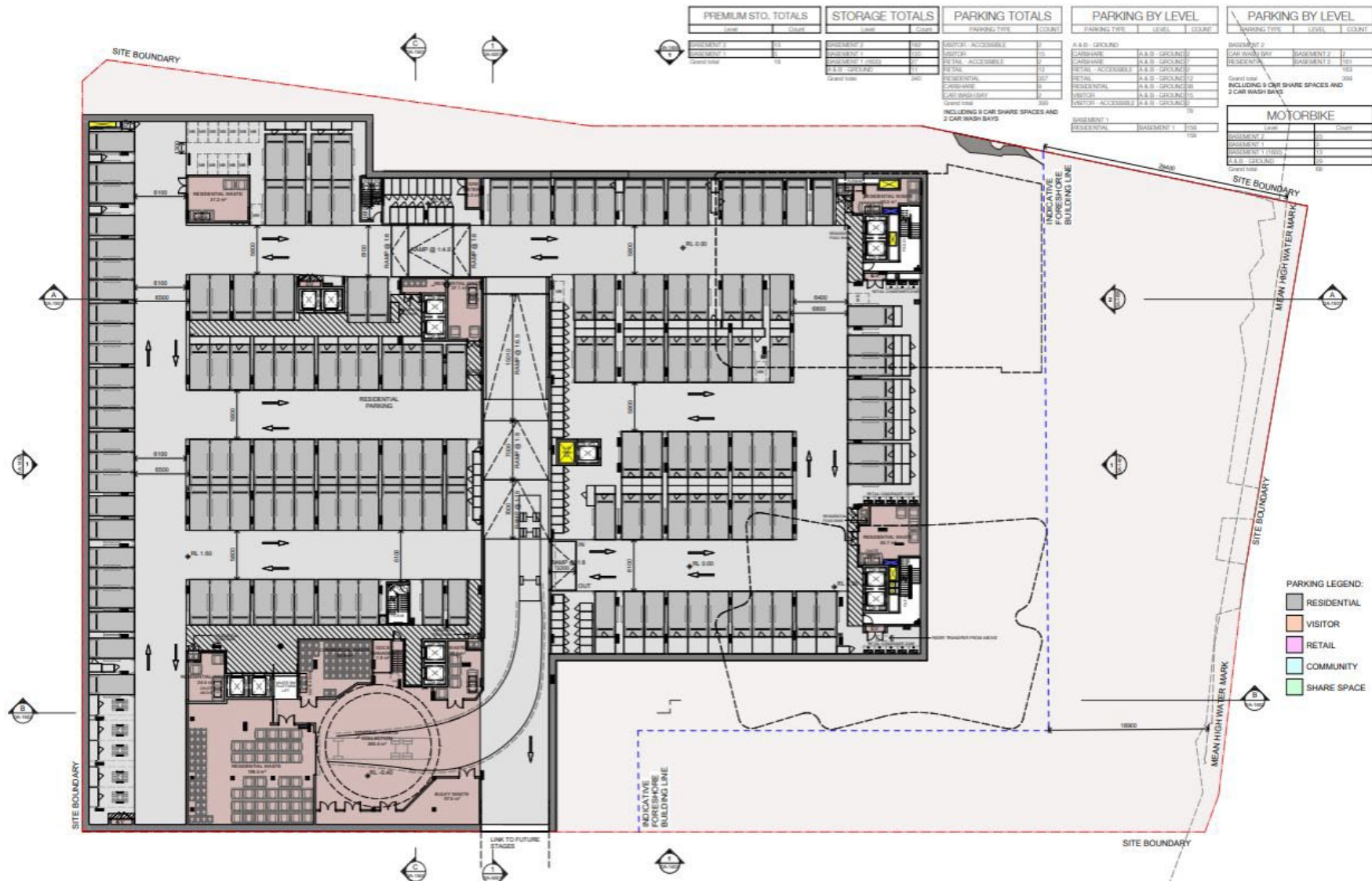


Figure 3 – Site Plan – Proposed Context

Source: SJB Architects, DA- 0102, 20.8.2024



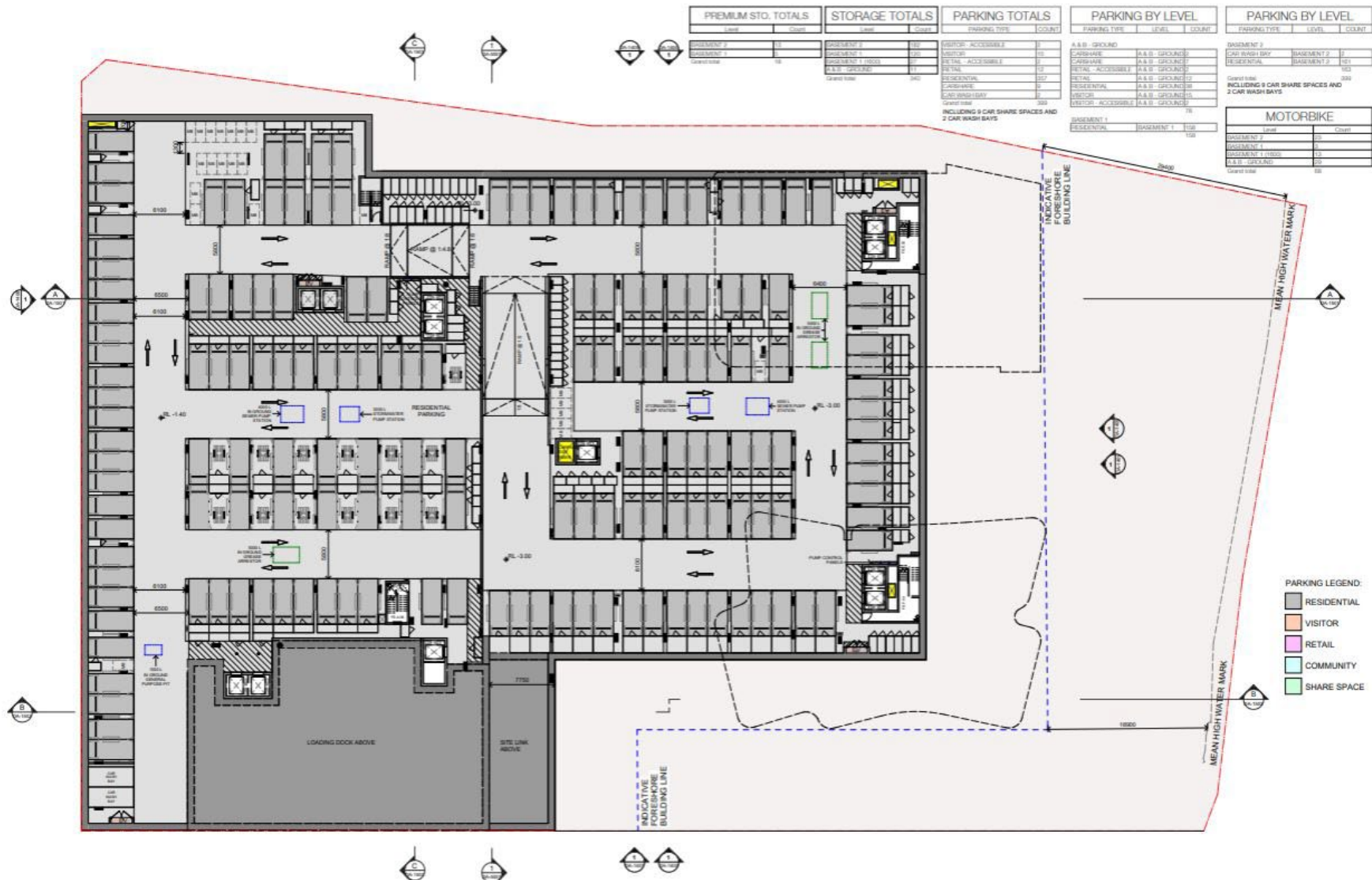


Figure 6 – Basement 02 plan

Source: SJB Architects, Drawing No. DA-1000, 20.8.24

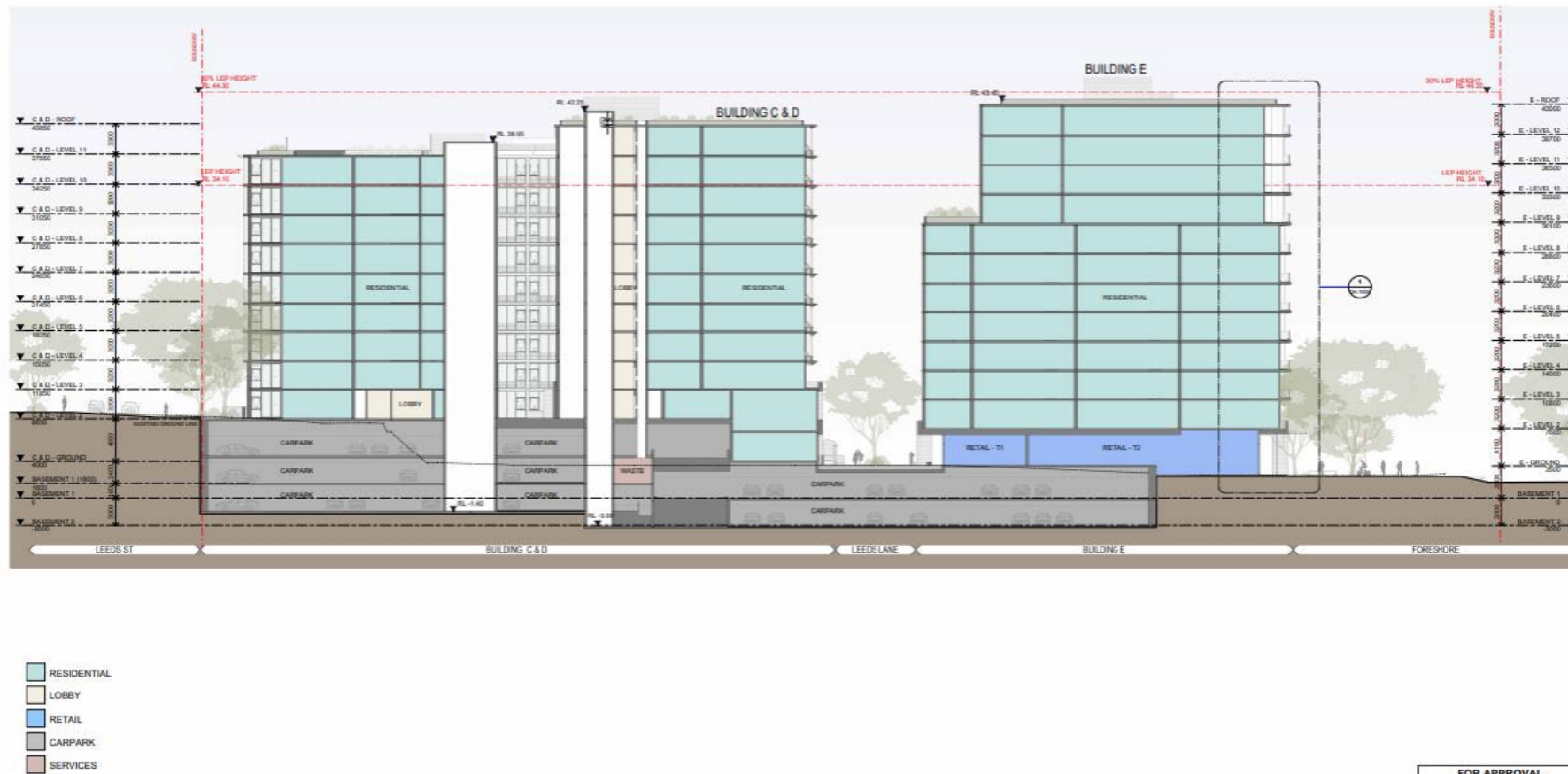


Figure 7 – Section A.

Source: SJB Architects, Drawing No. DA-1501, 20.8.24

2. ABORIGINAL CONSULTATION

Consultation with the Aboriginal community is required under regulation 60 of the NPW Regulation and the Consultation Requirements. The purpose of consultation with Aboriginal people is to understand their views and concerns about the proposed project and to understand the cultural values present in the area that may be harmed. Consultation ensures that Aboriginal people have the opportunity to improve assessment outcomes by providing relevant cultural information, influencing assessment methodology, contributing to the development of cultural heritage management options and reviewing and commenting the draft assessment report.

The Consultation Requirements outline a four-stage consultation process that includes the following:

- Stage 1 – Notification of project proposal and registration of interest.
- Stage 2 – Presentation of information about the proposed project.
- Stage 3 – Gathering information about the cultural significance.
- Stage 4 – Review of draft cultural heritage assessment report.

The following section documents the conduct and results of the Aboriginal consultation undertaken as part of the present assessment.

2.1. STAGE 1 – NOTIFICATION AND REGISTRATION

The aim of Stage 1 of Aboriginal consultation is to identify, notify and register Aboriginal people who hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and/or places in the subject area.

2.1.1. Native Title

A search of the National Native Title Tribunal (NNTT) registers and databases was undertaken on 22 March 2024. The search identified no pending Native Title claims or Native Title registrations for the subject area. The NNTT was also contacted by email on 22 March 2024 to request a formal search of the NNTT Register. A reply was received on 22 March 2024 requesting further information, which Urbis provided on 28 March 2024. A reply was received on 28 March 2024 indicating that there are no Native Title matters overlapping with the subject area.

2.1.2. Identification of Cultural Knowledge Holders

To identify Aboriginal people who may be interested in registering as Aboriginal parties for the project, the organisations stipulated in Section 4.1.2 of the Consultation Guidelines were contacted on 20 March 2024. (Table 3). A copy of the email sent to the each of the contacted organisations is included in Appendix C. A total of 54 Aboriginal parties with a potential interest in the subject area were identified during this stage.

Table 3 – Contacted organisations

Organisation	Notification Sent	Response Received
Canada Bay City Council	20 March 2024	28 March 2024
Metropolitan Local Aboriginal Land Council	20 March 2024	25 March 2024
Greater Sydney Local Land Services	20 March 2024	N/A
Heritage NSW	20 March 2024	26 March 2024
National Native Title Tribunal	22 March 2024	28 March 2024
NTS Corp	20 March 2024	N/A
Office of the Registrar, Aboriginal Land Rights Act 1983	20 March 2024	21 March 2024

Letters were sent to the 54 identified Aboriginal parties by either email or mail on 28 March 2024 to notify them of the proposed project. The letters included a brief introduction to the project and the project location including a map of the subject area and set a deadline for response of 11 April 2024, providing more than 14 days to register an interest. A copy of the letter is included in Appendix C.

A public notice was also placed in a local newspaper to open registration to the broader Aboriginal community. A search of an online database of local newspapers ('newspapers.com.au') was undertaken to identify local newspapers within the Rhodes area. The search identified one local newspaper: the 'Inner West Weekly' (aka 'Inner West Courier'), an online-only news platform as part of the 'Daily Telegraph' masthead. A public notice was therefore placed in the online classified advertisement section of the Daily Telegraph ('https://www.buysearchsell.com.au'), which is linked to the 'Inner West Weekly'. The advertisement was published online on 28 March 2024 and registration was open until the 11 April 2024, providing more than 14 days to register an interest. A copy of the advertisement is included in Appendix C.

2.1.3. Registration of Interest

A total of 8 Aboriginal parties registered interest in the project as a result of this phase (Table 4). The MLALC was also automatically registered to participate in the consultation process.

A list of the Registered Aboriginal Parties (RAPs) was provided to Heritage NSW and Metropolitan Local Aboriginal Land Council on 12 April 2024 (see Appendix C).

Table 4 – Registered Aboriginal Parties

Registered Party	Contact
Butucarbin Heritage	Jennifer Beale
DNC	Paul Boyd & Lilly Carroll
Goobah Development Pty Ltd	Basil Smith
Ngambaa Cultural Connections	Kaarina Slater
Thomas Dahlstrom	Thomas Dahlstrom
Waawaar Awaa Aboriginal Corporation	Rodney Gunther
Wailwan Aboriginal Group	Philip Boney
Yarrawalk PTY Limited	Scott Franks

2.2. STAGE 2 & 3 – PRESENTING AND GATHERING INFORMATION

The aim of Stages 2 and 3 of the community consultation process is to provide RAPs with information about the scope of the proposed project and the proposed ACHA methodology, to gather feedback on the proposed project and proposed methodology and to gather any cultural information that the RAPs wish to share.

2.2.1. Presentation of Project Information and Methodology

A Stage 2 & 3 information pack was sent to registered Aboriginal parties via email on 15th April 2024. The information pack was prepared as a combination of Stage 2 and 3 of the Consultation Guidelines, and included the following information:

- An outline of the proposal and an overview of the subject area.
- The proposed methodology for the ACHA, including the impact assessment process and input points for RAPs into the investigation and assessment.
- Critical timelines and milestones for the completion of assessment activities and delivery of reports.
- Agreed roles, functions and responsibilities.

- A request for comment on methodology, recommendations for site investigation any cultural information the respondent wished to share.

A response to the Stage 2 & 3 information pack was requested by 13 May 2024, providing 28 days to respond. A copy of the Stage 2 & 3 information pack is included in Appendix C.

2.2.2. Site Visit and Meeting

A separate communication was sent on 14 May 2024 to the MLALC and all RAPs who had expressed an interest and provided a schedule of rates and copies of insurances by the deadline. The communication invited the RAPs to register for a site visit and meeting to be held on 20 May 2024 as part of Stage 2 & 3 of the consultation process.

The purpose of the site inspection and meeting was to conduct a thorough briefing with the RAPs about the proposed development, to conduct a walkover of the subject area with the RAPs, to discuss the information provided in the Stage 2 & 3 information pack and to discuss potential archaeological mitigation strategies.

Two responses were received to the invitation to attend the site visit and meeting, however only Ralph Hampton attended, representing Kamilaroi Yankuntjatjara Working Group.

Ralph Hampton was in agreement that the subject area was too heavily modified to retain any cultural value from an Aboriginal perspective and that archaeological investigation would not yield valuable results.

2.2.3. Gathering Feedback

A response from one of the RAPs was received in relation to the Stage 2 & 3 information pack. The response included comments on the proposed methodology and cultural significance of the area. The response is addressed in Table 5 below and included in Appendix C.

Table 5 – RAP responses to the Stage 2 & 3 Information Pack

RAP	Response	Urbis Response
Didge Ngunawal Clan	DNC has knowledge to this area as we previously worked here, down towards the water. we also know future prospects of what's happening in roads towards education and other infrastructure. Phillip Carroll is Ngunawal Elder, which was an automatic man and black tracker and had close ties throughout the metropolitan area.	Urbis thanks Didge Ngunawal Clan for its response.

2.3. STAGE 4 – REVIEW OF DRAFT ACHA REPORT

The aim of Stage 4 of the community consultation process is to prepare and finalise an ACHA report with input from RAPs.

A draft of the present ACHA was sent to RAPs via email on 03 June 2024 with comment on the draft ACHA requested by 02 July 2024, providing 28 days to respond. One response was received in relation to the Stage 4 draft ACHA report. The responses are included in Appendix C and addressed in Table 6 below.

Table 6 – RAP responses to the Stage 4 Draft ACHA Report

RAP	Comments	Urbis Response
Ngambaa Cultural Connections	On behalf of ngambaa cultural connections I am confirming I have received draft report for the Rhodes project.	Urbis thanks Ngambaa Cultural Connections for their comments in relation to the proposed methodology.

3. DESKTOP ASSESSMENT

The aim of the desktop assessment is to determine whether any known Aboriginal objects are located within the subject and whether the subject area is likely to retain any unknown Aboriginal objects. The findings of the desktop assessment inform the archaeological survey of the subject area and contribute to the determining whether an archaeological test excavation is required.

3.1. ARCHAEOLOGICAL CONTEXT

The archaeological context of the subject area encompasses previous archaeological and ethnohistorical studies that are relevant to determining the nature and distribution of Aboriginal archaeological material within the local region and subject area and local region.

3.1.1. Aboriginal Land Use

The ethnographic context within which an area is situated is relevant to determining the nature of Aboriginal land use, the archaeological material that land use may have produced and whether any intangible cultural associations exist. While ethnographic observations of Aboriginal life post-European contact are relatively common, an absence of written records prior to contact means that ethnographic information about Aboriginal life at that time must be inferred from early European observations. Such inference is inherently biased by the cultural norms of the observer and behavioural modifications in response to the awareness of being observed (the so-called 'Hawthorne Effect'). Nevertheless, by comparing and contrasting these observations with archaeological evidence, it is possible to establish a general understanding of the lives of Aboriginal people.

Prior to the arrival of Europeans in 1788, the subject site was within the traditional lands of the Wangal people. These lands were commonly referred to by the Indigenous populace as "Wann" or "Wanne" extending "along the south side of the harbour from Long Cove (Darling Harbour) to Rose Hill" (Governor Phillip, 1790; King, 1793). Parramatta, then called 'Rose Hill' by the local inhabitants marked the westerly boundary of the traditional lands of the Wangal people whilst Paramatta River formed the Northern boundary (The Australian Museum, 2002; City of Canada Bay, 2023). The Wangal and neighbouring Gadigal and Burramatta clans were some of the First Peoples to be dispossessed of their territory as Europeans spread the colony up the Burramattagal (Parramatta River). As a result, information regarding original place names have been lost. Colonists co-opted significant Koori infrastructure including the utilisation of the ancient songline and trading route now known as Parramatta Road/Great Western Highway, which intersects the upper reaches of Long Cove (Uncle Jimmy Smith, 2021).

The landscape was characterised by lush vegetation yielding impressive assortment of fruits, seeds and nuts. This diet was supplemented with an abundance of rich aquatic resources which included fish, eels, binyang (birds), gadyan (cockles), badangi (oysters), yara (crab) and crustaceans. This "innate understanding of tidal workings of the bay" conveyed by Wangal man Uncle Jimmy Smith (City of Canada Bay, 2021) led to a lifestyle structured by coastal resources. It is this inextricable connection with the waterways that led to the recognition of the Wangal population as a 'fishing people' in 1788 by colonists (Marrickville Council, 'Cadigal Wangal; Bush Tucker', 2006).

The subsistence activities outlined above increase the likelihood of archaeological finds with numerous shell middens already identified across Wanne land. These middens are comprised of discarded shells and implements used in the preparation and consumption of aquatic based food resources. Based on the above background, it is possible that similar evidence of Aboriginal occupation will also be present within original and/or intact topsoils within the present subject area.

3.1.2. Declared Aboriginal Places

The NSW State Heritage Inventory includes all declared Aboriginal places within NSW, in addition to historic heritage items listed on the State Heritage Register, listed Interim Heritage Orders and items listed on Local Environment Plans and State Environmental Planning Policies.

A search of the State Heritage Inventory was undertaken on 5 of April 2024. The search did not identify any heritage items or Aboriginal places within the subject area.

3.1.3. Registered Aboriginal Objects

The Aboriginal Heritage Information Management System (AHIMS) is a database of registered Aboriginal sites in NSW. Each registered Aboriginal site includes one or more site 'features', which may be considered an Aboriginal object under the NPW Act. An Aboriginal site may include one or more site features.

The *Guide to completing the AHIMS Site Recording Form* (OEH 2012) lists 20 different features that may be recorded on AHIMS. The most common site features registered in NSW are artefacts, modified trees, art, grinding grooves and shell deposits (see Glossary for definitions). However, the likelihood of any particular site feature being found will vary according to region and environment. Less common site features that are encountered are burials, ceremonial rings, earth mounds, fish traps, habitation structures, hearths, non-human bone and organic material, ochre quarries, stone arrangements and stone quarries (see Glossary for definitions).

Other Aboriginal site features that are recorded on AHIMS but are not necessarily 'Aboriginal objects' within the meaning of that term as it is defined in the NPW Act (i.e. are not a 'deposit, object or material evidence... relating to the Aboriginal habitation of the area') are potential archaeological deposits (PADs), Aboriginal ceremony and dreaming sites, Aboriginal resource and gathering sites, conflict sites and waterholes (see Glossary for definitions). These features are only considered to be 'Aboriginal objects' for the purpose of the NPW Act if accompanied by at least one of the other site types defined above.

The AHIMS database also provides information on the context of registered Aboriginal sites. Sites that are recorded as 'closed' context s are those that include a cave or rock overhang, while all other sites are recorded as 'open' context.

It should be noted that the AHIMS register does not represent a comprehensive list of all Aboriginal objects or places as it is limited to sites that have been previously identified and registered. Registration is typically the result of previous archaeological investigation, so the number of registered Aboriginal sites in area is dependent on the amount of such research previously undertaken.

A search of the Aboriginal Heritage Information Management System (AHIMS) was carried out on 15 March 2024 (AHIMS Client Service IDs: 873777 and 873780) for an area of approximately 7 km x 7 km centred on the subject area. The Basic and Extensive AHIMS search results are included in Appendix A.

The search was undertaken to determine if:

- There are any registered Aboriginal sites registered within the curtilage of the subject area.
- There are any registered Aboriginal sites near the subject area that might extend into it.
- There is any association of Aboriginal sites with certain landscape features within the broader region that may be instructive for determining the likelihood of Aboriginal sites within the subject area.

A summary of all previously registered Aboriginal objects and Aboriginal places within the search area is provided in Table 7. A total of 57 Aboriginal sites are registered in the search area. Three (3) of the recorded Aboriginal sites were identified as 'not a site' in the search results, reducing the total number of identified Aboriginal site to 54. The locations of the 54 identified Aboriginal sites are shown in Figure 8-Figure 9.

No Aboriginal sites were identified within the subject area, or within 500m of the subject area.

The number and types of sites features in the search area are presented in Among the 54 registered Aboriginal sites in the search area, a total of 64 site features were identified of 7 different types: Art, Artefacts, Axe Grinding Groove, Burial, Midden, PAD and Shelter. Closed context sites are those that include a cave or rock overhang, while open context sites are those without a cave or rock overhang. Most registered Aboriginal sites in the search area are in an open context, representing 83 % (n = 45) of all sites.

The dominant site type identified within the subject area was Midden sites, comprising 53% (n=23) of the Extensive AHIMS search results. Midden site features were also identified in association with Shelters, comprising 11% (n=6) of search results, and Artefact Scatters, comprising 2% (n=1) of search results. These results generally reflect the subject area's proximity to the Parramatta River, where marine resources would have been accessible, as well as stones suitable for knapping. This association between the landscape features in the vicinity of the subject area and the dominance of Middens within the Extensive AHIMS Search is captured by the Due Diligence Code, which states:

Middens can be found on headlands, sandy beaches and dunes, around estuaries, swamps and tidal stretches of creeks and rivers, and along the banks of inland rivers, creeks and lands. Middens may also be found in the open or in rock shelters.

Table 7 – Summary of registered Aboriginal sites in the AHIMS search area

Site Types	Context	Number	% of Sites
Midden	Open	23	43
Artefacts	Open	9	17
Shelter with Midden	Closed	6	11
PAD	Open	5	9
Art	Open	3	6
Shelter with Art	Closed	3	6
Axe Grinding Groove	Open	3	6
Artefact Scatter with Midden	Open	1	2
Burial	Open	1	2



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1 KM

Project No: P0052299

Project Manager: Aaron Olsen

AHIMS SITES IN EXTENSIVE SEARCH AREA

25-27 Leeds Street

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- Subject Area
- Art
- Midden
- Permanent
- Artefact Scatter with Midden
- PAD
- - Ephemeral
- Artefacts
- Shelter with Midden
- Hydrology
- Axe Grinding Groove

Figure 8 – Locations of registered Aboriginal site in the vicinity of the subject area.

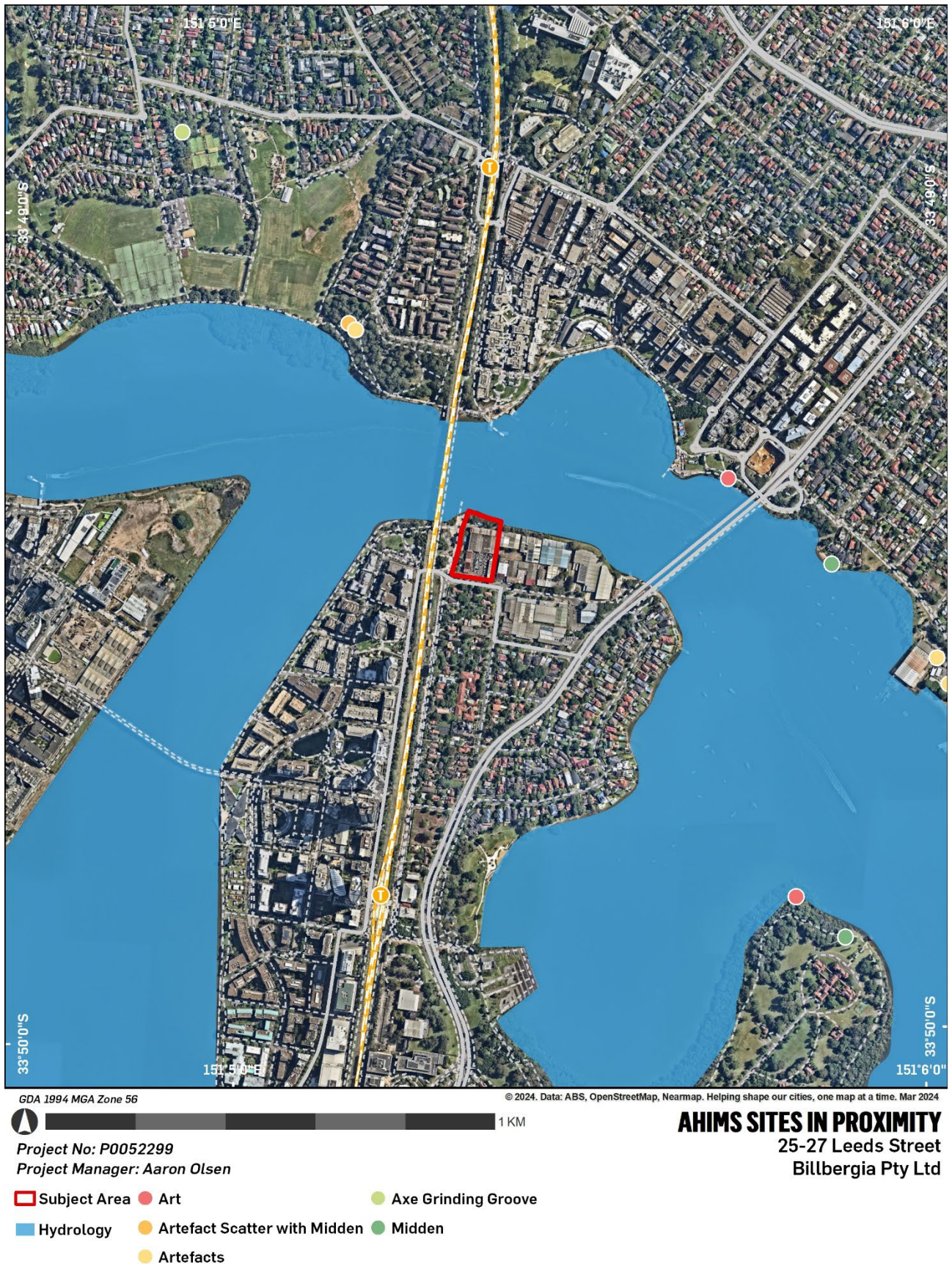


Figure 9 – Locations of registered Aboriginal sites in the Extensive AHIMS search area

3.1.4. Previous Archaeological Investigations

Previous Aboriginal archaeological investigations undertaken within or near to the subject area may provide information about known Aboriginal sites that have not previously registered on the AHIMS database. Additionally, Aboriginal archaeological investigations undertaken in the broader region may provide information on the types of archaeological site features that are likely to occur within the subject area.

3.1.4.1. Investigations of the Subject area

No previous archaeological reports relating directly to the subject area have been identified.

3.1.4.2. Regional Investigations

Few investigations have been undertaken in the broader region. The most relevant investigations to the present subject area are discussed below.

Archaeology and Heritage Pty Ltd [2007] undertook an archaeological excavation of 100 Lancaster Avenue, Melrose Park approximately 1.5km Northwest of the present subject area. The archaeological investigation consisted of a desktop assessment, monitoring and excavation of the study area. Two test trenches were dug approximately 10-15 metres from the sand and mangroves on the beach as well as the remaining 'logs' of a corduroy road that linked Major Lockyer's Wharf to his property. In 1986 the site was turned into a public reserve by council and underwent a series of earth works to flatten the surface. A combination of demolition and in fill were used to manipulate the landscape. The investigation determined through exploratory trenching that the study area had undergone significant historic disturbance from earthworks, vegetation clearance and demolition over time. As a result, the excavations did not identify the presence of Aboriginal artefacts in study area. No comment was passed on the historical significance of the existence of corduroy road. This study area provides relevant contextual background to the subject area due to its proximity and similar landscape features.

Australian National Maritime Museum [1992] undertook an archaeological investigation of the remains of three historic sites including Byrne's Cloth Factory Wharf, Queen's Wharf, and Howell's Wind and Water Mill. The three identified sites are located on the southern banks of the Parramatta River, extending westwards from Alfred Street boat ramp, approximately 500 metres from the present subject area. The archaeological investigation consisted of a desktop assessment, monitoring and excavation of the study area. Excavation works were carried out using an excavator from a barge, anchored offshore adjacent to the site. The material extracted from the water and riverbanks would undergo a process of wet sieving to reveal artefacts greater than the 2cm wire square that was used. The report concluded that the unexpectedly large quantity of artefacts that were recovered had little to no association with the activities that were occurring on the river. This was a direct result of Parramatta River being used as a means of waste disposal, the natural movements of the river itself, as well as both legal and illegal dredging operations. The artefacts included but were not limited to ceramics, tobacco pipes, glass, stoneware bottles, leather, building materials and animal bones. No aboriginal artefacts were uncovered during excavation. This investigation concluded that this study area has historical archaeological significance. This study area provides relevant contextual background to the subject area due to its proximity.

Curio Projects [2020] undertook an archaeological investigation of 20 Waterview Street, Putney approximately 1.3km Northeast of the present subject area. The archaeological investigation consisted of a desktop assessment, monitoring and excavation of the study area. The subject area was divided into 6 test areas to determine extent, nature and intactness of the site. The investigation determined that test areas 2, 3, 4 and 6 featured high levels of bedrock exposure, suggesting that the complete removal of natural soil profiles had occurred. Further, the widespread disturbance of deposits across the site and the introduction of modern fill had resulted in the removal of PADs. Of note, test area 3 yielded a single, isolated aboriginal artefact uncovered in a natural soil profile that was situated in a highly disturbed context. Several, select areas outside of the boundary of the subject area were identified for their possible aboriginal archaeological significance due to their proximity to the Parramatta River shoreline. This investigation concluded that this study area has low Aboriginal archaeological significance with the most likely site type to be an isolated artefact in a disturbed context, similar to the find in trench 5. This study provides relevant contextual background to the subject area due to its proximity.

Cosmos Archaeology [2015] undertook a maritime archaeological investigation of Paramatta River at 20 Waterview Street in Putney approximately 1.2km Northeast of the present subject area. The archaeological investigation consisted of a desktop assessment, underwater survey and probing within the study area. The study area was of interest for its historical occupation as the site for James Squires Estate. The study area was divided into 5 transects, following the line of the wharf. The investigation determined that that the area had undergone significant historic disturbance over time and had been subject to bedrock exposure at the

Paramatta River shoreline, removing natural deposits. Aboriginal archaeological evidence was uncovered approximately 12m from the beginning of the wharf in the form of oyster and cockle shells. The remnant shells were determined to have been purposefully deposited at this location and likely indicate a midden site. This investigation concluded that this study area has high historical archaeological significance. Further, this investigation established, that due to the high disturbance of natural deposits throughout the site's historic occupation and the anaerobic water conditions, that aboriginal archaeological potential was low. This investigation provides relevant contextual background to the subject area due to its proximity to a watercourse, that may inform on the past Aboriginal occupation of the site.

W.Thorp [1988] undertook an archaeological investigation of the Former Tullochs Phoenix Ironworks site, Rhodes, approximately 520m Southeast of the present subject area. The archaeological investigation consisted of a desktop assessment, monitoring and excavation of the study area. The subject area was of interest due to its two distinct phases of historical occupation, and of which formed the basis for its excavation. The investigation determined through exploratory trenching that the study area had undergone significant historic disturbance from earthworks, vegetation clearance, construction and demolition over time. Further, it was found that no evidence was identified of the industrial usage of the site, with all deposits previously removed. The only evidence found to indicate past historical occupation of the subject area was soil deposits containing artefacts associated with 'Baygrove' House. No aboriginal artefacts were uncovered during excavation. This investigation concluded that this study area has low to moderate historical archaeological significance. This study area provides relevant contextual background to the subject area due to its proximity and landscape use as an industrial depot.

Wolfe. A [1990] undertook a historical investigation of five sites identified as being of maritime archaeological significance including the following: Queens Wharf, Rydalmere Psychiatric Hospital Boatshed, the Shell Oil Refinery Wharf, Camellia Industrial Wharves and both Spurway Street and McDonald Farm Wharves. The study area extends westward from McDonald Reserve to the Charles Street Weir in Parramatta approximately 500 metres from the present subject area. The archaeological investigation consisted of only a desktop assessment, recommending an archaeological excavation to be undertaken by both maritime and historical archaeologists. The research conducted identified these sites as having high potential for historical and maritime significance related to the development of the region during the 18th to 19th century. The assessment did not consider aboriginal archaeology present in the area. It is not clear whether this is because aboriginal artefacts were excluded from the research objectives or were not mentioned due the low probability of an undisturbed subject area. This study area provides relevant contextual background to the subject area due to its proximity as well as commercial and recreational used of the landscape.

Wolfe. A [1991] undertook an archaeological investigation of an area extending westward from the confluence of Parramatta and Duck Rivers to the Charles Street Weir, above the Gas Works bridge. The subject area consisted of several sites that had previously undergone research-based assessment (Wolfe, 1990) identified as having potential maritime archaeological and historical significance, the closest of which is within a 500-metre radius. As the desktop component of study had already been conducted, the archaeological investigation consisted of monitoring and excavation of the subject area. Excavation techniques included water dredging, suction dredging, controlled water jetting and manual digging. This interim report did not attempt to document both history and significance of the recovered artefacts, instead recommending subsequent analysis. Whilst no concluding statements were drawn regarding significance, the investigation found no aboriginal sites during searches and excavation of the river. This study area provides relevant contextual background to the subject area due to its proximity.

3.1.5. Existing Predictive Models

Predictive models are used to determine the likelihood of Aboriginal archaeological material being located within a particular area. A review of existing predictive models relevant to the region around subject area is relevant for formulating a predictive model for the present assessment.

The *Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales* (DECCW 2010c) ('The Due Diligence Code') provides an overarching predictive model for the entirety of NSW. The Due Diligence Code specifies the following 'relevant landscape features' that are considered indicative of likely past Aboriginal land use:

- Areas within 200 m of waters including freshwater and the high tide mark of shorelines.
- Areas located within a sand dune system.
- Areas located on a ridge top, ridge line or headland.

- Areas located within 200 m below or above a cliff face.
- Areas within 20 m of or in a cave, rock shelter, or a cave mouth.

3.2. ENVIRONMENTAL CONTEXT

The environment context of the subject area encompasses the natural landscape and the impacts of historical human activity. These aspects of the environmental context are relevant to predicting the potential for unknown Aboriginal objects occurring within the subject area.

3.2.1. Natural Landscape

The purpose of reviewing the natural landscape of the subject area is twofold. It assists in the prediction of the intensity and nature of Aboriginal land use and deposition of archaeological material in the subject area by considering the landforms and resources that would have played a part in the everyday lives of Aboriginal people. It also assists in the determining the likelihood that those material remains would have survived any natural geomorphological process or historical ground disturbance (discussed in Section 3.2.2 below).

Topography: The subject area is located on the lower slope of a ridge (Figure 10).

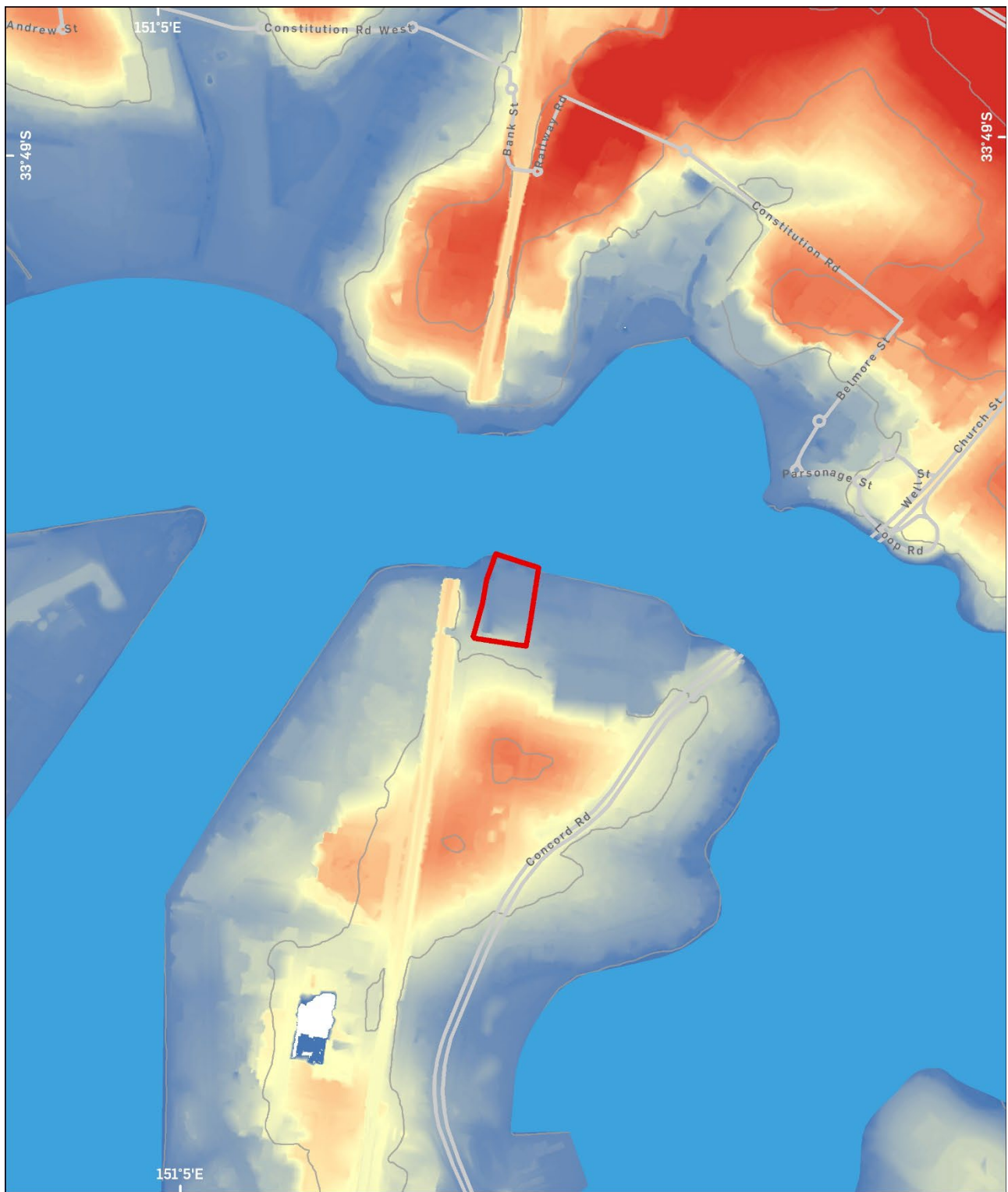
Soils and Geology: The NSW Soil and Land Information System (SALIS) indicates that the entire subject area is located within the Blacktown soil landscape (Figure 11). The Blacktown soil landscape is characterised by erosional soils on broad rounded crests and ridges with gently inclined slopes. The soil A-horizon typically comprises friable brownish black loam (A1) overlying hard-setting brown clay loam (A2). A-horizon depths are anticipated to be up to 30 cm of A1 overlying 10-30 cm of A2 on lower slopes. The underlying geology of the Blacktown soil landscape is the Wianamatta group shales. Rock outcrops are not naturally occurring in the Blacktown soil landscape.

Geomorphic Activity: The mode of geomorphic activity in the subject area is erosion. Natural erosional processes, particularly water erosion, have caused displacement of topsoil and other surface material from across the entire subject area, potentially including archaeological material.

Vegetation: Vegetation within the Blacktown Soil Landscape is typified by open-forest and open-woodland (dry sclerophyll forest). The original woodland and open-forest were dominated by *Eucalyptus tereticornis* (forest red gum), *E. crebra* (narrow-leaved ironbark), *E. moluccana* (grey box) and *E. maculata* (spotted gum). Such species could have been subject to cultural modification.

Hydrology: The northern boundary of the subject area is delineated by the Parramatta River. However, historical mapping indicates that this portion of the site is reclaimed land (Figure 12). Therefore, the subject area would have historically included part of the Parramatta River foreshore.

The relevance of the natural landscape for the present assessment is discussed in the application of the predictive model to determining Aboriginal archaeological potential in Section 3.4.2 below.



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500 M

Project No: P0052299

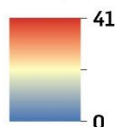
Project Manager: Aaron Olsen

Subject Area

Elevation (m)

Hydrology

Contours



TOPOGRAPHY

25-27 Leeds Street

Billbergia Pty Ltd

Figure 10 – Topography



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500 M

Project No: P0052299

Project Manager: Aaron Olsen

Subject Area

Hydrology

Hydrology 200m Buffer

Contours

BIRRONG (Alluvial)

BLACKTOWN (Residual)

DISTURBED TERRAIN (Disturbed Terrain)

GLENORIE (Erosional)

GYMEA (Erosional)

LAMBERT (Erosional)

LUCAS HEIGHTS (Residual)

SOIL LANDSCAPES AND HYDROLOGY

25-27 Leeds Street

Billbergia Pty Ltd

Figure 11 – Soil landscapes and hydrology

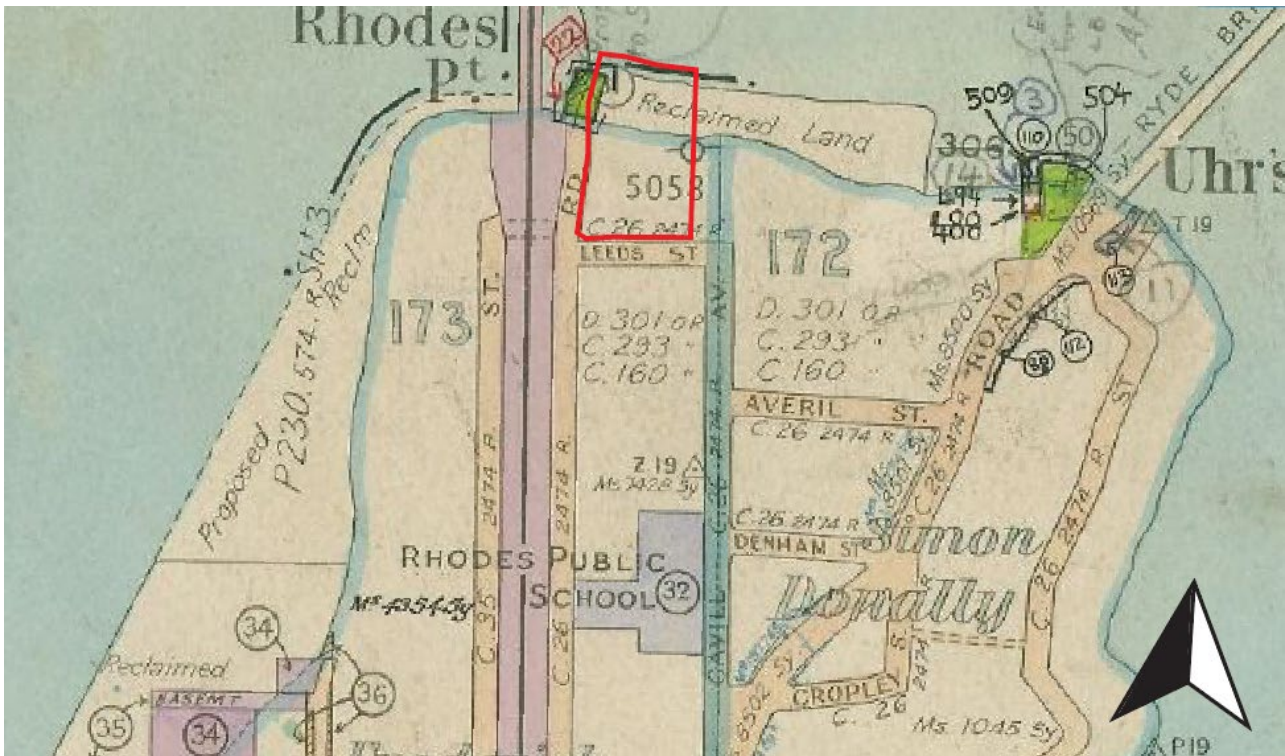


Figure 12 – Historical map of Rhodes from c.1963, showing the locations of reclaimed land relative to the subject area boundary.

Source: HLRV, County of Cumberland, Parish of Concord.

3.2.2. Historical Ground Disturbance

Disturbance to the natural landscape, either through human activity (e.g., clearing of vegetation, ploughing and construction of buildings) or natural processes (e.g., erosion), reduces the likelihood of deposited Aboriginal objects being retained, either through destruction of the Aboriginal objects or their removal. Ground disturbance may affect the natural topsoil (A-horizon), within which subsurface Aboriginal archaeological remains are typically found, and other surface features associated with Aboriginal objects, such as trees, rock platforms and rock overhangs.

For the purpose of the present assessment, historical ground disturbance is rated according to the following scheme:

- **High:** all or most topsoil has been removed, with at most only a small part of the lower portion of topsoil possibly remaining intact
- **Moderate:** the upper part of the topsoil has been substantially disturbed or removed, but a substantial amount remains intact
- **Low:** little or no disturbance or removal of topsoil, with all or most topsoil remaining intact

The degree of disturbance is relative to the depth of the natural topsoil. For example, disturbance of the upper 30 cm of a natural soil profile by ploughing may be high if the topsoil only 30 cm deep, but only moderate if the topsoil is 1 m deep.

The subject area was cleared of natural vegetation as early as 1794, when it was occupied as agricultural and/or pastoral land by Simon Donnolly (Figure 13). The Donnolly Estate extended North to the Parramatta River and South to Mary Street in the suburb of Rhodes (including the subject area).¹ By 1895, the Donnolly Estate (including the subject area) was formally subdivided for auction (Figure 14). However, this is unlikely to have caused any ground impacts within the subject area.

From the early-20th Century, the subject area was acquired by the NSW state governments for usage as a timber mill yard (Figure 15). During this period, the site was impacted by the construction of several ancillary buildings and a large timber storage yard. The subject area was repurchased by H.Mackenzie in 1923,² after which time it was further impacted by the construction of large warehouse, with the north of the site remaining in use as a timber store (Figure 16). During this period, the Parramatta River shoreline (within the subject area) was reclaimed, extending the peninsula northward (Figure 12). These works would have substantially impacted the intactness of natural topsoils within its vicinity.

During the 1950s the former timber mill structures were demolished to facilitate the site's new use as an industrial storage depot (Figure 16). The main activities occurring at the site during this time were minor earthworks and general industrial activity. The subject area sustained no subsequent changes to its configuration until the 1980s, when it was redeveloped into a carpark. At this time, a large brick building was constructed which encompassed the majority of the site, as well as some associated landscaping.

Taken together, the subject area has been impacted by ground disturbing works from as early as 1794, when it was cleared of vegetation and likely subjected to ploughing. Following this, the site majority of the site was recursively impacted by the construction and demolition of buildings, as well as land reclamation within its northern extent. In light of the shallow natural topsoil, historical ground disturbance has been assessed as **moderate-high** throughout the entirety of the subject area.

The assessed ground disturbance for the present subject area is mapped in Figure 19.

The relevance of historical ground disturbance for the present assessment is discussed in the application of the predictive model to determining Aboriginal archaeological potential in Section 3.4.2 below.

¹ City of Canada Bay City Council 2024, *Rhodes History*, City of Canada Bay City Council, Canada Bay, NSW

² Wayne M 2012, *Past Lives/ of the Near Future: revealing traces of a former Sydney*, Sydney, NSW,

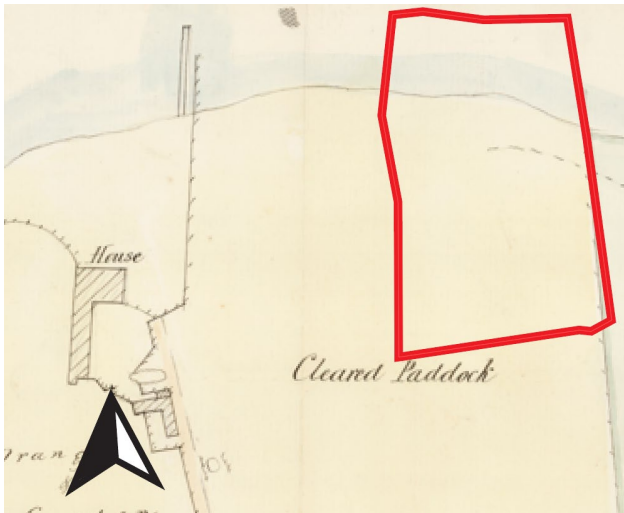


Figure 13 – c.1875 parish map, showing the Blaxland and subsequent Donnolly Estates including subject area.

Source: SLNSW, call number Z/SP/811.1839

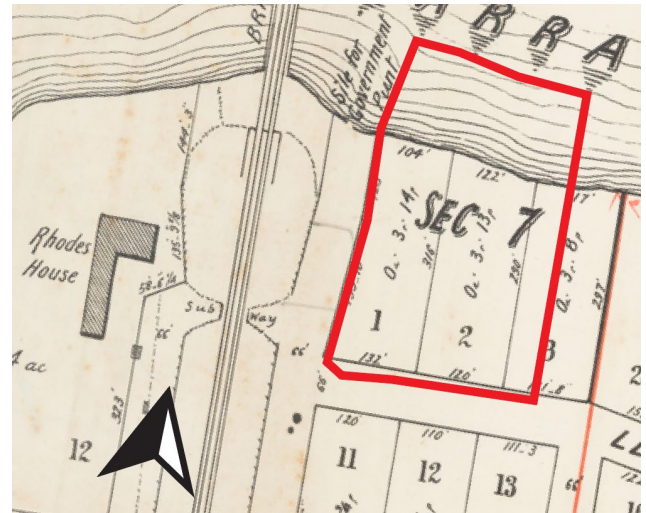


Figure 14 – 1895 Extract of North Strathfield, Concord West and Rhodes subdivision plans, showing division of subject area into three large lots.

Source: SLNSW, call number Z/SP/811.1839]

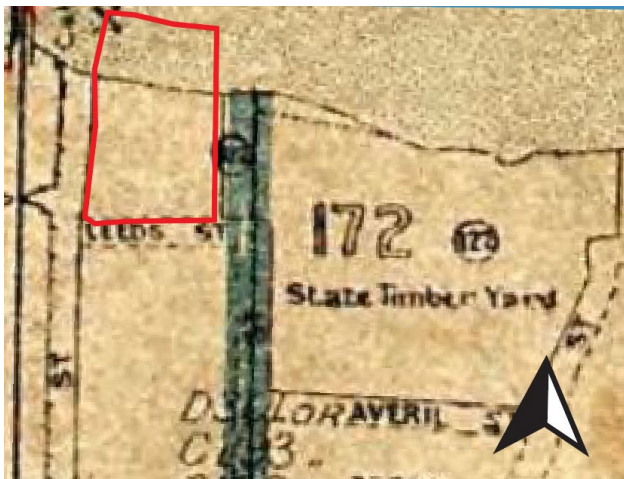


Figure 15 – 1914 parish map of Rhodes district, showing subject area utilised as State timber yard.

Source: HLRV, County of Cumberland, Parish of Concord



Figure 16 – 1955 historic aerial image of subject area, showing demolition of earlier built structures.

Source: NSW Government, Historic Imagery Viewer



Figure 17 – 1986 historical aerial image of subject area, showing construction of carparking facility.

Source: NSW Government, Historic Imagery Viewer



Figure 18 – 2020 aerial image, showing demolition of earlier structures in preparation for construction.

Source: NSW Government, Historic Imagery Viewer



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Project No: P0052299

Project Manager: Aaron Olsen

HISTORICAL GROUND DISTURBANCE

25-27 Leeds Street

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■ Subject Area
 — Contours
 ■ Hydrology
 ■ Low disturbance
 ■ Moderate disturbance
 ■ High disturbance

Figure 19 – Historical ground disturbance

3.3. LOCAL & REGIONAL CHARACTER

The evidence from Sections 3.1 and 3.2 is synthesised below to highlight the main issues and regional character of Aboriginal land use and the material traces that it has produced, in accordance with Requirement 11 of the Code of Practice.

Archaeological evidence indicates that Aboriginal land use in the local area and region is heavily reliant on waterways, particularly the Parramatta River and Cooks River. Stone tools are likely to have played a significant role in the lives of the local Aboriginal people, with lithic artefacts being strongly represented in the known archaeological record. Lithic artefacts are likely to have been discarded near waterways, with higher densities likely occurring near major waterways where land use was likely more intensive. Other evidence of occupation is also focussed on waterways, such as burials and grinding grooves, all of which may be associated with the rock overhangs and outcrops of Hawksbury sandstone that occur along major waterways in the region.

3.4. ARCHAEOLOGICAL POTENTIAL

The Aboriginal archaeological potential of an area is the likelihood that it retains material evidence of past Aboriginal land use. The purpose of undertaking an assessment of Aboriginal archaeological potential is to inform the sampling strategy for the subsequent archaeological survey, to determine if an archaeological test excavation is required and, if so, inform the sampling strategy for that excavation.

3.4.1. Predictive Model

A predictive model for the present assessment has been formulated based on existing predictive models (Section 3.1.5) and the local and regional character summarised above (Section 3.3).

Aboriginal archaeological potential is further dependent on erosional transport and historical ground disturbance. Archaeological material is more likely to accumulate in aggraded landforms than eroded landforms, while higher ground disturbance reduces the likelihood of archaeological material surviving.

Synthesising the above predictors, Aboriginal archaeological potential is rated according to the following scheme:

- **Very High:** at least one relevant landscape feature, low ground disturbance and an aggraded landform
- **High:** at least one relevant landscape feature and either: (i) low ground disturbance and an eroded landform; or (ii) moderate ground disturbance and an aggraded landform
- **Moderate:** at least one relevant landscape feature, moderate ground disturbance and an eroded landform
- **Low:** no relevant landscape features and low or moderate ground disturbance
- **Very Low:** high ground disturbance

Expected site features are based on the following associations landscape features:

- High density sub-surface artefact sites are likely to occur in the vicinity of major watercourses, while low density sub-surface artefact sites are more likely in areas away from major watercourses.
- Shell midden sites are more likely to be identified in close proximity to marine and estuarine areas.

The predictive model described above is applied in the following section to determine the Aboriginal archaeological potential of the subject area and likely site features.

3.4.2. Assessment of Potential

Based on the predictive model outlined in the preceding section, the archaeological potential of the present subject area is assessed to be **very low**. The assessed archaeological potential of the subject area is mapped in Figure 20.

The entire subject area is located within 200 m of a natural waterway, which is considered indicative of likely past Aboriginal land use under the predictive model presented in the preceding section. Based on previously registered sites in the region, past Aboriginal land use would likely be expressed as low-density subsurface deposits and surface scatters of discarded stone artefacts, as well as midden deposits.

Historical ground disturbance ranges from **moderate** to **high** (Section 3.2.1), meaning intact natural topsoils may be present in parts of the subject area. The subject area was cleared of natural vegetation during the late-18th Century and is, therefore, not anticipated to retain remnant vegetation. Given its intensely developed state, exposed sandstone rock outcrops are also considered unlikely to occur. Finally, the subject area is impacted by erosion, which may have caused the displacement of topsoil and other surface material (including archaeological deposits) from across the entire subject area. This mode of geomorphology may have caused the accumulation of archaeological material within the north of the site; however, this would have been significantly impacted by the reclamation of the Parramatta River shoreline during the mid-20th Century.

Synthesising the above factors according to the archaeological rating scheme presented in the preceding section, it is determined that there is:

- **Very low potential** for Aboriginal objects to occur within areas impacted by high levels of historical ground disturbance.
- **Low potential** for Aboriginal objects to occur within areas impacted by moderate levels of historical ground disturbance.

Likely Aboriginal site features to be retained within the subject area are **artefacts** and **shell**. All other site types are unlikely to occur in the subject area due to the absence of the requisite resource or a general rarity of those site types in the region and NSW.



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Project No: P0052299

Project Manager: Aaron Olsen

ARCHAEOLOGICAL POTENTIAL

25-27 Leeds Street

Billbergia Pty Ltd

 Subject Area
 Contours
 Hydrology
 Very low potential
 Low potential
 Moderate potential

Figure 20 – Aboriginal archaeological potential

3.5. SUMMARY

The desktop assessment of the subject area is summarised as follows:

- No Aboriginal sites were identified within the subject area, or within 500m of the subject area.
- The subject area is located within 200m of a natural waterway, which is considered indicative of past Aboriginal land use under the Due Diligence Code.
- The subject area has been impacted by **moderate-high historical ground disturbance** caused by the clearance of vegetation, ploughing, the construction and demolition of buildings, as well as land reclamation.
- Subject to further geotechnical assessment, natural soils may be located within areas of moderate disturbance (west and south-east of the subject area).
- There is **very low potential** for Aboriginal objects to occur within the subject area, including artefacts and middens.
- The subject area is impacted by erosion, which may have caused the accumulation of archaeological material within the north of the site.

4. VISUAL INSPECTION

A visual inspection of the subject area was undertaken to confirm the assessment of archaeological potential within the subject area and to determine if any Aboriginal objects were present as surface expressions. The visual inspection of the subject area was undertaken on 20 May 2024 Owen Barrett (Urbis Senior Archaeologist) and Ralph Hampton (Kamilaroi Yankuntjatjara Working Group) with Charles Hung, Thomas Nader and Leon Kinsella and of Billbergia also in attendance.

The visual inspection was undertaken in sunny conditions. Ground Surface Visibility (GSV) was estimated to be approximately 0% across the subject area, the majority of the subject area being covered by hardstand and structures.

No Aboriginal objects were identified during the visual inspection of the subject area.

The visual inspection confirmed the high level of ground disturbance across the subject area. The entire subject area has evidently been impacted by the construction of the extant structures (Figure 21 - Figure 24). Elevation changes were also observed across the subject area between the low side at the shoreline of Parramatta River, which consisted of an artificial embankment, and the higher ground to the south at Leeds Street. Structures were terraced between these levels.

The entirety of the subject area appears to have been subjected to the importation of fill to create a base for construction above tidal and flood levels, and has involved cut and fill modification of the landscape for the construction of current structures.

It is evident from the inspection of the subject area has been heavily modified by historical activities. The visual inspection confirms the assessment that the subject area has very low Aboriginal archaeological potential due a high level of historical ground disturbance.



Figure 21 – View west at subject areas northern boundary: artificial shoreline and subsurface drainage outlets evident.



Figure 22 – View east at subject areas northern boundary: artificial shoreline evident.



Figure 23 – View east towards subject areas northern boundary: highly modified shoreline.



Figure 24 – Western boundary of subject area, modified natural slope from water's edge view south. Terraced subject area on left behind tree line.

5. SIGNIFICANCE ASSESSMENT

The following is an assessment and discussion of the cultural significance of the subject area, made in consultation with the RAPs. The assessment follows principles and procedures outlined in the Assessment Guidelines of *The Burra Charter*, *The Australia ICOMOS Charter for Places of Cultural Significance* (Australia ICOMOS Incorporated 2013) ('The Burra Charter').

5.1. FRAMEWORK FOR ASSESSMENT

The Burra Charter defines cultural significance as being derived from the following values: social or cultural value, historic value, scientific value and aesthetic value. Aesthetic, historic, scientific and social values are commonly interrelated. All assessments of heritage values occur within a social and historic context. Therefore, all potential heritage values will have a social component.

Heritage significance is assessed by considering each cultural or archaeological site against the significance criteria set out in the Assessment Guidelines. The Assessment Guidelines require that the assessment and justification in a statement of significance includes a discussion of whether any value meets the following criteria:

- Does the subject area have a strong or special association with a particular community or cultural group for social, cultural or spiritual reasons? – social value.
- Is the subject area important to the cultural or natural history of the local area and/or region and/or state? – historic value.
- Does the subject area have potential to yield information that will contribute to an understanding of the cultural or natural history of the local area and/or region and/or state? – scientific (archaeological) value.
- Is the subject area important in demonstrating aesthetic characteristics in the local area and/or region and/or state? – aesthetic value.

Assessment of each value should be graded in terms that allow the significance to be described and compared (e.g. high, moderate, or low). In applying these criteria, consideration should be given to:

- Research potential: *does the evidence suggest any potential to contribute to an understanding of the area and/or region and/or state's natural and cultural history?*
- Representativeness: *how much variability (outside and/or inside the subject area) exists, what is already conserved, how much connectivity is there?*
- Rarity: *is the subject area important in demonstrating a distinctive way of life, custom, process, land-use, function or design no longer practised? Is it in danger of being lost or of exceptional interest?*
- Education potential: *does the subject area contain teaching sites or sites that might have teaching potential?*

The Aboriginal heritage significance of the subject area is assessed in the following section within the framework outlined above.

5.2. ASSESSMENT OF HERITAGE VALUES

The following assessment of the social or cultural, historic, scientific and aesthetic values of the subject area has been prepared in accordance with the Assessment Guidelines.

In acknowledgment that the Aboriginal community themselves are in the best position to identify heritage values, the assessment is informed by consultation with the Aboriginal community undertaken as part of the ACHA (Section 2 above).

5.2.1. Social or Cultural Value

Social or cultural value encompasses the qualities for which a place has become a focus of spiritual, political, national or other cultural sentiment for Aboriginal people. Social or cultural value is how people express their connection with a place and the meaning that place has for them. Places of social or cultural value have associations with contemporary community identity. These places can have associations with tragic or warmly remembered experiences, periods, or events. Communities can experience a sense of loss should a place of

social or cultural value be damaged or destroyed. Social or cultural values can therefore only be identified through consultation with Aboriginal people.

As reported in Section 4, a visual assessment of the subject area was undertaken by representatives of both Urbis and Kamilaroi Yankuntjatjara Working Group. Ralph Hampton was in agreement that the subject area was too heavily modified to retain any cultural value from an Aboriginal perspective and that archaeological investigation would not yield valuable results.

In view of the above feedback, the subject area is acknowledged to hold social or cultural value due to its connection to the broader cultural landscape. However, given the site's heavy modification, which has evidently impacted its expression of these cultural values, the social or cultural value of the subject area is assessed as low.

5.2.2. Historic Value

Historic value encompasses the history of aesthetics, science and society. A place may have historic value because it is associated with a historic figure, event, phase or activity in an Aboriginal community. The significance of a place will be greater where evidence of the association or event survives in situ, or where the settings are substantially intact, than where it has been changed or evidence does not survive. However, some events or associations may be so important that the place retains significance regardless of subsequent treatment. Places may also have 'shared' historic values with other (non-Aboriginal) communities.

No historical associations between Aboriginal people and the subject area have been identified. The subject area is therefore unlikely to have historic value insofar as it relates to Aboriginal cultural heritage.

5.2.3. Scientific (Archaeological) Value

Scientific value relates to the importance of a landscape, area, place or object because of its rarity, representativeness and the extent to which it may contribute to further understanding and information. Information about scientific value will be gathered through any archaeological investigation undertaken.

The subject area is highly unlikely to retain any Aboriginal objects due to a high level of historical ground disturbance. Furthermore, if any Aboriginal objects are present, they are likely to be located within a highly disturbed context. The scientific (archaeological) value of the subject area is therefore assessed to be low.

Should any Aboriginal objects be identified within the subject area, the scientific (archaeological) value of those objects and the subject area should be reassessed.

5.2.4. Aesthetic Value

Aesthetic value of a place relates to the sensory, scenic, architectural and creative aspects of a place. It may include visual aspects, such as form, scale, colour, texture and material of the fabric, and the smells and sounds associated with the place and its use.

It is evident that the subject area is highly disturbed through clearance of vegetation, ploughing, the construction and demolition of buildings, as well as land reclamation, in shallow topsoil. The present visual appearance and other sensory aspects of the subject area are unlikely to resemble those of the landscape of the local area as it existed prior to European contact. The subject area is therefore unlikely to have aesthetic value insofar as it relates to Aboriginal cultural heritage.

Individual Aboriginal objects may have aesthetic value in their own right. There are no known Aboriginal objects within the subject area that could be assessed for aesthetic value. In the event that any Aboriginal objects are identified within the subject area during the proposed works, these should be assessed for aesthetic value.

5.3. STATEMENT OF SIGNIFICANCE

The subject area is assessed as having social and cultural significance to Aboriginal people. Based on comments received from RAPs during the consultation process, the subject area evidently has social and cultural value to the Aboriginal community for its connection to the broader cultural landscape around the subject area and for the long connection Aboriginal people have with the area. However, no Aboriginal sites or evidence of a specific cultural association with the subject area itself have been identified. Furthermore, the high level of ground disturbance in the subject area, due to land clearance, construction and demolition of buildings, earthworks (e.g. construction of playing fields and landscaping) and land reclamation has diminished its social and cultural value. Comments received from Kamilaroi Yankuntjatjara Working Group during the visual inspection of the site confirmed this, stating that the site was too heavily modified to retain any cultural

value from an Aboriginal perspective. Therefore, although the social and cultural value of the subject area is acknowledged, the Aboriginal heritage significance of the subject area itself is graded as low.

The assessment of significance should be updated in the event that any Aboriginal objects are found within the subject area during the proposed works.

6. IMPACT ASSESSMENT

The following is an assessment of the potential impact of the proposed development on any Aboriginal objects and/or Aboriginal places within the subject area and the possible strategies for avoiding or minimising harm to those Aboriginal objects and/or Aboriginal places.

6.1. FRAMEWORK FOR ASSESSMENT

The potential harm to Aboriginal objects and Aboriginal places that is likely to be caused by a proposed activity is the effect of that activity on the Aboriginal heritage values identified above. According to the NPW Act, 'harm' to an object or place includes any act or omission that:

- Destroys, defaces, or damages the object or place.
- Moves the object from the land on which it had been situated.
- Causes or permits the object or place to be harmed.

Harm does not include something that is trivial or negligible, such as picking up and replacing a small stone artefact, breaking a small Aboriginal object below the surface when you are gardening, crushing a small Aboriginal object when you walk on or off a track, picnicking, camping or other similar recreational activities.

The Assessment Guidelines define harm to Aboriginal objects and Aboriginal places as being either 'direct' or 'indirect':

- **Direct harm** may occur as the result of any activity which disturbs the ground including, but not limited to, site preparation activities, installation of services and infrastructure, roadworks, excavation, flood mitigation measures.
- **Indirect harm** may affect sites or features located immediately beyond or within the area of the proposed activity. Examples include, but are not limited to, increased impact on art in a shelter from increased visitation, destruction from increased erosion and changes in access to wild food resources.

The present assessment of potential harm follows the principles of ecologically sustainable development (ESD), in particular the precautionary principle and the principle of inter-generational equity:

- The **precautionary principle** states that full scientific certainty about the threat of harm should never be used as a reason for not taking measures to prevent harm from occurring.
- The **principle of inter-generational equity** holds that the present generation should make every effort to ensure the health, diversity and productivity of the environment, which includes cultural heritage, is available for the benefit of future generations. If a site type that was once common in an area becomes rare, the loss of that site (and site type) will result in an incomplete archaeological record and will negatively affect intergenerational equity.

Consideration of potential harm to Aboriginal objects and Aboriginal places according to ESD principles allows for an understanding of the cumulative impact of the proposed activity and an understanding of how harm can be avoided or minimised, if possible.

6.2. ASSESSMENT OF POTENTIAL HARM

The assessment of potential harm considers harm that may occur to both known Aboriginal objects, and as yet unknown Aboriginal objects within the subject area.

The desktop assessment and site inspection identified no known Aboriginal objects within the subject area. Furthermore, due to high a level of disturbance across the entire subject area, it is unlikely that any as yet unknown Aboriginal objects are retained anywhere within the subject area. Therefore, any physical works within the subject area, including those presently proposed (Section 1.2), are unlikely to cause either direct or indirect harm to Aboriginal objects.

6.3. INTER-GENERATIONAL EQUITY

The cumulative impact of any development on Aboriginal sites relates to the extent of the proposed impact on the site and how this will affect both the proportion of this type of Aboriginal site in the area and the impact this destruction will have on Aboriginal cultural heritage values generally in the area.

As there are now known Aboriginal objects within the subject and there is very low potential for unknown Aboriginal objects to be retained, the proposed works are unlikely to negatively impact inter-generational equity.

6.4. AVOIDANCE & MINIMISATION OF HARM

All practicable measures must be taken to avoid harm (i.e. protect and conserve) any significant Aboriginal objects within the subject area along with their cultural heritage values. The precautionary principle states that full scientific certainty about the threat of harm should never be used as a reason for not taking measures to prevent harm from occurring.

If harm to Aboriginal objects and/or Aboriginal places is unavoidable, management strategies must be considered to minimise the harm. The type of management strategies proposed must be appropriate to the significance of Aboriginal heritage values, Aboriginal objects and/or Aboriginal places. Harm avoidance and minimisation measures must be feasible and within the financial viability of the proposed activity.

As it is unlikely that any Aboriginal archaeological material is retained within the subject area, no further archaeological investigation is recommended for the present subject area. As precautionary measures, it is recommended that unexpected archaeological finds and human remains procedures described below be implemented.

6.4.1. Unexpected Archaeological Finds Procedure

To mitigate harm to any unknown Aboriginal objects within the subject area, it is recommended that the following unexpected archaeological finds procedure should be followed in the unlikely event that any archaeological material, or suspected archaeological material, is uncovered during any works within the subject area:

1. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or another nominated site representative must contact either the project archaeologist (if relevant) or Heritage NSW (Enviroline 131 555) to contact a suitably qualified archaeologist.
3. The nominated archaeologist must examine the find, provide a preliminary assessment of significance, record the item and decide on appropriate management measures. Heritage NSW should be notified of the find through a Section 146 notification. Such management may require further consultation with the approval authority, preparation of a research design and archaeological investigation/salvage methodology.
4. Depending on the significance of the find, reassessment of the archaeological potential of the subject site may be required and further archaeological investigation undertaken.
5. Reporting may need to be prepared regarding the find and approved management strategies.
6. Works in the vicinity of the find can only recommence upon receipt of approval from Heritage NSW.

6.4.2. Human Remains Procedure

Should clearly identifiable human remains be uncovered anywhere within the subject site, the following procedure should be implemented:

1. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or other nominated manager must notify the NSW Police and Heritage NSW.
3. The find must be assessed by the NSW Police, which may include the assistance of a qualified forensic anthropologist.
4. Management recommendations are to be formulated by the NSW Police, Heritage NSW and site representatives.
5. Works are not to recommence until the find has been appropriately managed.

In the event that bones are uncovered which may be human but cannot be confirmed by onsite staff, a suitably qualified archaeologist or heritage specialist should be contacted in the first instance to determine how to proceed.

7. CONCLUSIONS & RECOMMENDATIONS

The ACHA concluded that:

- No known Aboriginal objects or Aboriginal places have been identified that are within, or likely to be within, the curtilage of the subject area.
- The subject area is located on the shoreline of the Parramatta River, which is considered indicative of likely past Aboriginal land use.
- Historical ground disturbance ranges from **moderate-high** due to land clearance, ploughing, construction and demolition of buildings, and construction of earthworks in shallow topsoil.
- As the subject area has been subjected to a high level of historical ground disturbance and it is unlikely that any intact natural topsoil remains anywhere in the subject area, the archaeological potential of the subject area is assessed to be **Very Low**.
- The subject area is assessed as having social and cultural significance to Aboriginal people for its connection to the broader cultural landscape and for the long connection Aboriginal people have with the area. However, no Aboriginal sites or evidence of a specific cultural association with the subject area itself have been identified.
- As there are no known Aboriginal objects within the subject area and it is unlikely to retain any as yet unknown Aboriginal objects, the proposed physical works are unlikely to cause either direct or indirect harm to Aboriginal objects or negatively impact inter-generational equity.

Based on the above conclusions, Urbis recommends that the proposed development warrants approval and satisfies SEARs Item 18 – Aboriginal Cultural Heritage. Urbis also recommends the implementation of the following:

- **Recommendation 1 – Submission of Report**

A copy of this report should be submitted with the Environmental Impact Statement (EIS) in support of SSD-67419241.

- **Recommendation 2 – No Further Archaeological Investigation**

As the proposed works are unlikely to cause harm to Aboriginal objects, it is recommended that no further investigation is required for the present development. The proposed development can proceed in line with the Archaeological Unexpected Finds Procedure and Human Remains Procedure outlined below.

- **Recommendation 3 – Unexpected Archaeological Finds Procedure**

Should any archaeological deposits be uncovered during any site works following lodgement and approval of SSDA, the following steps must be implemented:

1. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or another nominated site representative must contact either the project archaeologist (if relevant) or Heritage NSW (Enviroline 131 555) to contact a suitably qualified archaeologist.
3. The nominated archaeologist must examine the find, provide a preliminary assessment of significance, record the item and decide on appropriate management measures. Heritage NSW/ Place Making NSW should be notified of the find through a Section 146 notification. Such management may require further consultation with the approval authority, preparation of a research design and archaeological investigation/salvage methodology.
4. Depending on the significance of the find, reassessment of the archaeological potential of the subject site may be required and further archaeological investigation undertaken.
5. Reporting may need to be prepared regarding the find and approved management strategies.
6. Works in the vicinity of the find can only recommence upon receipt of approval from Heritage NSW or Place Making NSW.

▪ **Recommendation 4 – Human Remains Procedure**

Should clearly identifiable human remains be uncovered anywhere within the subject site following lodgement and approval of SSDA, the following procedure should be implemented:

7. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
8. The site supervisor or other nominated manager must notify the NSW Police and Heritage NSW.
9. The find must be assessed by the NSW Police, which may include the assistance of a qualified forensic anthropologist.
10. Management recommendations are to be formulated by the NSW Police, Heritage NSW and site representatives.
11. Works are not to recommence until the find has been appropriately managed.

In the event that bones are uncovered which may be human but cannot be confirmed by onsite staff, a suitably qualified archaeologist or heritage specialist should be contacted in the first instance to determine how to proceed.

8. REFERENCES

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This report has been prepared with due care and diligence by Urbis and the statements and opinions given by Urbis in this report are given in good faith and in the reasonable belief that they are correct and not misleading, subject to the limitations above.

APPENDIX A

BASIC AND EXTENSIVE AHIMS SEARCH RESULTS

Urbis Pty Ltd - Angel Place L8 123 Pitt Street

Date: 15 March 2024

Level 8 123 Angel Street

Sydney New South Wales 2000

Attention: Ginger-Rose Harrington

Email: gharrington@urbis.com.au

Dear Sir or Madam:

AHIMS Web Service search for the following area at Datum :GDA, Zone : 56, Eastings : 319702.048 - 326702.048, Northings : 6252263.0 - 6259263.0 with a Buffer of 0 meters, conducted by Ginger-Rose Harrington on 15 March 2024.

The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.



A search of Heritage NSW AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

57	Aboriginal sites are recorded in or near the above location.
0	Aboriginal places have been declared in or near the above location. *

If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.
- You can get further information about Aboriginal places by looking at the gazettal notice that declared it. Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette \(https://www.legislation.nsw.gov.au/gazette\)](https://www.legislation.nsw.gov.au/gazette) website. Gazettal notices published prior to 2001 can be obtained from Heritage NSW upon request

Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not to be made available to the public.
- AHIMS records information about Aboriginal sites that have been provided to Heritage NSW and Aboriginal places that have been declared by the Minister;
- Information recorded on AHIMS may vary in its accuracy and may not be up to date. Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,
- Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.
- Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.
- This search can form part of your due diligence and remains valid for 12 months.

SiteID	SiteName	Datum	Zone	Easting	Northing	Context	Site Status **	SiteFeatures	SiteTypes	Reports
45-6-3849	20Waterview Street_TU8	GDA	56	324244	6255463	Open site	Valid	Artefact : -		
	Contact	Recorders		Curio Projects Pty Ltd,Mx.Sam Cooling				Permits		
45-6-2031	Putney park 1; RYDE 210	GDA	56	324969	6254650	Closed site	Valid	Shell : -, Artefact : -	Shelter with Midden	102489
	Contact	Recorders		Michael Guider,Aboriginal Heritage Office				Permits		
45-6-3137	Putney Park 6 RYDE235	GDA	56	324980	6254620	Open site	Valid	Shell : -		
	Contact	Recorders		Mr.Phil Hunt				Permits		
45-6-2556	Jetty Road RYDE 213	GDA	56	325164	6255050	Open site	Valid	Shell : -, Artefact : -	Midden	102142,102489
	Contact	Recorders		Michael Guider,Aboriginal Heritage Office				Permits		
45-6-2033	Morrisons Bay park; RYDE 214	GDA	56	325424	6255040	Closed site	Valid	Shell : -, Artefact : -	Shelter with Midden	102489
	Contact	Recorders		Michael Guider,Aboriginal Heritage Office				Permits		
45-6-1932	Banjo Patterson Park;Looking Glass Bay; RYDE 228	GDA	56	326674	6254060	Open site	Valid	Artefact : -, Shell : -	Midden,Open Camp Site	102489
	Contact	Recorders		Val Attenbrow,Michael Guider,Aboriginal Heritage Office				Permits		
45-6-1924	Bill Mitchell Park 3; RYDE 216	GDA	56	326034	6254900	Closed site	Valid	Shell : -, Artefact : -	Shelter with Midden	102489
	Contact	Recorders		Michael Guider,Aboriginal Heritage Office				Permits		
45-6-1925	Bill Mitchell Park 5; RYDE 220	GDA	56	326094	6254660	Open site	Partially Destroyed	Artefact : -, Shell : -	Midden,Open Camp Site	102489,103678
	Contact	Recorders		Michael Guider,Aboriginal Heritage Office				Permits	3812	
45-6-3359	Wharf Road Shell Midden 01 (WR-SHL01)	GDA	56	326589	6253882	Open site	Destroyed	Shell : -		
	Contact	Recorders		Artefact Heritage and Environment - Pyrmont,Artefact Heritage and Environment -				Permits	4313	
45-6-3169	CABARITA MIDDEN 1	GDA	56	325911	6253734	Open site	Valid	Shell : 1		
	Contact	Recorders		Ms.Deborah Farina,RPS AAP Consulting Pty Ltd - York Street Sydney				Permits		
45-6-2786	Wanngal Woodland PAD1	GDA	56	320840	6254603	Open site	Valid	Potential Archaeological Deposit (PAD) : 1		102196
	Contact	Recorders		Mr.Paul Irish				Permits		
45-6-2557	Waterview Street - RYDE 205	GDA	56	323984	6255730	Open site	Valid	Shell : -, Artefact : -	Midden	102489
	Contact	Recorders		Michael Guider,Aboriginal Heritage Office				Permits		
45-6-2300	Rivendell 2;Concord West;	AGD	56	323990	6253950	Open site	Valid	Shell : -, Artefact : -	Midden	
	Contact	Recorders		Michael Guider				Permits		
45-6-4079	Ermington SHL 02	GDA	56	321720	6256287	Open site	Valid	Shell : 1		
	Contact	Recorders		Miss.Noni Ross				Permits		
45-6-4078	Ermington SHL 01	GDA	56	321771	6256298	Open site	Valid	Shell : 1		
	Contact	Recorders		Miss.Noni Ross				Permits		
45-6-0535	Quarantine Park	AGD	56	326210	6252970	Open site	Not a Site	Earth Mound : -	Not an Aboriginal Site	1308,1809

SiteID	SiteName	Datum	Zone	Easting	Northing	Context	Site Status **	SiteFeatures	SiteTypes	Reports
	Contact	Recorders	Val Attenbrow,Val Attenbrow,Laura-Jane Smith					Permits		
45-6-1904	Looking Glass PT; RYDE 226	GDA	56	326564	6253825	Open site	Valid	Shell : -, Artefact : -	Midden	102489
	Contact	Recorders	Michael Guider,Aboriginal Heritage Office					Permits		
45-6-2313	Subiaco Ck 2;	AGD	56	319690	6256830	Open site	Valid	Artefact : -	Open Camp Site	102196
	Contact	Recorders	Michael Guider					Permits		
45-6-2032	Bennelong park; RYDE 206	GDA	56	324369	6255215	Open site	Valid	Shell : -, Artefact : -	Midden	102489
	Contact	Recorders	Michael Guider,Aboriginal Heritage Office					Permits	4891	
45-6-0534	Charity Point;Meadowbank Park;	GDA	56	322909	6256265	Open site	Valid	Shell : -, Artefact : 14	Midden,Open Camp Site	1308,2047,102196,102489
	Contact	Recorders	Val Attenbrow,Elizabeth Rich,Laura-Jane Smith,Miss.Lisa Smith,Aboriginal Heritage					Permits		
45-6-0031	Ryde;Ryde Bridge; RYDE 204	GDA	56	323754	6255920	Open site	Valid	Art (Pigment or Engraved) : -	Rock Engraving	102489
	Contact	Recorders	Michael Guider,Aboriginal Heritage Office					Permits		
45-6-2785	Wanngal Woodland PAD2	GDA	56	321185	6254699	Open site	Valid	Potential Archaeological Deposit (PAD) : 1		102196
	Contact T Russell	Recorders	Mr.Paul Irish					Permits		
45-6-2324	Yaralla Bay;Concord West Hospital;	AGD	56	323870	6253890	Open site	Valid	Artefact : -, Shell : -	Midden	
	Contact	Recorders	Michael Guider					Permits		
45-6-3022	Restriction applied. Please contact ahims@environment.nsw.gov.au.					Open site	Valid			
	Contact	Recorders	Aboriginal Heritage Office					Permits		
45-6-2684	Wanngal Woodland IF2	AGD	56	321386	6255227	Open site	Valid	Potential Archaeological Deposit (PAD) : -		102142,102196
	Contact	Recorders	Paul Irish Consultant Archaeologist					Permits		
45-6-2558	Bremner Park RYDE 215	GDA	56	325689	6255720	Open site	Valid	Artefact : -	Open Camp Site	102489
	Contact	Recorders	Michael Guider,Aboriginal Heritage Office					Permits		
45-6-2321	Glades Bay 3;Gladesville; RYDE 224	GDA	56	326234	6254570	Open site	Valid	Grinding Groove : -	Axe Grinding Groove	102489
	Contact	Recorders	Michael Guider,Aboriginal Heritage Office					Permits		
45-6-3050	Charity Point 2 - Ryde 202	GDA	56	322924	6256250	Open site	Valid	Artefact : 14		
	Contact	Recorders	Aboriginal Heritage Office					Permits		
45-6-2683	Wanngal Woodland IF1	AGD	56	321154	6254823	Open site	Valid	Potential Archaeological Deposit (PAD) : -		102142,102196
	Contact	Recorders	Paul Irish Consultant Archaeologist					Permits		
45-6-1937	Rocky Point;Concord West;	AGD	56	323910	6254710	Open site	Valid	Artefact : -, Shell : -	Midden,Open Camp Site	
	Contact	Recorders	Michael Guider					Permits		

SiteID	SiteName	Datum	Zone	Easting	Northing	Context	Site Status **	SiteFeatures	SiteTypes	Reports
45-6-1961	Ermington 1;	AGD	56	321030	6256060	Open site	Valid	Shell : -, Artefact : -	Midden	102196
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-2685	Wanngal Woodland IF3	AGD	56	321319	6255192	Open site	Valid	Potential Archaeological Deposit (PAD) : -		102142,102196
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-2309	Ermington PS; RYDE 101	GDA	56	321494	6257820	Open site	Valid	Artefact : -	Open Camp Site	102196,102489
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-3039	Meadowbank Park Tennis Courts RYDE 203	GDA	56	322539	6256690	Open site	Valid	Grinding Groove : 3		
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-2145	France/Exile Bay, Concord.	AGD	56	325900	6252400	Open site	Valid	Shell : -, Artefact : -	Midden	1809,1911
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-1926	Bill Mitchell Park 4; RYDE 219	GDA	56	326074	6254810	Closed site	Valid	Shell : -, Artefact : -	Shelter with Midden	102489
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-0609	Glade Bay;Gladesville RYDE 223	GDA	56	326184	6254570	Open site	Valid	Art (Pigment or Engraved) : -	Rock Engraving	102489
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-2029	Putney park 3; RYDE 208	GDA	56	325049	6254820	Closed site	Valid	Shell : -, Artefact : -	Shelter with Midden	102489
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-2030	Putney park 2; RYDE 209	GDA	56	325059	6254730	Closed site	Valid	Shell : -, Artefact : -	Shelter with Midden	102489
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-2028	Putney point 4; RYDE 212	GDA	56	325084	6254490	Open site	Valid	Artefact : -	Open Camp Site	102489
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-1894	Rivendell;	AGD	56	323800	6254800	Open site	Valid	Art (Pigment or Engraved) : -	Rock Engraving	
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-1143	Mortdale;Tide Floor Cave;	AGD	56	325932	6253064	Closed site	Valid	Art (Pigment or Engraved) : -	Shelter with Art	
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-0991	Gladesville;Ryde 025	GDA	56	326304	6256780	Open site	Valid	Grinding Groove : -	Axe Grinding Groove	102489
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-1927	Bill Mitchell Park 2; RYDE 217	GDA	56	326034	6254815	Closed site	Valid	Shell : -, Art (Pigment or Engraved) : -	Shelter with Art	102489
	<u>Contact</u>	<u>Recorders</u>	<u>Permits</u>							
45-6-1903	Looking Glass PT; RYDE 227	GDA	56	326589	6253850	Open site	Valid	Artefact : -, Shell : -	Midden,Open Camp Site	102489

SiteID	SiteName	Datum	Zone	Easting	Northing	Context	Site Status **	SiteFeatures	SiteTypes	Reports
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>		
45-6-3746	20Waterview St_ISF1	GDA	56	324218	6255521	Open site	Valid	Artefact : -		104349
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>	4643	
45-6-2864	George Kendall Ermington	AGD	56	321020	6255857	Open site	Valid	Shell : -		
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>		
45-6-0532	Cabarita Park 2	GDA	56	325888	6253760	Open site	Partially Destroyed	Shell : -, Artefact : -	Midden	1308,2047
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>	4276,4371,4403	
45-6-2545	Putney Park 5;PP 5; RYDE 211	AGD	56	325004	6254510	Open site	Valid	Shell : -, Artefact : -	Midden	102489
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>		
45-6-2312	Subiaco Ck 1;	AGD	56	319790	6256890	Open site	Valid	Artefact : -	Open Camp Site	102196
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>		
45-6-2636	Ermington PAD	AGD	56	320000	6255700	Open site	Not a Site	Potential Archaeological Deposit (PAD) : -		102142,102196
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>	1365	
45-6-2804	Cabarita Park 1	AGD	56	325620	6253620	Open site	Destroyed	Shell : -		
	<u>Contact</u> T Russell	<u>Recorders</u>						<u>Permits</u>		
45-6-0531	Glades Bay 1, RYDE 222	GDA	56	326159	6254565	Open site	Partially Destroyed	Shell : -, Artefact : -	Midden	1308,1809,102489,103678
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>	3812	
45-6-2682	Wanngal Woodland Axe-Marked Tree	AGD	56	321152	6254826	Open site	Not a Site	Modified Tree (Carved or Scarred) : -		
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>		
45-6-2429	Gladesville Hospital; RYDE 229	GDA	56	326034	6254900	Open site	Valid	Shell : -, Artefact : -	Midden	102489
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>		
45-6-1923	Bill Mitchell Park 1; RYDE 218	GDA	56	326054	6254830	Closed site	Valid	Art (Pigment or Engraved) : -	Shelter with Art	102489
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>		
45-6-2677	Kissing Point Park - RYDE 207	GDA	56	324324	6255045	Open site	Valid	Artefact : 8		102142,102489
	<u>Contact</u>	<u>Recorders</u>						<u>Permits</u>		

** Site Status

Valid - The site has been recorded and accepted onto the system as valid

Destroyed - The site has been completely impacted or harmed usually as consequence of permit activity but sometimes also after natural events. There is nothing left of the site on the ground but proponents should proceed with caution.

Partially Destroyed - The site has been only partially impacted or harmed usually as consequence of permit activity but sometimes also after natural events. There might be parts or sections of the original site still present on the ground

Not a site - The site has been originally entered and accepted onto AHIMS as a valid site but after further investigations it was decided it is NOT an aboriginal site. Impact of this type of site does not require permit but Heritage NSW should be notified

APPENDIX B

REGISTERED ABORIGINAL PARTY CONSULTATION LOG

Date	Time	Type	Contacted	Contacted Individual	Contacted by	Contacted by Individual	Subject	Reply	Comment
Stage 1 Agency notice									
20/03/2024	9:13am	Email	MLALC, NTS Corp, OEH, ORALI	NA	Urbis	Ginger-Rose Harrington (GH)	Stage 1.2 Agency Notice	Requested by 27/03/2024	NA
21/03/2024	1:15pm	Email	Urbis	GH	ORALRA	NA	Stage 1.2 Agency Notice	NA	no Registered Aboriginal Owners in the project area
25/03/2024	3:41pm	Email	Urbis	GH	MLALC	NA	Stage 1.2 Agency Notice	NA	Wishes to register for consultation
26/03/2024	12:25pm	Email	Urbis	GH	HNSW	Barry Gunther	Stage 1.2 Agency Notice	NA	stakeholder list
28/03/2024	8:11am	Email	Urbis	GH	Canada Bay Council	Vincent Conroy	Stage 1.2 Agency Notice	NA	recommends contacting MLALC
Stage 1 RAP notice/advertisement									
28/03/2024	2:21om	Email	All RAPS	NA	Urbis	Gineer-Rose Harrington (GH)	Stae 1.3 Rap Invitation	Requested by 11/04/24	NA
28/03/2024					Public Notice			Requested by 11/04/24	NA
28/03/2024	NA	Letter	Eric Keidge	Eric Keidge	Urbis	GH	Stage 1.3 RAP Invitation	Requested by 11/04/2024	NA
28/03/2024	NA	Letter	Darug Land Observations	Jamie Workman; Anna Wo	Urbis	GH	Stage 1.3 RAP Invitation	Requested by 11/04/2024	NA
28/03/2024	4:27pm	Email	Urbis	GH	DNC	Paul Boyd & Lilly Carroll	Stage 1.3 Rap Invitation	NA	Registered for consultation
28/03/2024	2:42pm	Email	Urbis	GH	Yarrowalk PTY Limited	Scott Franks	Stage 1.3 Rap Invitation	NA	Registered for consultation
28/03/2024	2:51pm	Email	Urbis	GH	MLALC	Kriss Sharpe	Stage 1.3 Rap Invitation	NA	Passed onto heritage team
29/03/2024	9:41am	Email	Urbis	GH	Butucarbin	Jennifer Beale	Stage 1.3 Rap Invitation	NA	Registered for consultation
1/04/2024	9:33am	Email	Urbis	GH	Thomas Dahlstrom	Thomas Dahlstrom	Stage 1.3 Rap Invitation	NA	Registered for consultation
2/04/2024	10:38pm	Email	Urbis	GH	Waawaar Awaa Aboriginal Corporation	Rodney Gunther	Stage 1.3 Rap Invitation	NA	Registered for consultation/ Provided certificate of currency
2/04/2024	12:27pm	Email	Urbis	GH	Wailwan Aboriginal Group	Philip Boney	Stage 1.3 Rap Invitation	NA	Registered for consultation
8/04/2024	1:01pm	Email	Urbis	GH	Ngambaa Cultural Connections	Karina Slater	Stage 1.3 Rap Invitation	NA	Registered for consultation
9/04/2024	1:51pm	Email	Urbis	GH	Goobah Development Pty Ltd	Basil Smith	Stage 1.3 Rap Invitation	NA	Registered for consultation
12/04/2024	10:47am	Email	HNSW	NA	Urbis	GH	Stage 1.6 Agency Notice	NA	NA
12/04/2024	10:49am	Email	HNSW	NA	Urbis	GH	Stage 1.6 Agency Notice	NA	Update address provided in email body
12/04/2024	10:50am	Email	MLALC	NA	Urbis	GH	Stage 1.6 Agency Notice	See below	NA
16/04/2024	3:48pm	Email	Urbis	GH	Email	MLALC	Stage 1.3 RAP Invitation	NA	Late registration
16/04/2024	3:16pm	Email	Urbis	GH	Email	MLALC	Stage 1.6 Agency Notice	See below	Identified that MLALC was not listed on the stage 1.6 document
16/04/2024	3:56pm	Email	MLALC	NA	Urbis	GH	Stage 1.6 Agency Notice	NA	Thank you, we will update consultation log accordingly
29/04/2024	10:25am	Email	MLALC	NA	Urbis	GH	Stage 1.6 Agency Notice	NA	Provided updated list based on the above
29/04/2024	10:27am	Email	HNSW	NA	Urbis	GH	Stage 1.6 Agency Notice	NA	Provided updated list based on the above
Stage 2 and 3									
15/04/2024	2:28pm	Email	All RAPS	NA	Urbis	GH	Stage 2&3 Document	Requested by 13 May 2024	NA
15/04/2024	2:31pm	Email	MLALC	NA	Urbis	GH	Stage 2&3 Document	Requested by 13 May 2024	NA
15/04/2024	8:38pm	Email	Urbis	GH	DNC	Lily Carroll	Stage 2&3 Document	NA	NA
15/04/2024	8:39pm	Email	Urbis	GH	DNC	Lily Carroll	Stage 2&3 Document	NA	NA
Site Survey									
14/05/2024	11:05 AM	Email	MLALC, KYWG an Wailwan	Phil K, Phil B and MLALC	Urbis	OB	Availability for site inspections (3)		
Stage 4									
3/06/2024	3:21pm	Email	All RAPS	NA	Urbis	GH	Stage 4 Draft ACHA	Requested by 02 July	NA
10/06/2024	12:12pm	Email	Urbis	GH	ngambaa cultural connections	Karina Slater	Stage 4 Draft ACHA	NA	Confirmed receipt of ACHA
28/06/2024	9:17am	Email	All RAPS	NA	Urbis	GH	Stage 4 Draft ACHA	Requested by 02 July	Reminder email

APPENDIX C

REGISTERED ABORIGINAL PARTY CONSULTATION DOCUMENTATION

[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 National Native Title Register

The National Native Title Register (NNTR) is a register established under s. 192 of the *Native Title Act 1993* (Cth).

The NNTR contains determinations of native title made by:

- the High Court of Australia
- the Federal Court of Australia
- or a recognised body such as South Australia's Supreme Court and Environment Resources and Development Court.

Further [information about the NNTR](#) is available.

Tribunal file no.	<input type="text"/>
Federal Court file no.	<input type="text"/>
Short name	<input type="text"/>
Case name	<input type="text"/>
State or Territory	<input type="text" value="New South Wales"/>
Registered Native Title Body Corporate*	<input type="text"/>
Representative A/TSI body area	<input type="text"/>
Local government area	<input type="text" value="City of Canada Bay Council"/>
Determination type	<input type="text" value="ALL"/>
Legal process	<input type="text" value="ALL"/>
Determination outcome	<input type="text" value="ALL"/>
Determination date between	<input type="text"/> and <input type="text"/>
Sort by	<input type="text" value="Determination date"/>
<input type="button" value="Search"/>	

*Please note: current contact details for the Registered Native Title Body Corporate are available from the Office of the Registrar of Indigenous Corporations www.oric.gov.au

No results for current search criteria

[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 Register of Native Title Claims

The Register of Native Title Claims (RNTC) contains information about all claimant applications that have been registered. The Registrar is responsible for maintaining the RNTC.

Further [information about the RNTC](#) is available.

Tribunal file no.	<input type="text"/>
Federal Court file no.	<input type="text"/>
Application name	<input type="text"/>
State or Territory	<input type="text" value="New South Wales"/>
Representative A/TSI body area	<input type="text"/>
Local government area	<input type="text" value="City of Canada Bay Council"/>
Date filed between	<input type="text"/> and <input type="text"/>
Sort by	<input type="text" value="Date filed"/>
<input type="button" value="Search"/>	

No results for current search criteria

From: [Jordan Gilbert](#)
To: [Geospatial Search Requests](#)
Cc: [Ginger-Rose Harrington](#); [Aaron Olsen](#)
Subject: Native Title Search Request
Date: Friday, 22 March 2024 12:53:45 PM
Attachments: [Native Title Request Leeds st Rhodes.docx](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

To Whom It May Concern,

Please see the attached native title search for 25-27 Leeds Street, Rhodes legally defined as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132.

Overall, the area is located within the City of Canada Bay Council Local Government Area (LGA).

Many thanks in advance,
Jordan

JORDAN GILBERT she/her/hers
ARCHAEOLOGY ASSISTANT

D +61 2 8424 5183
E jgilbert@urbis.com.au

**SHAPING
CITIES AND
COMMUNITIES**



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**URBIS' INNOVATE
RECONCILIATION
ACTION PLAN**

Follow our journey of learning and growth as we work towards embedding meaningful engagement with First Peoples in our work.

Urbis recognises the traditional owners of the land on which we work. Learn more about our [Reconciliation Action Plan](#).

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Request for Spatial Search of Tribunal Registers



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Parcel Identifiers

The NNTT uses the terminology and formatting of unique identifiers used in each state to uniquely identify a land parcel. Please identify land parcels using the formats below:

1. **Western Australia and Queensland** – use Lot on plan details (e.g. WA - 124/P098764 or QLD - 124DP98764).
2. **New South Wales** – use Lot/Section/Plan details (e.g. 124/7/DP258456 or 124//DP568954).
3. **Northern Territory** - use LAISKEY details (e.g. 695 1256 or 000 2568). The laiskey is a unique identifier for each parcel comprised of the location code, LTO code (derived from the survey plan) where applicable and the parcel number
4. **South Australia** – use Plan/Parcel ID (e.g. H529687AL125). Concatenation of Plan Type, Plan, Parcel Type and Parcel.
5. **Victoria** - use SPI (Standard Parcel Identifier) details (e.g. 1\PP2870 or 9E~\PP3306).

The Search Form

1. Specify only **one jurisdiction** (e.g. Queensland) and **one type of tenure** (e.g. mining tenement) per form.
2. You can add up to 20 separate tenements or parcels per search request. Enter one parcel identifier per form field. Do not use ranges such as lots 5 to 15 on Plan DP1486.
3. **For more than 20 parcels or tenements, please submit additional search requests or alternatively attach an Excel spreadsheet along with your completed search form.** List the parcel identifiers in the correct unique format (see above).
4. If your area of interest cannot be clearly identified from the search form, or is not held in NNTT datasets, we may instead provide search results for a surrounding local government area, or other suitable regional area

Disclaimers and additional notes in relation to timeframes, freehold land and cultural heritage in NSW are addressed on the [Geospatial Searches](#) homepage and these should be referred to prior to lodging your request.

If you have any further queries please contact GeospatialSearch@NNTT.gov.au to discuss.

Request for Spatial Search of Tribunal Registers



National
Native Title
Tribunal

1: Your details

Your name:	Jordan Gilbert		
Your company:	Urbis		
E-mail address:	jgilbert@urbis.com.au	Phone:	+ 61 2 8424 5139
Your reference:	P0052299	Your state:	New South Wales
<input checked="" type="checkbox"/>	I have read and acknowledge the terms and conditions on the previous page.		

2: Areas to be searched

Jurisdiction to be searched:	New South Wales	Tenure to be searched:	Land Parcel
------------------------------	-----------------	------------------------	-------------

Parcel or tenement identifiers (add up to 20 separate identifiers). **Please see previous page for parcel identifiers.**

Parcel 1:	2//DP1192949	Parcel 2:	A//DP329241
Parcel 3:	C//DP367132	Parcel 4:	Click or tap here to enter text.
Parcel 5:	Click or tap here to enter text.	Parcel 6:	Click or tap here to enter text.
Parcel 7:	Click or tap here to enter text.	Parcel 8:	Click or tap here to enter text.
Parcel 9:	Click or tap here to enter text.	Parcel 10:	Click or tap here to enter text.
Parcel 11:	Click or tap here to enter text.	Parcel 12:	Click or tap here to enter text.
Parcel 13:	Click or tap here to enter text.	Parcel 14:	Click or tap here to enter text.
Parcel 15:	Click or tap here to enter text.	Parcel 16:	Click or tap here to enter text.
Parcel 17:	Click or tap here to enter text.	Parcel 18:	Click or tap here to enter text.
Parcel 19:	Click or tap here to enter text.	Parcel 20:	Click or tap here to enter text.

If your search area is not a parcel or mining or petroleum tenement, you can enter other tenure or administrative regions here (e.g. local government area, townsite or county). Please provide as much detail as you can.

25-27 Leeds Street, Rhodes located in the Local Government (LGA) Area of the City of Canada Bay Council

E-mail the completed form to GeospatialSearch@NNTT.gov.au

From: [Geospatial Search Requests](#)
To: [Jordan Gilbert](#)
Cc: [Ginger-Rose Harrington](#); [Aaron Olsen](#)
Subject: RE: SR24/516 - Native Title Search Request [SEC=OFFICIAL]
Date: Friday, 22 March 2024 7:04:23 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

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OFFICIAL

Your ref: P0052299 **Our ref:** SR24/516

Dear Jordan Gilbert

Thank you for your search request, please find your results below.

Search Results

The results provided are based on the information you supplied and are derived from a search of the following Tribunal databases:

- 0. Schedule of Native Title Determination Applications
- 1. Register of Native Title Claims
- 2. Native Title Determinations
- 3. Indigenous Land Use Agreements (Registered and notified)

Results for overlapping native title matters in NSW:

Feature ID	Tenure	Cadastral Data As At	Feature Area SqKm	Overlapping Native Title Feature				
				NNTT File Number	Name	Category	Overlap Area SqKm	% Selected Feature
C//DP367132	FREEHOLD	8/03/2024	0.0002	No overlap			-	0.00%

Please note: The following parcels listed in your correspondence were not found on the National Native Title Tribunal's records as at 22 March 2024. To enable us to complete the search appropriately and adequately please provide us with additional details e.g. map, plan or shape file.

These items not found in NNTT Cadastral data in NSW:

Parcel ID
2//DP972101
A//DP1192949

For more information about the Tribunal's registers or to search the registers yourself and obtain copies of relevant register extracts, please visit our [website](#).

Information on native title claims and freehold land can also be found on the Tribunal's website here: [Native title claims and freehold land](#).

Please note: There may be a delay between a native title determination application being lodged in the Federal Court and its transfer to the Tribunal. As a result, some native title determination applications recently filed with the Federal Court may not appear on the Tribunal's databases.

The search results are based on analysis against external boundaries of applications only. Native title applications commonly contain exclusions clauses which remove areas from within the external boundary. To determine whether the areas described are in fact subject to claim, you need to refer to the "Area covered by claim" section of the relevant Register Extract or Schedule Extract and any maps attached.

Search results and the existence of native title

Please note that the enclosed information from the Register of Native Title Claims and/or the Schedule of Applications is **not** confirmation of the existence of native title in this area. This cannot be confirmed until the Federal Court makes a determination that native title does or does not exist in relation to the area. Such determinations are registered on the National Native Title Register.

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The enclosed information has been provided in good faith. Use of this information is at your sole risk. The National Native Title Tribunal makes no representation, either express or implied, as to the accuracy or suitability of the information enclosed for any particular purpose and accepts no liability for use of the information or reliance placed on it.

If you have any further queries, please do not hesitate to contact us via GeospatialSearch@NNTT.gov.au

Regards,

[Geospatial Searches](#)

National Native Title Tribunal | Perth

Email: GeospatialSearch@nntt.gov.au | www.nntt.gov.au

From: Jordan Gilbert <jgilbert@urbis.com.au>
Sent: Friday, March 22, 2024 9:53 AM
To: Geospatial Search Requests <GeospatialSearch@NNTT.gov.au>
Cc: Ginger-Rose Harrington <gharrington@urbis.com.au>; Aaron Olsen <aolsen@urbis.com.au>
Subject: SR24/516 - Native Title Search Request

You don't often get email from jgilbert@urbis.com.au. [Learn why this is important](#)
Caution: This is an external email. DO NOT click links or open attachments unless you recognise the sender and know the content is safe.

To Whom It May Concern,

Please see the attached native title search for 25-27 Leeds Street, Rhodes legally defined as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132.

Overall, the area is located within the City of Canada Bay Council Local Government Area (LGA).

Many thanks in advance,
Jordan


JORDAN GILBERT she/her/hers
ARCHAEOLOGY ASSISTANT

D +61 2 8424 5183
E jgilbert@urbis.com.au

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CITIES AND
COMMUNITIES



ANGEL PLACE, LEVEL 8, 123 PITT STREET
SYDNEY, NSW 2000, AUSTRALIA
GADIGAL COUNTRY
T +61 2 8233 9900

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From: [Jordan Gilbert](#)
To: [Geospatial Search Requests](#)
Cc: [Ginger-Rose Harrington](#)
Subject: Native Title Request Leeds St
Date: Thursday, 28 March 2024 1:30:00 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[NEW Native Title Search Request.docx](#)

To Whom It May Concern,

Please see the attached native title search for 25-27 Leeds Street, Rhodes legally defined as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132.

Overall, the area is located within the City of Canada Bay Council Local Government Area (LGA).

Many thanks in advance,
Jordan

JORDAN GILBERT she/her/hers
ARCHAEOLOGY ASSISTANT

D +61 2 8424 5183
E jgilbert@urbis.com.au



ANGEL PLACE, LEVEL 8, 123 PITT STREET
SYDNEY, NSW 2000, AUSTRALIA
GADIGAL COUNTRY
T +61 2 8233 9900



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Learn more about our [Reconciliation Action Plan](#).

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1. **Western Australia and Queensland** – use Lot on plan details (e.g. WA - 124/P098764 or QLD - 124DP98764).
2. **New South Wales** – use Lot/Section/Plan details (e.g. 124/7/DP258456 or 124//DP568954).
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4. **South Australia** – use Plan/Parcel ID (e.g. H529687AL125). Concatenation of Plan Type, Plan, Parcel Type and Parcel.
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The Search Form

1. Specify only **one jurisdiction** (e.g. Queensland) and **one type of tenure** (e.g. mining tenement) per form.
2. You can add up to 20 separate tenements or parcels per search request. Enter one parcel identifier per form field. Do not use ranges such as lots 5 to 15 on Plan DP1486.
3. **For more than 20 parcels or tenements, please submit additional search requests or alternatively attach an Excel spreadsheet along with your completed search form.** List the parcel identifiers in the correct unique format (see above).
4. If your area of interest cannot be clearly identified from the search form, or is not held in NNTT datasets, we may instead provide search results for a surrounding local government area, or other suitable regional area

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If you have any further queries please contact GeospatialSearch@NNTT.gov.au to discuss.

Request for Spatial Search of Tribunal Registers



National
Native Title
Tribunal

1: Your details

Your name:	Jordan Gilbert		
Your company:	Urbis		
E-mail address:	jgilbert@urbis.com.au	Phone:	+ 61 2 8424 5139
Your reference:	P0052299	Your state:	New South Wales
<input checked="" type="checkbox"/>	I have read and acknowledge the terms and conditions on the previous page.		

2: Areas to be searched

Jurisdiction to be searched:	New South Wales	Tenure to be searched:	Land Parcel
------------------------------	-----------------	------------------------	-------------

Parcel or tenement identifiers (add up to 20 separate identifiers). **Please see previous page for parcel identifiers.**

Parcel 1:	2//DP1192949	Parcel 2:	A//DP329241
Parcel 3:	C//DP367132	Parcel 4:	Click or tap here to enter text.
Parcel 5:	Click or tap here to enter text.	Parcel 6:	Click or tap here to enter text.
Parcel 7:	Click or tap here to enter text.	Parcel 8:	Click or tap here to enter text.
Parcel 9:	Click or tap here to enter text.	Parcel 10:	Click or tap here to enter text.
Parcel 11:	Click or tap here to enter text.	Parcel 12:	Click or tap here to enter text.
Parcel 13:	Click or tap here to enter text.	Parcel 14:	Click or tap here to enter text.
Parcel 15:	Click or tap here to enter text.	Parcel 16:	Click or tap here to enter text.
Parcel 17:	Click or tap here to enter text.	Parcel 18:	Click or tap here to enter text.
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25-27 Leeds Street, Rhodes located in the Local Government (LGA) Area of the City of Canada Bay Council

E-mail the completed form to GeospatialSearch@NNTT.gov.au

From: [Geospatial Search Requests](#)
To: [Jordan Gilbert](#)
Cc: [Ginger-Rose Harrington](#)
Subject: RE: SR24/556 - Native Title Request Leeds St [SEC=OFFICIAL]
Date: Thursday, 28 March 2024 4:48:26 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

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OFFICIAL

Your ref: P0052299 **Our ref:** SR24/556

Dear Jordan Gilbert

Thank you for your search request, please find your results below.

Search Results

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- 2. Native Title Determinations
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Feature ID	Tenure	Cadastral Data As At	Feature Area SqKm	Overlapping Native Title Feature				
				NNTT File Number	Name	Category	Overlap Area SqKm	% Selected Feature
2/DP1192949	FREEHOLD	8/03/2024	0.0109	No overlap			-	0.00%
A/DP329241	FREEHOLD	8/03/2024	0.0006	No overlap			-	0.00%
C/DP367132	FREEHOLD	8/03/2024	0.0002	No overlap			-	0.00%

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If you have any further queries, please do not hesitate to contact us via GeospatialSearch@NNTT.gov.au

Regards,

[Geospatial Searches](#)

National Native Title Tribunal | Perth

Email: GeospatialSearch@nntt.gov.au | www.nntt.gov.au

From: Jordan Gilbert <jgilbert@urbis.com.au>
Sent: Thursday, March 28, 2024 10:31 AM
To: Geospatial Search Requests <GeospatialSearch@NNTT.gov.au>
Cc: Ginger-Rose Harrington <gharrington@urbis.com.au>
Subject: SR24/556 - Native Title Request Leeds St

Caution: This is an external email. DO NOT click links or open attachments unless you recognise the sender and know the content is safe.

To Whom It May Concern,

Please see the attached native title search for 25-27 Leeds Street, Rhodes legally defined as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132.

Overall, the area is located within the City of Canada Bay Council Local Government Area (LGA).

Many thanks in advance,
Jordan

JORDAN GILBERT she/her/hers
ARCHAEOLOGY ASSISTANT

D +61 2 8424 5183
E jgilbert@urbis.com.au

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SYDNEY, NSW 2000, AUSTRALIA
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From: [Ginger-Rose Harrington](#)
To: [Aaron Olsen](#)
Bcc: metrolalc@metrolalc.org.au; [QEH HD Heritage Mailbox](#); adminofficer@oralra.nsw.gov.au; council@canadabay.nsw.gov.au; notifications@ntscorp.com.au; gs.service@lls.nsw.gov.au
Subject: Stage 1.2 Agency Notice - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Wednesday, 20 March 2024 9:13:00 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[P0052299_25-27LeedsSt_1.2 Agency Notice Letter.pdf](#)

Good morning all,

Urbis is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area'). Overall, the site is located in the City of Canada Bay Local Government Area (LGA), within the administrative catchment of the Metropolitan Local Aboriginal Land Council (LALC).

As part of the consultation process for the ACHA, we are seeking to compile a list of Aboriginal people and organisations who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places that may exist within the subject area. You have been contacted in accordance with the requirements established in the *Aboriginal Cultural Heritage Consultation Requirements for Proponents* (DECCW, 2010). We are aware that some organisations do not provide response to this request.

If you are aware of any Aboriginal persons and/or organisations that may hold an interest in the project, we request that you please provide their details by return email at your earliest convenience and preferably by **27th March 2024**.

For further details, please refer to the formal letter attached.

Kind regards,

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

**SHAPING
CITIES AND
COMMUNITIES**



ANGEL PLACE, LEVEL 8, 123 PITT STREET
SYDNEY, NSW 2000, AUSTRALIA
GADIGAL COUNTRY
T +61 2 8233 9900

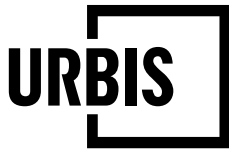
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ACTION PLAN**

Follow our journey of learning and growth as we work towards embedding meaningful engagement with First Peoples in our work.

Urbis recognises the traditional owners of the land on which we work. Learn more about our [Reconciliation Action Plan](#).

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**ANGEL PLACE
LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000**

URBIS.COM.AU
Urbis Ltd
ABN 50 105 256 228

20 March 2024

To whom it may concern,

25-27 LEEDS STREET – ABORIGINAL CULTURAL HERITAGE ASSESSMENT – REQUEST FOR INFORMATION

Urbis has been commissioned by Billbergia Pty Ltd, (the Proponent) to conduct an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').

The ACHA is being prepared to support a State Significant Development Application (SSD-67419241), seeking approval for the demolition of existing buildings and the construction of six mixed use residential towers.

The ACHA is to be carried out in accordance with relevant guidelines under *the National Parks and Wildlife Act 1974* (NPW Act), including *the Guide to investigating, assessing and reporting on Aboriginal cultural heritage in NSW* (OEH 2011). The assessment would detail the nature, location and spatial extent of any potential Aboriginal cultural heritage resources within the subject area, investigate if the proposed development would harm those resources and provide recommendations for management options.

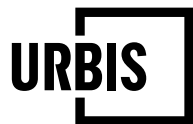
The Proponent can be contacted via:

Thomas Nader
Billbergia Pty Ltd
Thomas.Nader@billbergia.com.au

In accordance with the *Aboriginal cultural heritage consultation requirements for proponents (DEECW 2010)* (the Consultation Requirements) and Clause 80C of the NSW National Parks and Wildlife Regulation 2009, the Proponent will conduct an Aboriginal community consultation process with registered Aboriginal people to assist with the preparation of the ACHA, to identify any Aboriginal cultural heritage values or archaeological materials and to provide feedback on proposed harm mitigation measures.

In accordance with Section 4.1.2 of the Consultation Requirements, Urbis seeks to compile a list of Aboriginal people and organisations who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places that may exist within the subject area. Should you be aware of any Aboriginal persons and/or organisations that may hold an interest in the project, please provide their details at your earliest convenience and preferably by **5:00pm, 27 March 2024** in writing to:

Ginger-Rose Harrington
Urbis Pty Ltd
gharrington@urbis.com.au
Level 8, 123 Pitt Street, Sydney, 2000.



The proponent will write to each Aboriginal person or group whose details are provided to notify them of the proposed project and invite them to register an interest in the community consultation process.

Please do not hesitate to contact us should you have any queries in relation to the provided information.

Kind regards,

A handwritten signature in black ink, appearing to be "A. Olsen", with a long horizontal flourish extending to the right.

Aaron Olsen
Senior Consultant
+61 2 8233 9957
aolsen@urbis.com.au

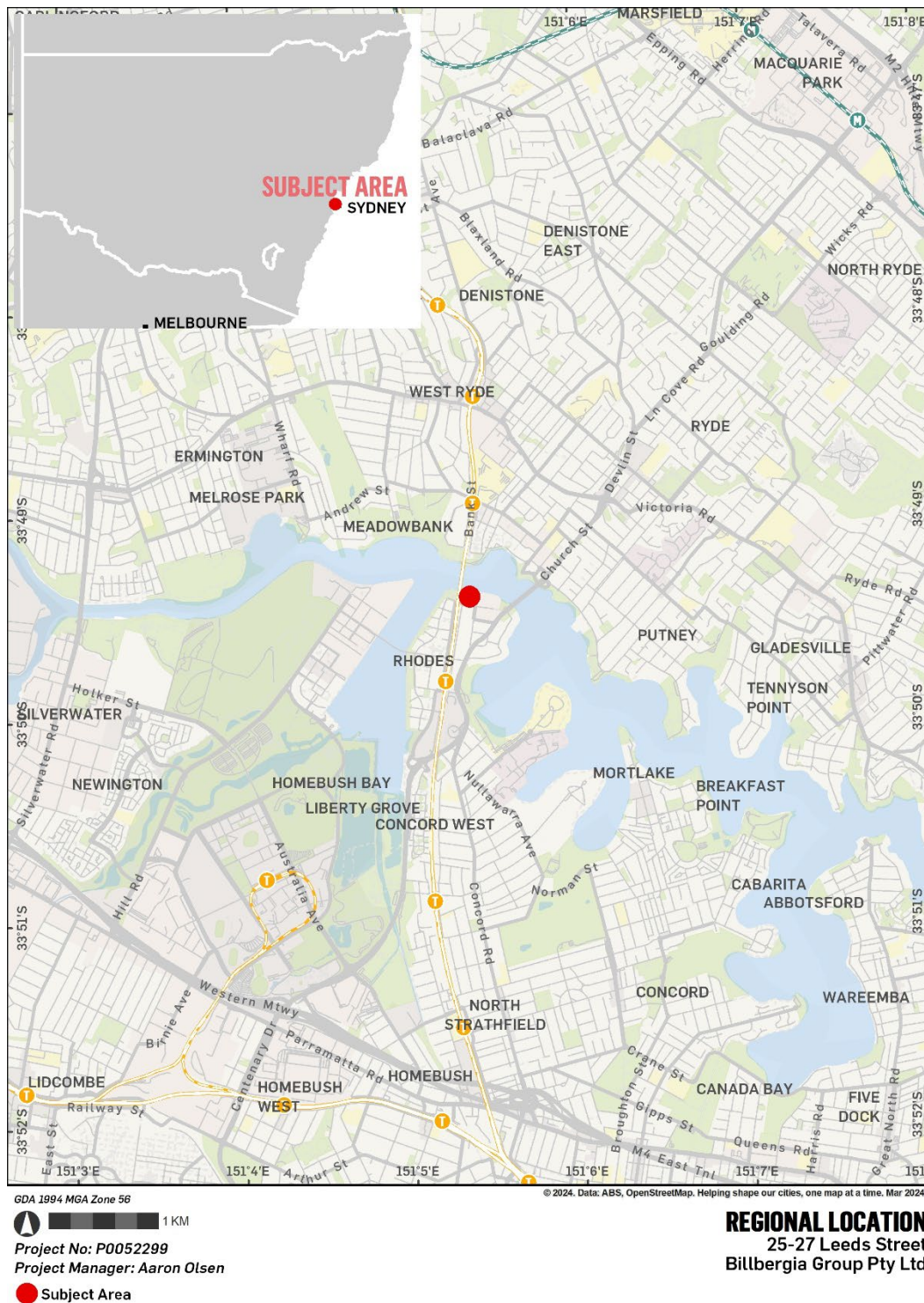


Figure 1 – Regional Location of the Subject Area

From: [Cultural Heritage 2](#)
To: [Aaron Olsen](#); [Ginger-Rose Harrington](#)
Cc: [Office Admin MLALC](#); [Operations Manager](#)
Subject: Fw: Stage 1.2 Agency Notice - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Monday, 25 March 2024 3:41:41 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[P0052299_25-27LeedsSt_1.2 Agency Notice Letter.pdf](#)

Some people who received this message don't often get email from culturalheritage2@metrolalc.org.au.
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Hi Ginger-Rose,

Metropolitan Local Aboriginal Land Council (MLALC) as a key stakeholder wish to register our interest for **25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)**.

Should you need further information, please do not hesitate to contact.

Kind Regards,
Jacqueline

From: Office Admin MLALC <officeadmin@metrolalc.org.au>
Sent: Wednesday, March 20, 2024 9:22 AM
To: Cultural Heritage 2 <Culturalheritage2@metrolalc.org.au>; Cultural Officer <culturalofficer@metrolalc.org.au>; Cultural Heritage <culturalheritage@metrolalc.org.au>
Subject: FW: Stage 1.2 Agency Notice - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)

FYI below for review.

Thank you

Kriss Sharpe
Administration Assistant



Metropolitan Local Aboriginal Land Council (MLALC)
Level 2, 150 Elizabeth St, Sydney, NSW, 2000.
PO Box 1103, Strawberry Hills NSW 2012
B: (02) 8394 9666 F: (02) 8394 9733 W: www.metrolalc.org.au

***Bujari gamarruwa – ‘good day’ in the local Gadigal language of the Eora Nation
MLALC acknowledge the Eora Nation as the traditional owners of the area MLALC***

operates.

The information contained in this e-mail message and any attached files may be confidential and may contain copyright material of MLALC or third parties. Any unauthorised use, disclosure or copying of this e-mail and/or its attachments is prohibited. If you have received this e-mail in error please notify the sender immediately by return e-mail and delete all copies of the message and attachments. Before opening or using attachments, please check them for viruses or defects. Our liability is limited to resupplying the e-mail and attached files. Content and views expressed in this e-mail may be those of the sender, and are not necessarily endorsed

From: Ginger-Rose Harrington <gharrington@urbis.com.au>

Sent: Wednesday, March 20, 2024 9:14 AM

To: Aaron Olsen <aolsen@urbis.com.au>

Subject: Stage 1.2 Agency Notice - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)

Good morning all,

Urbis is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area'). Overall, the site is located in the City of Canada Bay Local Government Area (LGA), within the administrative catchment of the Metropolitan Local Aboriginal Land Council (LALC).

As part of the consultation process for the ACHA, we are seeking to compile a list of Aboriginal people and organisations who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places that may exist within the subject area. You have been contacted in accordance with the requirements established in the *Aboriginal Cultural Heritage Consultation Requirements for Proponents* (DECCW, 2010). We are aware that some organisations do not provide response to this request.

If you are aware of any Aboriginal persons and/or organisations that may hold an interest in the project, we request that you please provide their details by return email at your earliest convenience and preferably by **27th March 2024**.

For further details, please refer to the formal letter attached.

Kind regards,

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139

E gharrington@urbis.com.au

**SHAPING
CITIES AND
COMMUNITIES**



ANGEL PLACE, LEVEL 8, 123 PITT STREET
SYDNEY, NSW 2000, AUSTRALIA

GADIGAL COUNTRY
T +61 2 8233 9900



URBIS' INNOVATE RECONCILIATION ACTION PLAN

Follow our journey of learning and growth as we work towards embedding meaningful engagement with First Peoples in our work.

Urbis recognises the traditional owners of the land on which we work. Learn more about our [Reconciliation Action Plan](#).

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21 March 2024

By email: gharrington@urbis.com.au

Ginger-Rose Harrington
Urbis Pty Ltd
Level 8, 123 Pitt Street
SYDNEY NSW 2000

Dear Ginger,

Request - Search for Registered Aboriginal Owners – 25-27 LEEDS STREET

We refer to your letter dated 20 March 2024 seeking the identification of Aboriginal organisations and people who may have an interest in the proposed demolition of existing buildings and the construction of six mixed use residential towers at 25-27 Leeds Street, Rhodes, NSW.

Under Section 170 of the Aboriginal Land Rights Act 1983 (NSW), the Office of the Registrar is required to maintain the Register of Aboriginal Owners (RAO) for New South Wales. A search of the RAO has shown that there are currently no Registered Aboriginal Owners in the project area.

We suggest you contact the Metropolitan Local Aboriginal Land Council on (02) 8394 9666 or via email nmoran@metrolalc.org.au as they may wish to participate.

Yours sincerely



Rachel Rewiri
Project Officer
Office of the Registrar, Aboriginal Land Rights Act 1983

From: [Barry Gunther](#)
To: [Ginger-Rose Harrington](#)
Subject: Heritage NSW Aboriginal stakeholder list for 25-27 Leeds Street, Rhodes.
Date: Tuesday, 26 March 2024 12:25:41 PM
Attachments: [Heritage NSW Aboriginal stakeholder list for Canada Bay LGA.docx](#)
[P0052299_25-27LeedsSt_1.2 Agency Notice Letter.pdf](#)

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Hi Ginger,

Please find attached the Heritage NSW Aboriginal stakeholder list for 25-27 Leeds Street, Rhodes.

regards

[Barry Gunther](#)

Aboriginal Senior Assessment Officer

Heritage NSW

[Department of Climate Change,](#)

[Energy, the Environment and Water](#)

www.environment.nsw.gov.au/topics/heritage

Locked bag 5020

Parramatta NSW 2124

Working days Monday to Friday, 9:00am - 5:00pm

I acknowledge the traditional custodians of the land and pay respects to Elders past and present.
I also acknowledge all the Aboriginal and Torres Strait Islander staff working with NSW Government at this time.

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**LIST OF ABORIGINAL STAKEHOLDERS FOR THE DEPARTMENT OF PLANNING AND ENVIRONMENT (DPE) HELD BY DPE FOR THE PURPOSES OF THE OEH
ABORIGINAL CULTURAL HERITAGE CONSULTATION REQUIREMENTS FOR PROPONENTS 2010**

The purpose of this letter is to assist you as the proposed applicant in undertaking Aboriginal community consultation in accordance with the relevant legislation and guidelines.

The consultation process involves getting the views of, and information from, Aboriginal people and reporting on these. It is not to be confused with other field assessment processes involved in preparing a proposal and an application. Consultation does not include the employment of Aboriginal people to assist in field assessment and/or site monitoring. Aboriginal people may provide services to proponents through a contractual arrangement however, this is separate from consultation. The proponent is not obliged to employ those Aboriginal people registered for consultation. Consultation as per these requirements will continue irrespective of potential or actual employment opportunities for Aboriginal people.

In accordance with Clause 60 (10) of the National Parks and Wildlife Regulation 2019, where an agreement of the kind listed below specifies or identifies a modified or alternative consultation process for the purposes of Part 6 of the National Parks and Wildlife Act 1974, the applicant is to undertake consultation in accordance with the modified or alternative process. The applicable agreements are:

- a) a registered Indigenous Land Use Agreement under the Native Title Act 1993 of the Commonwealth entered into between an Aboriginal community and the State,
- b) a lease entered into under Part 4A of the Act,
- c) an agreement entered into by the Secretary and a board of management reserved under Part 4A of the Act that has the consent of Aboriginal owner board members for the land concerned,
- d) an agreement entered into between an Aboriginal community and the Department of Planning, Industry and the Environment.

Where you believe your application is wholly or partially located within an area subject to any of the above agreements, please provide further correspondence (including mapping, if required) detailing the applicable agreement and its relationship to the application area to heritagemailbox@environment.nsw.gov.au. Heritage NSW will respond with further advice.

Where the above does not apply, please proceed with consultation in accordance with the Clause 60 (1-9) of the National Parks and Wildlife Regulation 2019 and Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010 (the "Consultation Requirements"). A copy of the Consultation Requirements can be found on the OEH website at: <http://www.environment.nsw.gov.au/resources/cultureheritage/commconsultation/09781ACHconsultreq.pdf>.

Under the Consultation Requirements, a proponent is required to provide Aboriginal people who may hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and/or places as relevant to the proposed project area, with an opportunity to be involved in consultation. Section 3.3.1 of the Consultation Requirements states that Aboriginal people who can provide this information are, based on Aboriginal lore and custom, the traditional owners or custodians of the land that is the subject of the proposed project.

The Consultation Requirements also state that:

Traditional owners or custodians with appropriate cultural heritage knowledge to inform decision making who seek to register their interest as an Aboriginal party are those people who:

- continue to maintain a deep respect for their ancestral belief system, traditional lore and custom

- recognise their responsibilities and obligations to protect and conserve their culture and heritage and care for their traditional lands or Country
- have the trust of their community, knowledge and understanding of their culture, and permission to speak about it.

This list is provided to proponents in accordance with Clause 60(2)(a)(i) of the National Parks and Wildlife Regulation 2019 and section 4.1.2 of the Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010.

The stakeholders identified on this list may have an interest in the proposed project area and may hold knowledge relevant to determining the cultural significance of Aboriginal objects and/or places.

How to use this list

- Contact the organisations/individuals who have indicated an interest in the relevant LGA/s and invite them to register an interest in your project.
- Do not reproduce the attached list in publicly available reports and other documents. Your report should only contain the names of the organisations and individuals who you have invited to register an interest in your project and those who have registered as stakeholders for your project.
- Note that the provision of this Aboriginal stakeholder list does not override a proponent's requirement to also advertise in the local newspaper and to seek from other sources the names of any other Aboriginal people who may hold cultural knowledge as required under clause 60 (2) of the National Parks and Wildlife Regulation 2019.
- Please refer to Clause 60 of the National Parks and Wildlife Regulation 2019 and the Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010 for further information on the requirements of the consultation process.
- If contact details of stakeholders are found to be incorrect or outdated, please contact heritagemailbox@environment.nsw.gov.au.

Last updated March 2024

Our reference: Doc24/230659

25-27 Leeds Street, Rhodes

Aboriginal Stakeholders – Canada Bay Local Government Area.

A1 Indigenous Services	Carolyn Hickey	cazadirect@live.com	-	0411 650 057	-	10 Marie Pitt Place, Glenmore Park, NSW, 2745	-
Amanda Hickey Cultural Services	Amanda Hickey	amandahickey@live.com.au	-	0434 480 558	-	57 Gough Steet, Emu Plains, NSW, 2750	-
Aragung Aboriginal Cultural Heritage Site Assessments	Jamie Eastwood	James.eastwood@y7mail.com	(02) 9832 3732	0427 793 334	-	33 Bulolo Drive, Whalan, NSW, 2770	-
B.H. Heritage Consultants	Ralph Hampton ; Nola Hampton	hamptonralph46@gmail.com kinghampton77@gmail.com	-	RH: 0435 785 138 NH: 0401 662 531	-	184 Captain Cook Drive, Willmot, 2770, NSW 95 Mount Ettalong Road, Umina Beach, 2257, NSW	Nola and Ralph would BOTH like to be notified of all projects
Badu (Murrin Clan/Peoples)	Karia Lea Bond	baduchts@gmail.com	-	0476 381 207	-	11 Jeffery Place, Moruya, NSW, 2537	-
Barking Owl Aboriginal Corporation	Mrs Jody Kulakowski (Director)	barkingowlcorp@gmail.com	-	0426 242 015	-	2-65/69 Wehlow St. Mt Druitt	-
Barraby Cultural Services	Lee Field (Manager)	barrabyculturalservices@gmail.com	-	0431 314 892	-	334 Argyle Street, Picton NSW 2571	-
Biamanga (Murrin Clan/Peoples)	Seli Storer	biamangachts@gmail.com	-	-	-	-	-
Bidjawong Aboriginal Corporation	James Carroll	jrcarroll888@gmail.com bidjawong@gmail.com	-	0433 224 324	-	22 McKinley Place Cherrybrook NSW 2126	Prefer email contact

Bilinga (Murrin Clan/Peoples)	Simalene Carriage	bilingachts@gmail.com	-	-	-	-	-
Butucarbin Aboriginal Corporation	Jennifer Beale	butuheritage@gmail.com	(02)98 32 7167	-	-	PO Box E18, Emerton, NSW 2770	Preferred contact via email
Clive Freeman	Clive Freeman	clive.freeman@y7mail.com	(02) 4442 1117	0437 721 481	-	6 Dhugan Close Wreck Bay Aboriginal Community JBT 2540	-
Cullendulla (Murrin Clan/Peoples)	Corey Smith	cullendullachts@gmail.com	-	-	-	-	-
Darug Aboriginal Cultural Heritage Assessments	Gordon Morton	-	(02) 9410 3665	0422 865 831	-	Unit 9, 6 Chapman Avenue, Chatswood, NSW 2067	-
Darug Boorooberongal Elders Aboriginal Corporation	Paul Hand (chairperson)	paulhand1967@gmail.com	-	0456 786 738	-	PO.Box 14 Doonside NSW 2767	-
Darug Land Observations	Jamie Workman; Anna Workman; Anna O'Hara	daruglandobservations@gmail.com	-	0418 494 951 0413 687 279	-	PO Box 173, Ulladulla, NSW 2539 PO Box 2006 Bendelong NSW 2539	-
Dharug (Murrin Clan/Peoples)	Andrew Bond	dharugchts@gmail.com	-	-	-	-	-
Dharug Ngurra Aboriginal Corporation	Dirk Schmitt	archaeology@dharugngurra.org.au	(02) 9622 4081	-	-	PO Box 441, Blacktown NSW 2148	-
Didge Ngunawal Clan	Lillie Carroll ; Paul Boyd	didgengunawalclan@yahoo.com.au	-	0426 823 944 ; 0450 616 404	-	33 Carlyle Crescent Cambridge Gardens NSW 2747	-

Eric Keidge	Eric Keidge	-	-	0431 166 423	-	11 Olsson Close Hornsby Heights NSW 2077	-
Ginninderra Aboriginal Corporation	Steven Johnson; Krystle Carroll	Ginninderra.corp@gmail.com	-	0406 991 221	-	PO BOX 3143 Grose Vale NSW 2754	-
Goobah Development PTY LTD (Murrin Clan/Peoples)	Basil Smith	goobahchts@gmail.com bunjil.smith@gmail.com	-	0405 995 725	-	66 Grantham Road, Batehaven NSW, 2536	confirm email
Goodradigbee Cultural & Heritage Aboriginal Corporation	Caine Carroll	goodradigbee1@outlook.com	-	0410 974 236	-	1 Morilla Road, East Kurrajong NSW 2758	-
Gulaga	Wendy Smith	gulagachts@gmail.com	-	-	-	-	-
Gunjeewong Cultural Heritage Aboriginal Corporation	Shayne Dickson	gunjeewongculturalheritage21@hotmail.com	-	0421 636 474	-	2 Rutherford street Blacktown 2148	-
Gunyuu (Murrin Clan/Peoples)	Kylie Ann Bell	gunyuuchts@gmail.com	-	-	-	-	-
Jerringong (Murrin Clan/Peoples)	Joanne Anne Stewart	jerringong@gmail.com	-	0422 800 184	-	2/10 Burnett Avenue Gerringong NSW 2534	-
Kamilaroi Yankuntjatjara Working Group	Phil Khan	philipkhan.acn@live.com.au	-	0434 545 982	-	78 Forbes Street, Emu Plains, NSW 2750	-
Koori Digs Services	Korri Currell	kooridigs@gmail.com	-	0450 015 710	-	15 Sandakan Crescent Lethbridge Park 2770	-
Metropolitan Local Aboriginal Land Council	Nathan Moran	officeadmin@metrolalc.org.au	(02) 8394 9666	-	-	PO Box 1103 Strawberry Hills NSW 2016	-

Minnamunnung	Aaron Broad	-	-	0402 526 888	-	1 Waratah Avenue, Albion Park Rail NSW 2527	-
Munyunga (Murrin Clan/Peoples)	Kaya Dawn Bell	munyungachts@gmail.com	-	-	-	-	-
Mura Indigenous Corporation (icn:8991)	Phillip Carroll	mura.cultureservices@gmail.com	-	044751239 7	-	66 Montague Street Goulburn 2580	-
Murramarang (Murrin Clan/Peoples)	Roxanne Smith	murramarangchts@gmail.com	-	-	-	-	-
Murrumbul (Murrin Clan/Peoples)	Mark Henry	murrumbul@gmail.com	-	-	-	-	-
Ngambaa Cultural Connections	Kaarina Slater	ngambaa.culturalconnections@gmail.com	-	0421 077 521	-	Unit 29,11 Phillip Street St Marys NSW 2760	-
Nundagurri (Murrin Clan/Peoples)	Newton Carriage	nundagurri@gmail.com	-	-	-	-	-
Pemulwuy (Murrin Clan/Peoples)	Pemulwuy Johnson	pemulwuyd@gmail.com	-	0425 066 100	-	14 Top Place, Mt Annan	-
Thauaira	Shane Carriage	thauairchts@gmail.com	-	-	-	-	-

Thomas Dahlstrom Offers ACH value by using 3D Laser and Drone technology	Thomas Dahlstrom	gamila_roi@yahoo.com.au	-	0403 529 119 Offers ACH value by using 3D Laser and Drone technology	-	1-122 Glebe Point Road Glebe NSW 2037	-
Thoorga Nura	John Carriage (Chief Executive Officer)	thoorganura@gmail.com	-	0401 641 299	-	50B Hilltop Crescent, Surf Beach, 2536, NSW	-
Scott Franks on the behalf od the Wonnarua PBC Yarrawalk Pty Ltd	Scott Franks	scott@tocomwall.com.au scott@yarrawalk.com.au	-	0404 171 544	-	Po box 145, Miranda NSW 1490	-
Waawaar Awaa Aboriginal Corporation	Rodney Gunther Barry Gunther	Waawaar.awaa@gmail.com	-	RG: 041058096 2 BG: 0451 176 473	-	15 Bungonia Street Prestons NSW 2170	-
Wailwan Aboriginal Group	Philip Boney	waarlan12@outlook.com	-	0436 483 210	-	-	-

Walbunja (Murrin Clan/Peoples)	Hika Te Kowhai	walbunja@gmail.com	-	0402 730 612	-	15 Renee Crescent MORUYA HEADS NSW 2537	-
Walgalu (Murrin Clan/Peoples)	Ronald Stewart	walgaluchts@gmail.com	-	-	-	-	-
Wingikara (Murrin Clan/Peoples)	Hayley Bell	wingikarachts@gmail.com	-	-	-	-	-
Wori Woilywa	Daniel Chalker	woriwoilywa@gmail.com	-	0409 006 216	-	261 Mockingbird Rd Pheasants Nest NSW 2574	-
Wullung (Murrin Clan/Peoples)	Lee-Roy James Boota	wullunglb@gmail.com	-	0403 703 942	-	54 Blackwood Street, Gerringong, NSW, 2534	-
Wurrumay Pty Ltd	Kerrie Slater; Vicky Slater	wurrumay31@outlook.com	-	0421 077 521	-	89 Pyramid Street, Emu Plains NSW 2750	-
Yerramurra (Murrin Clan/Peoples) and Taste of Tradition Native Aboriginal Corporation	Robert Parson	yerramurra@gmail.com	-	-	-	-	-
RAW Cultural Healing	Raymond Weatherall	RAW.CulturalHealing@hotmail.com		0411 962 602		8 Rosslyn Dr, Claymore NSW 2559 PO Box N74, Campbelltown North NSW 2560	
Gadu chts	Colin Walker – Chairperson	gaduchts@gmail.com		040131397 8			
Nattai Aboriginal Culture & Heritage Consultation Service	Alan Medhurst	ngunduwaa@live.com.au		045210683 0			

From: [Vincent Conroy](#)
To: [Ginger-Rose Harrington](#)
Subject: Aboriginal Cultural Heritage Assessments (ACHA)
Date: Thursday, 28 March 2024 8:11:56 AM
Attachments: [image676309.png](#)
[image045399.png](#)
[image687430.png](#)
[image030000.png](#)
[image605299.png](#)

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Hi Ginger-Rose Harrington,

I refer to recent notices regarding:

- 9 Blaxland Road and 424 Concord Road, Rhodes.
- 25-27 Leeds Street, Rhodes
- 23-29 Marquet Street, Rhodes

I understand from the notices that Urbis has been commissioned to undertake Aboriginal Cultural Heritage Assessments (ACHA) for proposed developments at the above locations. Council advises that you should contact the Metro Local Aboriginal Land Council (MLALC) and Heritage NSW.

Regards
Vincent

Vincent Conroy | Place Management Coordinator
City of Canada Bay

1a Marlborough St Drummoyne NSW 2047 | www.canadabay.nsw.gov.au
T: 02 9911 6422 | M: 0409 903 769 | Vincent.Conroy@canadabay.nsw.gov.au

We acknowledge the Aboriginal and Torres Strait Islander peoples, in particular the Wangal people, as the first inhabitants and traditional custodians of the lands where we live, learn and work.



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From: [Ginger-Rose Harrington](#)
To: [Ginger-Rose Harrington](#)
Cc: [Aaron Olsen](#)
Bcc: [cazadirect@live.com](#); [amandahickey@live.com.au](#); [James.eastwood@y7mail.com](#); [hamptonralph46@gmail.com](#); [kinghampton77@gmail.com](#); [baduchts@gmail.com](#); [barkingowlcorp@gmail.com](#); [barrabyculturalservices@gmail.com](#); [biamangachts@gmail.com](#); [jrcarroll888@gmail.com](#); [bidjawong@gmail.com](#); [bilingachts@gmail.com](#); [butuheritage@gmail.com](#); [clive.freeman@y7mail.com](#); [cullendullachts@gmail.com](#); [paulhand1967@gmail.com](#); [daruglandobservations@gmail.com](#); [dharugchts@gmail.com](#); [archaeology@dharrugngurra.org.au](#); [diddgengunawalclan@yahoo.com.au](#); [Ginninderra.corp@gmail.com](#); [goobahchts@gmail.com](#); [bunjil.smith@gmail.com](#); [goodradigbee1@outlook.com](#); [gulagachts@gmail.com](#); [gunjeewongculturalheritage21@hotmail.com](#); [gunyuuchts@gmail.com](#); [jerringong@gmail.com](#); [philipkhan.acn@live.com.au](#); [kooridigs@gmail.com](#); [officeadmin@metrolalc.org.au](#); [munyungachts@gmail.com](#); [mura.cultureservices@gmail.com](#); [murramarangchts@gmail.com](#); [murrumbul@gmail.com](#); [ngambaa.culturalconnections@gmail.com](#); [nundagurri@gmail.com](#); [pemulwuyd@gmail.com](#); [thauairchts@gmail.com](#); [gamila.roi@yahoo.com.au](#); [thoorganura@gmail.com](#); [scott@tocomwall.com.au](#); [scott@yarrawalk.com.au](#); [Waawaar.awaa@gmail.com](#); [waarlan12@outlook.com](#); [walbunja@gmail.com](#); [walgaluchts@gmail.com](#); [wingikarachts@gmail.com](#); [woriwoolywa@gmail.com](#); [wullunglb@gmail.com](#); [wurramay31@outlook.com](#); [yerramura@gmail.com](#); [RAW.CulturalHealing@hotmail.com](#); [gaduchts@gmail.com](#); [ngunduwaa@live.com.au](#); [echidnafamily@hotmail.com](#); [djirrawidch@gmail.com](#)
Subject: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Thursday, 28 March 2024 2:21:00 PM
Attachments: [P0052299_25-27LeedsSt_Stage1.3_Invitation.pdf](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

Good morning,

Urbis has been commissioned by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').

In accordance with Section 4.1.3 of the *Aboriginal cultural heritage consultation requirements for proponents 2010*, Urbis proposes to invite Aboriginal people and/or organisations who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places that may exist within the subject area.

Please find attached the official invitation letter with further information.

If you would like to register your interest in this project, please respond in writing by clearly stating your interest and nominating a contact person by **5:00pm, 11th April 2024**.

Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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CITIES AND
COMMUNITIES**



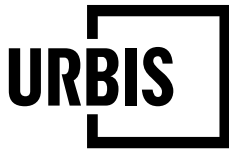
ANGEL PLACE, LEVEL 8, 123 PITT STREET
SYDNEY, NSW 2000, AUSTRALIA
GADIGAL COUNTRY
T +61 2 8233 9900

URBIS' INNOVATE RECONCILIATION ACTION PLAN

Follow our journey of learning and growth as we work towards embedding meaningful engagement with First Peoples in our work.

Urbis recognises the traditional owners of the land on which we work.
Learn more about our [Reconciliation Action Plan](#).

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**ANGEL PLACE
LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000**

URBIS.COM.AU
Urbis Ltd
ABN 50 105 256 228

28th March 2024

To whom it may concern,

25-27 LEEDS STREET – ABORIGINAL CULTURAL HERITAGE ASSESSMENT – REGISTRATION OF INTEREST

Please be advised that your contact details have been provided by Heritage NSW in accordance with Section 4.1.2 of the *Aboriginal cultural heritage consultation requirements for proponents* (DECCW, 2010) (hereafter referred to as the Consultation Requirements) as a potential Aboriginal stakeholder who may have interest in registering to the abovementioned project.

Urbis has been commissioned by Billbergia Pty Ltd (the Proponent) to conduct an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').

The ACHA is being prepared to support a State Significant Development Application (SSD-67419241), seeking approval for the demolition of existing buildings and the construction of six mixed use residential towers.

The ACHA is to be carried out in accordance with relevant guidelines under *the National Parks and Wildlife Act 1974* (NPW Act), including *the Guide to investigating, assessing and reporting on Aboriginal cultural heritage in NSW* (OEH 2011). The assessment would detail any potential Aboriginal cultural heritage resources within the subject area and provide recommendations regarding management of those resources. This ACHA will also be used to support an Aboriginal Heritage Impact Permit (AHIP) if deemed necessary.

The Proponent can be contacted via:

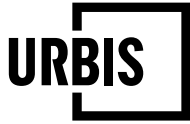
Thomas Nader
Billbergia Pty Ltd
Thomas.Nader@billbergia.com.au

In accordance with the Consultation Requirements and Clause 80C of the *NSW National Parks and Wildlife Regulation 2019*, the Proponent will conduct a community consultation process with registered Aboriginal parties to assist with the preparation of the ACHA.

In accordance with Section 4.1.2 of the Consultation Requirements Urbis proposes to invite Aboriginal people and/or organisations who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places that may exist within the subject area.

Should you wish to register your interest in this project, please respond in writing by clearly stating your interest and nominating a contact person by **5:00pm, 11th April 2024** in writing to:

Ginger-Rose Harrington
Urbis Pty Ltd



gharrington@urbis.com.au

Level 8, 123 Pitt Street, Sydney, 2000.

Please be advised that, as per the Consultation Requirements, the Proponent is required to forward the names of Aboriginal persons and groups who register an interest (Registered Aboriginal Parties) to the Metropolitan Local Aboriginal Land Council and Heritage NSW unless the person or group specifies that they do not want their details released.

Please also be advised that in accordance with Section 3.4 of the Consultation Requirements, inclusion in the consultation process does not automatically result in paid site assessment. The decision on who is engaged for delivering particular services is decided by the proponent and will be based on a range of considerations including skills, relevant experience, and providing necessary certificates of currency.

Please do not hesitate to contact us should you have any queries in relation to the provided information.

Kind regards,

A handwritten signature in black ink, appearing to be "A. Olsen", with a long horizontal flourish extending to the right.

Aaron Olsen
Senior Consultant
+61 2 8233 9957
aolsen@urbis.com.au

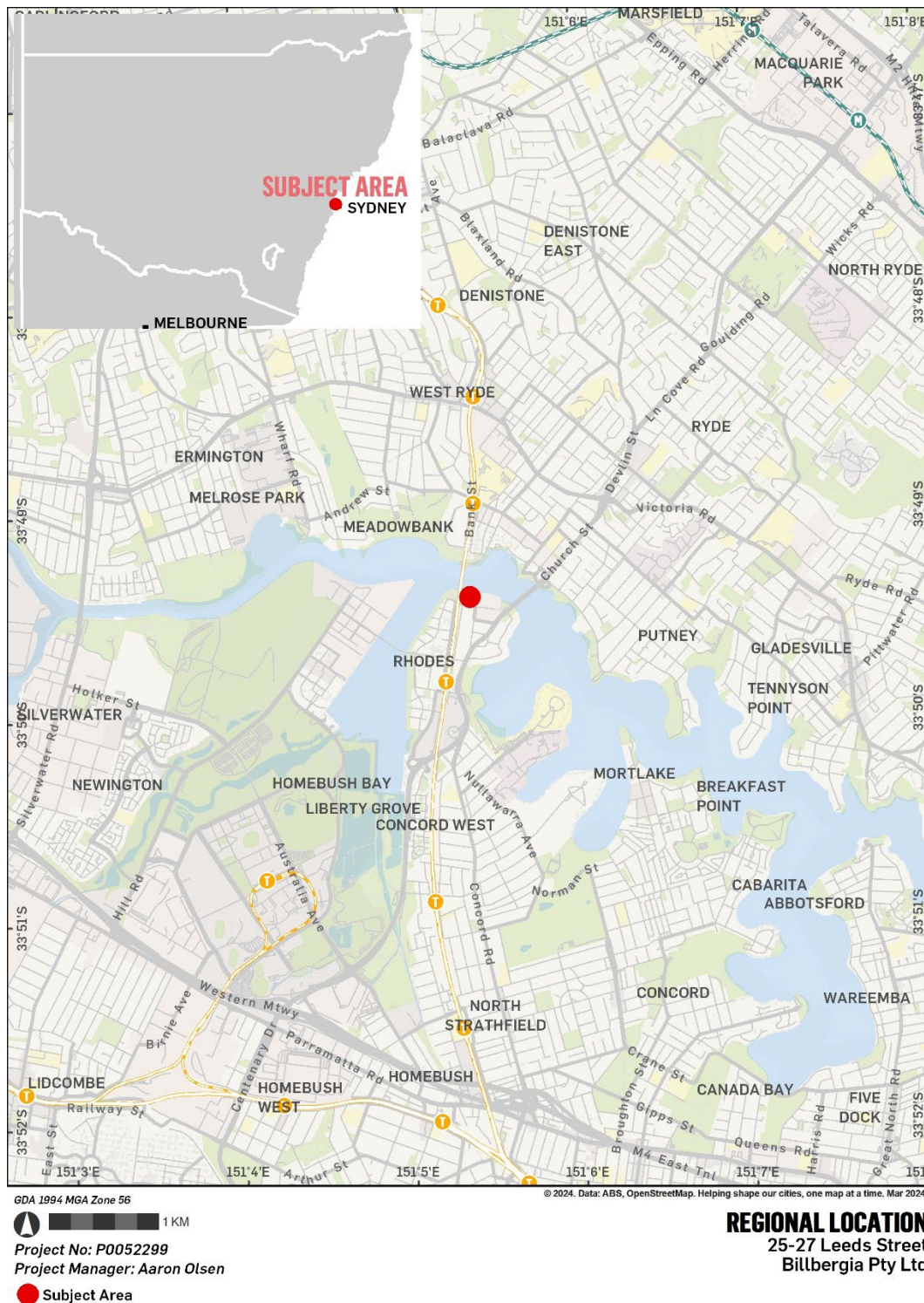


Figure 1 – Regional Location of the Subject Area

25-27 LEEDS STREET, RHODES, NSW
ABORIGINAL CULTURAL HERITAGE
ASSESSMENT – REGISTRATION OF INTEREST



Urbis has been commissioned by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132.

The ACHA is being prepared to support a State Significant Development Application (SSD-67419241), seeking approval for the demolition of existing buildings and the construction of six mixed use residential towers.

The Proponent can be contacted directly via:
Thomas Nader
Billbergia Pty Ltd
Thomas.Nader@billbergia.com.au

The ACHA is to be carried out in accordance with the National Parks and Wildlife Regulation 2019 (NSW) and the Aboriginal Cultural Heritage Consultation Requirements for Proponents (DEECW 2010) and will include consultation with the Aboriginal community. Urbis is seeking interest from Aboriginal parties who hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places that may exist within the subject area who wish to be included as a Registered Aboriginal Party ('RAP') for the ACHA.

Please register your interest in writing to the contact details provided below by 5:00pm, 11th April 2024.
Ginger-Rose Harrington
Urbis Pty Ltd
gharrington@urbis.com.au
Level 8, 123 Pitt Street, Sydney, 2000.

Please be advised that the Proponent is required to forward the names of all RAPs to the Metropolitan Local Aboriginal Land Council and Heritage NSW unless instructed to withhold that information.

📍 Rhodes NSW, Australia

Map

From: [Korri Currell](#)
To: [Ginger-Rose Harrington](#)
Subject: Re: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Friday, 3 May 2024 10:58:34 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

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Hi Ginger-Rose

Koori Digs would like to register an interest

Kind Regards
Korri Currell
0450015710
Koori Digs

On Thu, Mar 28, 2024 at 2:22 PM Ginger-Rose Harrington <gharrington@urbis.com.au> wrote:

Good morning,

Urbis has been commissioned by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').

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Please find attached the official invitation letter with further information.

If you would like to register your interest in this project, please respond in writing by clearly stating your interest and nominating a contact person by **5:00pm, 11th April 2024**.

Kind regards,

Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139

E gharrington@urbis.com.au

**SHAPING
CITIES AND
COMMUNITIES**



ANGEL PLACE, LEVEL 8, 123 PITT STREET
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From: [Phil Khan](#)
To: [Ginger-Rose Harrington](#)
Subject: RE: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Thursday, 28 March 2024 2:27:05 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[Public Liability 2024 to 2025.pdf](#)
[Icare 2024.pdf](#)

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Hi Ginger-Rose,

Thank you for informing us that **Urbis** will be involved in an Aboriginal Cultural Heritage Assessment at **25-27 Leeds Street, Rhodes** & that you are inviting Aboriginal organisations to register, if they wish too be involved in the community consultation process.

As a senior Aboriginal person for the past 51yrs, I actively participate in the protection of the Aboriginal Cultural Heritage throughout the Sydney Basin, & particularly throughout Western Sydney, on behalf of Kamilaroi Yankuntjatjara Working Group I wish to provide to you my organisation's registration of interest.

I wish to be involved & participate in all levels of consultation/project involvement. I wish to attend all meetings, participate in available field work & receive a copy of the report.

I have attached a copy of Kamilaroi Yankuntjatjara Working group's Public Liability Insurance & Workers Compensation certificate.

Our RAPS have up to 16yrs Cultural Heritage experience in - field work which involves manual excavation (digging), sieving, identifying artefacts, setting up transits, setting up equipment, packing equipment, site surveys & attending meetings (Focus groups, CwC, interpretation).

Should you wish me to provide further information, please do not hesitate to contact me on 0434545982 or Stefeanie on 0451068480.

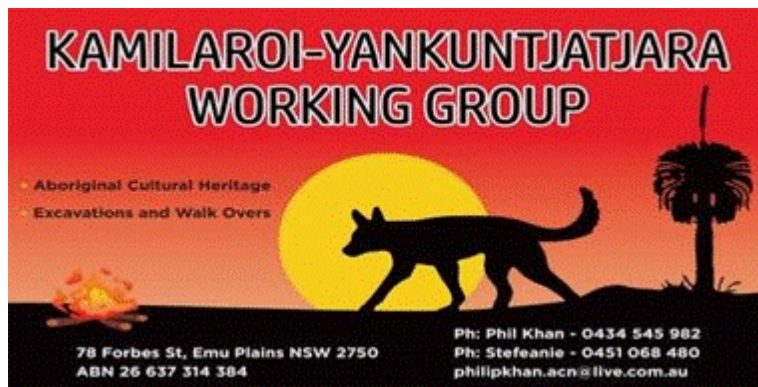
Kind Regards

Phil Khan – Director

P 0434545982

E philipkhan.acn@live.com.au

ABN 26 637 314 384



Sent from [Mail](#) for Windows

From: Ginger-Rose Harrington <gharrington@urbis.com.au>
Sent: Thursday, March 28, 2024 2:21:55 PM
To: Ginger-Rose Harrington <gharrington@urbis.com.au>
Cc: Aaron Olsen <aolsen@urbis.com.au>
Subject: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)

Good morning,

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Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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From: [Scott Franks](#)
To: [Ginger-Rose Harrington](#)
Cc: [Aaron Olsen](#)
Subject: Re: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Thursday, 28 March 2024 2:42:30 PM

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Could you please register our interest please.

Regards
Scott Franks
Registered native title claimant PCWP
Yarrawalk PTY Limited
Scott@yarrawalk.com.au
Ph: 0404171544

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On 28 Mar 2024, at 2:22 pm, Ginger-Rose Harrington
<gharrington@urbis.com.au> wrote:

Good morning,

Urbis has been commissioned by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').

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Kind regards,
Ginger

GINGER-ROSE HARRINGTON

CONSULTANT

D +61 2 8424 5139

E gharrington@urbis.com.au

<image001.png>

[<image002.png>](#)

[<image003.png>](#)

[<image004.png>](#)

[<image005.png>](#)

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[<image006.png>](#)

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<P0052299_25-27LeedsSt_Stage1.3_Invitation.pdf>

From: [Office Admin MLALC](#)
To: [Ginger-Rose Harrington](#)
Cc: [Aaron Olsen](#)
Subject: RE: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Thursday, 28 March 2024 2:50:40 PM
Attachments: [image008.png](#)
[image009.png](#)
[image010.png](#)
[image011.png](#)
[image012.png](#)
[image013.png](#)

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Hi Ginger,

I have passed this one over to the team.

Thank you

Kriss Sharpe
Administration Assistant



Metropolitan Local Aboriginal Land Council (MLALC)
Level 2, 150 Elizabeth St, Sydney, NSW, 2000.
PO Box 1103, Strawberry Hills NSW 2012
B: (02) 8394 9666 F: (02) 8394 9733 W: www.metrolalc.org.au

***Bujari gamarruwa – ‘good day’ in the local Gadigal language of the Eora Nation
MLALC acknowledge the Eora Nation as the traditional owners of the area MLALC
operates.***

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From: Ginger-Rose Harrington <gharrington@urbis.com.au>
Sent: Thursday, March 28, 2024 2:22 PM
To: Ginger-Rose Harrington <gharrington@urbis.com.au>
Cc: Aaron Olsen <aolsen@urbis.com.au>
Subject: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)

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Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139

E gharrington@urbis.com.au

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From: [lilly carroll](#)
To: [Ginger-Rose Harrington](#)
Cc: [Aaron Olsen](#)
Subject: Re: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Thursday, 28 March 2024 4:26:53 PM
Attachments: [image004.png](#)
[image005.png](#)
[image006.png](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)

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Hi Ginger

DNC would like to register an interest into 25 to 27 Leeds Street, Rhodes

Kind regards
Paul Boyd & Lilly Carroll
Directors DNC
0426823944

[Sent from Yahoo Mail for iPhone](#)

On Thursday, March 28, 2024, 2:22 pm, Ginger-Rose Harrington <gharrington@urbis.com.au> wrote:

Good morning,

Urbis has been commissioned by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').

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Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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From: [Butucarbin Heritage](#)
To: [Ginger-Rose Harrington](#)
Subject: Re: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Friday, 29 March 2024 9:41:28 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

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Good evening,

On behalf of Butucarbin, I would like to register for this project.

Kind regards,
Jenny

On Thu, Mar 28, 2024 at 2:22 PM Ginger-Rose Harrington <gharrington@urbis.com.au> wrote:

Good morning,

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Kind regards,

Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139

E gharrington@urbis.com.au

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--
Lowanna Gibson
Project Manager for Butucarbin Cultural Heritage
B.A Archaeology/Anthropology USYD
Juris Doctor UTS

From: [Thomas Dahlstrom](#)
To: [Ginger-Rose Harrington](#)
Subject: Re: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Monday, 1 April 2024 9:33:16 PM

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Hi Ginger

Thank you for the email. Can you please register myself as a RAP on this please. If you wish to contact me please do so on 0403 529 119.

Kind regards

Thomas Dahlstrom

On 28 Mar 2024, at 2:22 pm, Ginger-Rose Harrington
<gharrington@urbis.com.au> wrote:

Good morning,

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Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au
<[image001.png](#)>

<[image002.png](#)>

<[image003.png](#)>

<[image004.png](#)>

[<image005.png>](#)

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[<image006.png>](#)

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<P0052299_25-27LeedsSt_Stage1.3_Invitation.pdf>

From: [Phillip Boney](#)
To: [Ginger-Rose Harrington](#)
Subject: Re: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Tuesday, 2 April 2024 12:27:28 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

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Sent from my iPhone
Hey ginger-rose Phil Boney here I would like to register my interest for this project please
Regards Phil Boney
Wailwan Aboriginal Group

On 28 Mar 2024, at 2:22 pm, Ginger-Rose Harrington
<gharrington@urbis.com.au> wrote:

Good morning,

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Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au
<[image001.png](#)>

<[image002.png](#)>
<[image003.png](#)>
<[image004.png](#)>
<[image005.png](#)>

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[<image006.png>](#)

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<P0052299_25-27LeedsSt_Stage1.3_Invitation.pdf>

From: [Rodney Gunther](#)
To: [Ginger-Rose Harrington](#)
Subject: Re: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Tuesday, 2 April 2024 10:38:25 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[29-2-2024 to 28-2-2025.pdf](#)
[Public liability 2023 to 2024.pdf](#)

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Hi Ginger,

Please register Waawaar Awaa Aboriginal Corporation for the Aboriginal Cultural Heritage Assessment for 25-27 Leeds Street, Rhodes

In order for our members to provide professional cultural responses to the Methodology and ACHAR, **we would like to be involved in all aspects of fieldwork to assist our understanding of the cultural values for the project area.**

Your understanding is appreciated.

regards

Rodney Gunther
0410 580 962

On Thu, Mar 28, 2024 at 2:22 PM Ginger-Rose Harrington <gharrington@urbis.com.au> wrote:

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Kind regards,

Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139

E gharrington@urbis.com.au

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From: [Goobah](#)
To: [Ginger-Rose Harrington](#)
Subject: 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132
Date: Tuesday, 9 April 2024 1:51:24 PM

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Please accept our registration of interest with the above project and wish to be kept informed on any further developments

--

Regards

**Basil Smith
Public Officer
GOOBAH**

Contact Details:

**Address:
32 Sunray Crescent,
ST CLAIRE
NSW 2759**

**Mobile: 0405 995 725
Email: goobahchts@gmail.com**



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From: [Kaarina Slater](#)
To: [Ginger-Rose Harrington](#)
Subject: Re: Stage 1.3 Invitation - 25-27 Leeds Street, Rhodes ACHA (Our Ref#P0052299)
Date: Monday, 8 April 2024 1:01:16 PM
Attachments: [image002.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[image003.png](#)
[image001.png](#)

You don't often get email from ngambaa.culturalconnections@gmail.com. [Learn why this is important](#)

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On behalf of Ngambaa cultural connections I would like to register my expression of interest for the Rhodes project

Kind Regards
Kaarina Slater
Manager
0450 283 998 or 0432 828 182
ngambaa.culturalconnections@gmail.com
Aboriginal owned and operated Cultural and Heritage Business

I would like to acknowledge the traditional custodians of the land where we live and work. I would like to pay my respects to our Elders past and present and to our future generation and extend our respect to all people on our land that we may meet on our journey.

On Thu, 28 Mar 2024 at 2:22 pm, Ginger-Rose Harrington <gharrington@urbis.com.au> wrote:

Good morning,

Urbis has been commissioned by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment (ACHA) of [25-27 Leeds Street, Rhodes](#), legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').

In accordance with Section 4.1.3 of the *Aboriginal cultural heritage consultation requirements for proponents 2010*, Urbis proposes to invite Aboriginal people and/or organisations who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places that may exist within the subject area.

Please find attached the official invitation letter with further information.

If you would like to register your interest in this project, please respond in writing by clearly stating your interest and nominating a contact person by **5:00pm, 11th April 2024**.

Kind regards,

Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139

E gharrington@urbis.com.au

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ANGEL PLACE, LEVEL 8, [123 PITT STREET](#)
[SYDNEY, NSW 2000, AUSTRALIA](#)
GADIGAL COUNTRY
T +61 2 8233 9900

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From: [Ginger-Rose Harrington](#)
To: [OEHD Heritage Mailbox](#)
Cc: [Aaron Olsen](#)
Subject: RE: 25-27 Leeds Street, Rhodes - ACHA - Stage 1.6 Notice
Date: Friday, 12 April 2024 10:49:00 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

Good morning,

I am emailing in response to the below email regarding the Stage 1.6 Notice for 25-27 Leeds Street, Rhodes.

The correct address and legal description are as follows: 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132.

My apologies for the confusion.

Take care,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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From: Ginger-Rose Harrington
Sent: Friday, April 12, 2024 10:47 AM
To: OEHD Heritage Mailbox <heritagemailbox@environment.nsw.gov.au>
Cc: Aaron Olsen <aolsen@urbis.com.au>
Subject: 25-27 Leeds Street, Rhodes - ACHA - Stage 1.6 Notice

Good morning,

In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010), please find attached the updated list of Registered Aboriginal Parties (RAPs) and notification letter under Section 4.1.3 for the Aboriginal Cultural Heritage Assessment (ACHA) of 29 Marquet Street, Rhodes, NSW, legally referred to as Lot 40 in DP 1275410 and Lot 102 in DP624798.

If you have any questions, please let us know.

Take care,
Ginger-Rose

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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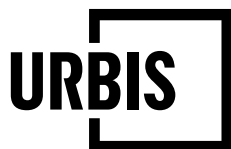
ANGEL PLACE, LEVEL 8, 123 PITT STREET
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ANGEL PLACE
LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000

URBIS.COM.AU
Urbis Ltd
ABN 50 105 256 228

12 April 2024

Aboriginal Cultural Heritage Regulation Branch
Heritage NSW
Department of Planning & Environment
By email: heritagemailbox@environment.nsw.gov.au

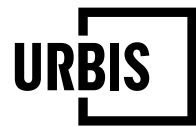
To whom it may concern,

25-27 LEEDS STREET – ABORIGINAL CULTURAL HERITAGE ASSESSMENT – STAGE 1.6 LIST OF REGISTERED ABORIGINAL PARTIES AND NOTIFICATION LETTER

In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010) please find below the compiled list of Registered Aboriginal Parties (RAPs) and notification letter under Section 4.1.3 for the abovementioned project (attached to associated email).

Table 1 – List of Registered Aboriginal Parties

Name	Contact
Butucarbin	Jennifer Beale
DNC	Paul Boyd & Lilly Carroll
Goobah Development Pty Ltd	Basil Smith
Ngambaa Cultural Connections	Kaarina Slater
Thomas Dahlstrom	Thomas Dahlstrom
Waawaar Awaa Aboriginal Corporation	Rodney Gunther
Wailwan Aboriginal Group	Philip Boney
Yarrawalk PTY Limited	Scott Franks



Please do not hesitate to contact us should you have any queries in relation to the provided information.

Kind regards,

A handwritten signature in black ink, appearing to be "A. Olsen", with a long horizontal flourish extending to the right.

Aaron Olsen
Senior Consultant
+61 2 8233 9957
aolsen@urbis.com.au

From: [Ginger-Rose Harrington](#)
To: [Office Admin MLALC](#)
Cc: [Aaron Olsen](#)
Subject: 25-27 Leeds Street, Rhodes - ACHA - Stage 1.6 Notice
Date: Friday, 12 April 2024 10:50:00 AM
Attachments: [P0052299_LALC_25-27LeedsSt_Stage1.6.pdf](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

Good morning,

In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010), please find attached the updated list of Registered Aboriginal Parties (RAPs) and notification letter under Section 4.1.3 for the Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132.

If you have any questions, please let us know.

Take care,
Ginger-Rose

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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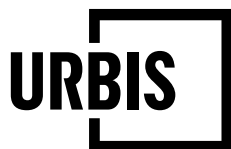
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**ANGEL PLACE
LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000**

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Urbis Ltd
ABN 50 105 256 228

12 April 2024

Metropolitan Local Aboriginal Land Council
PO Box 1103
Strawberry Hills, NSW 2016
By email: officeadmin@metrolalc.org.au

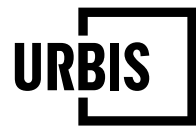
To whom it may concern,

25-27 LEEDS STREET – ABORIGINAL CULTURAL HERITAGE ASSESSMENT – LIST OF REGISTERED ABORIGINAL PARTIES AND NOTIFICATION LETTER

In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010) please find below the compiled list of Registered Aboriginal Parties (RAPs) and notification letter under Section 4.1.3 for the abovementioned project (attached to associated email).

Table 1 – List of Registered Aboriginal Parties

Name	Contact
Butucarbin	Jennifer Beale
DNC	Paul Boyd & Lilly Carroll
Goobah Development Pty Ltd	Basil Smith
Ngambaa Cultural Connections	Kaarina Slater
Thomas Dahlstrom	Thomas Dahlstrom
Waawaar Awaa Aboriginal Corporation	Rodney Gunther
Wailwan Aboriginal Group	Philip Boney
Yarrawalk PTY Limited	Scott Franks



Please do not hesitate to contact us should you have any queries in relation to the provided information.

Kind regards,

A handwritten signature in black ink, appearing to be "A. Olsen", with a long horizontal flourish extending to the right.

Aaron Olsen
Senior Consultant
+61 2 8233 9957
aolsen@urbis.com.au

From: [Cultural Heritage 2](#)
To: [Ginger-Rose Harrington](#); [Owen Barrett](#)
Cc: [Office Admin MLALC](#)
Subject: FW: 25-27 Leeds Street, Rhodes - ACHA - Stage 1.6 Notice
Date: Tuesday, 16 April 2024 3:15:59 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[P0052299_LALC_25-27LeedsSt_Stage1.6.pdf](#)

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Hi Ginger-Rose,

I have just noticed that we are not listed as a RAP in the below.

Please note that Metropolitan Local Aboriginal Land Council (MLALC) as a key stakeholder wish to register our interest in **25-27 Leeds Street, Rhodes - ACHA - Stage 1.6 Notice**.

Should you need further information, please do not hesitate to contact.

Kind Regards,
Jacqueline

From: Office Admin MLALC <officeadmin@metrolalc.org.au>
Sent: Friday, April 12, 2024 12:03 PM
To: Cultural Heritage <culturalheritage@metrolalc.org.au>; Cultural Heritage 2 <Culturalheritage2@metrolalc.org.au>; Cultural Officer <culturalofficer@metrolalc.org.au>
Subject: FW: 25-27 Leeds Street, Rhodes - ACHA - Stage 1.6 Notice

Please see below and attached.

Thank you

Kriss Sharpe
Administration Assistant



Metropolitan Local Aboriginal Land Council (MLALC)
Level 2, 150 Elizabeth St, Sydney, NSW, 2000.
PO Box 1103, Strawberry Hills NSW 2012
B: (02) 8394 9666 F: (02) 8394 9733 W: www.metrolalc.org.au

Bujari gamarruwa – ‘good day’ in the local Gadigal language of the Eora Nation

MLALC acknowledge the Eora Nation as the traditional owners of the area MLALC operates.

The information contained in this e-mail message and any attached files may be confidential and may contain copyright material of MLALC or third parties. Any unauthorised use, disclosure or copying of this e-mail and/or its attachments is prohibited. If you have received this e-mail in error please notify the sender immediately by return e-mail and delete all copies of the message and attachments. Before opening or using attachments, please check them for viruses or defects. Our liability is limited to resupplying the e-mail and attached files. Content and views expressed in this e-mail may be those of the sender, and are not necessarily endorsed

From: Ginger-Rose Harrington <gharrington@urbis.com.au>
Sent: Friday, April 12, 2024 10:50 AM
To: Office Admin MLALC <officeadmin@metrolalc.org.au>
Cc: Aaron Olsen <aolsen@urbis.com.au>
Subject: 25-27 Leeds Street, Rhodes - ACHA - Stage 1.6 Notice

Good morning,

In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010), please find attached the updated list of Registered Aboriginal Parties (RAPs) and notification letter under Section 4.1.3 for the Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132.

If you have any questions, please let us know.

Take care,
Ginger-Rose

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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From: [Ginger-Rose Harrington](#)
To: metrolalc@metrolalc.org.au
Cc: [Aaron Olsen](#)
Subject: Updated Stage 1.6 Agency Letters - Marquet Street, Blaxland Road & Leeds Street, Rhodes ACHAs (Our Ref#P0048748 & P0052298)
Date: Monday, 29 April 2024 10:24:00 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[P0052298_LALC_9BlaxlandRd_Stage1.6_D02.pdf](#)
[P0052299_LALC_25-27LeedsSt_Stage1.6_D02.pdf](#)
[P0052300_LALC_29MarquetSt_Stage1.6_D02.pdf](#)

Good morning,

I am emailing to provide a recently updated list of Registered Aboriginal Parties (RAPs) registered to participate in the Aboriginal Cultural Heritage Assessment (ACHA) of the following properties:

Property Address	Legal Description
29 Marquet Street, Rhodes, NSW	Lot 40/DP 1275410 & Lot 102/DP624798
9 Blaxland Road and 424 Concord Road, Rhodes	SP 75954 & Lot 7/DP972101
25-27 Leeds Street, Rhodes	Lot 2/DP1192949, Lot A/DP329241 & Lot C/DP367132

In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010), please find attached the updated list of RAPs and notification letter issued under Section 4.1.3 for each of the above properties.

If you have any questions, please let us know.

Take care,
Ginger-Rose

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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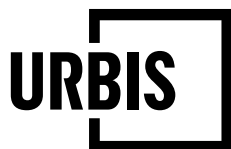
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LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000**

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Urbis Ltd
ABN 50 105 256 228

29 April 2024

Metropolitan Local Aboriginal Land Council
PO Box 1103
Strawberry Hills, NSW 2016
By email: officeadmin@metrolalc.org.au

To whom it may concern,

25-27 LEEDS STREET – ABORIGINAL CULTURAL HERITAGE ASSESSMENT – LIST OF REGISTERED ABORIGINAL PARTIES AND NOTIFICATION LETTER

In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010) please find below the compiled list of Registered Aboriginal Parties (RAPs) and notification letter under Section 4.1.3 for the abovementioned project (attached to associated email).

Table 1 – List of Registered Aboriginal Parties

Name	Contact
Butucarbin	Jennifer Beale
Didgengunawal Clan (DNC)	Paul Boyd & Lilly Carroll
Goobah Development Pty Ltd	Basil Smith
Metropolitan Local Aboriginal Land Council	Nathan Moran
Ngambaa Cultural Connections	Kaarina Slater
Thomas Dahlstrom	Thomas Dahlstrom
Waawaar Awaa Aboriginal Corporation	Rodney Gunther
Wailwan Aboriginal Group	Philip Boney
Yarrawalk PTY Limited	Scott Franks



Please do not hesitate to contact us should you have any queries in relation to the provided information.

Kind regards,

A handwritten signature in black ink, appearing to be "A. Olsen", with a long horizontal flourish extending to the right.

Aaron Olsen
Senior Consultant
+61 2 8233 9957
aolsen@urbis.com.au

From: [Ginger-Rose Harrington](#)
To: [OEH HD Heritage Mailbox](#)
Cc: [Aaron Olsen](#)
Subject: Updated Stage 1.6 Agency Letters - Marquet Street, Blaxland Road & Leeds Street, Rhodes ACHAs (Our Ref#P0048748 & P0052298)
Date: Monday, 29 April 2024 10:27:00 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[P0052300_HNSW_29MarquetSt_Stage1.6_D02.pdf](#)
[P0052299_HNSW_25-27LeedsSt_Stage1.6_D02.pdf](#)
[P0052298_HNSW_9BlaxlandRd_Stage1.6_D02.pdf](#)

Good morning,

I am emailing to provide a recently updated list of Registered Aboriginal Parties (RAPs) registered to participate in the Aboriginal Cultural Heritage Assessment (ACHA) of the following properties:

Property Address	Legal Description
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In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010), please find attached the updated list of RAPs and notification letter issued under Section 4.1.3 for each of the above properties.

If you have any questions, please let us know.

Take care,
Ginger-Rose

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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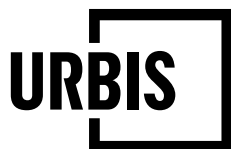
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LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000

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Urbis Ltd
ABN 50 105 256 228

29 April 2024

Aboriginal Cultural Heritage Regulation Branch
Heritage NSW
Department of Planning & Environment
By email: heritagemailbox@environment.nsw.gov.au

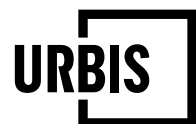
To whom it may concern,

25-27 LEEDS STREET – ABORIGINAL CULTURAL HERITAGE ASSESSMENT – STAGE 1.6 LIST OF REGISTERED ABORIGINAL PARTIES AND NOTIFICATION LETTER

In accordance with Section 4.1.6 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW, 2010) please find below the compiled list of Registered Aboriginal Parties (RAPs) and notification letter under Section 4.1.3 for the abovementioned project (attached to associated email).

Table 1 – List of Registered Aboriginal Parties

Name	Contact
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Thomas Dahlstrom	Thomas Dahlstrom
Waawaar Awaa Aboriginal Corporation	Rodney Gunther
Wailwan Aboriginal Group	Philip Boney



Name	Contact
Yarrowalk PTY Limited	Scott Franks

Please do not hesitate to contact us should you have any queries in relation to the provided information.

Kind regards,

A handwritten signature in black ink, appearing to be "A. Olsen", with a long horizontal flourish extending to the right.

Aaron Olsen
Senior Consultant
+61 2 8233 9957
aolsen@urbis.com.au

From: [Ginger-Rose Harrington](#)
To: [Aaron Olsen](#)
Bcc: [lilly_carroll](#); [scott@varrawalk.com.au](#); [scott@toconwall.com.au](#); [butuheritage@gmail.com](#); [gamila_roi@yahoo.com.au](#); [Waawaar.awaa@gmail.com](#); [waarlan12@outlook.com](#); [ngambaa.culturalconnections@gmail.com](#); [goobahchts@gmail.com](#); [bunjil.smith@gmail.com](#)
Subject: 25-27 Leeds Street, Rhodes - ACHA Stage 2&3
Date: Monday, 15 April 2024 2:28:00 PM
Attachments: [P0052299_25-27LeedsSt_Stage2-3.pdf](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

Good afternoon,

Thank you for registering your interest in the Aboriginal Cultural Heritage Assessment ('ACHA') of 25-27 Leeds Street, Rhodes, NSW.

In accordance with Sections 4.2 and 4.3 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW 2010), please find attached a letter which provides information on the project and the methodology proposed to be employed for the ACHA.

You will note that we have included a request for specific information in the form of a questionnaire. We would appreciate your response to that questionnaire as soon as possible.

If you wish to provide any comments in relation to the attached document, please do so by 5:00pm on 13th May 2024 to:

Ginger-Rose Harrington
Consultant
Urbis Ltd
Level 8, 123 Pitt Street, Sydney, 2000
E: gharrington@urbis.com.au

Please let us know if you have any questions.

Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

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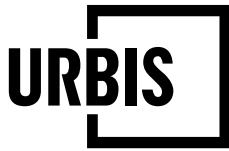
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Learn more about our **Reconciliation Action Plan**.

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**ANGEL PLACE
LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000**

URBIS.COM.AU
Urbis Ltd
ABN 50 105 256 228

15th April 2024

To whom it may concern,

25-27 LEEDS STREET – ABORIGINAL CULTURAL HERITAGE ASSESSMENT – PRESENTING & GATHERING INFORMATION

Thank you for your interest in the Aboriginal Cultural Heritage Assessment (ACHA) of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area') (Figure 1 and Figure 2).

Urbis has been commissioned by Billbergia Pty Ltd ('the Proponent') to undertake the ACHA to support a Significant Development Application (SSD- 67419241), seeking approval for the demolition of existing buildings and the construction of six mixed use residential towers.

The Proponent can be contacted via:

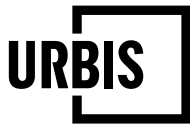
Thomas Nader
Billbergia Pty Ltd
Thomas.Nader@billbergia.com.au

In accordance with Regulations 60(5)-(6) of the *National Parks and Wildlife Regulation 2019* ('NPW Reg') and Section 4.2 and 4.3 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (Department of Environment, Climate Change and Water NSW) ('the Consultation Requirements') this present communication aims to provide all Registered Aboriginal Parties (RAPs) with the proposed project information and a process to facilitate the following:

- Contribute to culturally appropriate information gathering and the research methodology.
- Provide information that will enable the cultural significance of Aboriginal objects and/or places on the proposed project area to be determined.
- Have input into the development of any cultural heritage management options.

SUBJECT AREA

The subject area is located at 25-27 Leeds Street, Rhodes, on the traditional lands of the Wangal Clan in NSW. Legally, this location is defined as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').



The subject area is located approximately 12km North-West of the Sydney CBD (Central Business District). It is located in the City of Canada Bay Local Government Area (LGA), within the administrative catchment of the Metropolitan Local Aboriginal Land Council (LALC).

The subject area measures approximately 11,692m² in area and is currently occupied by light industrial buildings, open air car parking and paving. Trees and medium shrubbery borders the site to the north, west and south, with the eastern boundary of the site abutting similar light industrial uses. The subject area boundaries are defined by Parramatta River to the north, Concord Road to the east, Leeds Street to the south and Blaxland Road to the west. It is currently zoned MU1 – Mixed Use area, with no existing or applicable permit approvals.

PROPOSED WORKS

The proposed development of the subject area comprises the demolition of existing buildings and the construction of six mixed use residential towers, including the following:

- Site preparation works including demolition and removal of existing structures on the site, tree and vegetation removal.
- Bulk excavation to accommodate the proposed consolidated basement structure.
- Remediation
- Construction of six mixed-use buildings (of varying heights), including:
 - Construction of through site links and foreshore public domain (park and promenade).
 - Two (2) levels of basement for parking, loading, servicing and storage
- Communal open spaces, storage areas and services.

METHODOLOGY

The proposed impact assessment process for the ACHA, including the input points into the investigation and assessment activities for RAPs, is outlined below, in accordance with Reg. 60(6) of the NPW Reg and Section 4.2.2(b) of the Consultation Requirements.

The ACHA will be conducted in accordance with Part 6 of the *National Parks and Wildlife Act 1974* ('NPW Act') and Part 5 of the NPW Reg. It will further adhere to the following guidelines:

- *Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW* (OEH 2011)
- *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010)
- *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (DECCW 2010)

The ACHA will follow the general methodology described in Table 1 below.

Table 1 – Aboriginal cultural heritage assessment methodology

Process Method	Description
Desktop assessment	Collection and evaluation of background information, including archaeological and historical resources and environmental conditions, to develop a predictive model for archaeological potential.
Consultation with RAPs	Providing information on the project to RAPs and gathering information about the proposed methodology and the Aboriginal cultural heritage values and significance of the subject area.
Preparation of draft ACHA report	Synthesis of all information collected during the ACHA process to prepare a draft assessment report and provision of the draft report to the Proponent and the RAPs for comments. The report will include an assessment of significance of any Aboriginal objects or Aboriginal cultural heritage values that may exist within the subject area, an impact assessment and provide management and mitigation measures.
Finalisation of ACHA report	Incorporation of all comments from the Proponent and RAPs into ACHA report and finalisation.

Urbis welcomes input and information from the RAPs at any stage throughout the entire process of the ACHA. Consistent with the Consultation Requirements, the formal input points for the consultation are the following:

- During Stage 2 and 3 – Following review of the current communication which presents information about the proposed project and ACHA methodology.
- During Stage 2 and 3 – During or following the site visit and meeting.
- During Stage 4 – Following review of the draft ACHA.

CRITICAL TIMELINES

The critical timelines and milestones for the completion of the ACHA and delivery of reports are presented in Table 2 below, in accordance with Section 4.22 (c) of the Consultation Requirements. Please note the presented timeframes are estimates only and are intended as a guide to allow forward planning of personnel and resources.



Table 2 – Critical timelines

Project Stage	Anticipated Timeframe
Stage 2 and 3: Provision of comments on the provided information and proposed methodology (this document)	Within 28 days of the present document date (i.e. by 13 th May 2024)
Site Inspection	Within 1 week of the completion of Stages 2 and 3
Stage 4: Provision of the draft ACHA report (including the proposed management and mitigation measures) to the RAPs	Within 2 weeks of completion of the site inspection
Stage 4: Provision of comments on the draft ACHA report	Within 28 days of delivery of the draft ACHA report to RAPs
Stage 4: Finalisation of the ACHA report including the consideration of all comments and feedback	Within one week of the closing of the comment period for the draft ACHA report

ROLES, FUNCTIONS AND RESPONSIBILITIES

The roles, functions and responsibilities of the proponent and RAPs are defined below, in accordance with Section 4.2.2(d) of the Consultation Requirements.

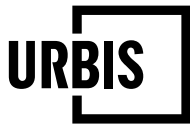
The roles, functions and responsibilities of the Proponent, Urbis (acting on behalf of the Proponent), RAPs and any other parties involved in the consultation process are those defined in Section 5 of the Consultation Requirements.

Please note that, in accordance with Section 3.4 of the Consultation Requirements, consultation does not include the employment of Aboriginal people to assist in field assessment and/or site monitoring. Furthermore, there is no obligation on the Proponent to employ Aboriginal people registered for consultation. Aboriginal people may provide services to the Proponent through a contractual arrangement separate to the consultation process. Consultation will continue irrespective of potential or actual employment opportunities for Aboriginal people.

GATHERING CULTURAL INFORMATION

Urbis is providing the opportunity for RAPs to identify, raise and discuss their cultural concerns, perspectives and assessment requirements (if any), in accordance with Section 4.2.2(e) of the Consultation Requirements.

Urbis is actively seeking information on the cultural heritage and cultural significance of the subject area. Such information includes the existence of any Aboriginal objects of cultural value to Aboriginal people in or near the subject area (whether declared under s.84 of the NPW Act or not), including places of social, spiritual and cultural value, historic places with cultural significance and potential places/areas of historic, social, spiritual and/or cultural significance.



Please also consider the following when providing information:

- Do you have information on any Aboriginal objects within or near the subject area?
- Do you or somebody you know have information of cultural values, stories in relation to the subject area and if that information can be shared?

If you or your organisation has sensitive or restricted public access information for determining or managing the heritage values of the subject area, it is proposed that the proponent will manage this information (if provided by the Aboriginal community) in accordance with a sensitive cultural information management protocol. It is anticipated that the protocol will include making note of and managing the material in accordance with the following key limitations as advised by Aboriginal people at the time of the information being provided:

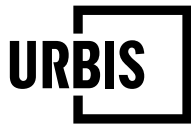
- Any restrictions on access of the material.
- Any restrictions on communication of the material (confidentiality).
- Any restrictions on the location/storage of the material.
- Any cultural recommendations on handling the material.
- Any names and contact details of persons authorised within the relevant Aboriginal group to make decisions concerning the Aboriginal material and degree of authorisation.
- Any details of any consent given in accordance with customary law.
- Any access and use by the RAPs of the cultural information.

Please consider the above list when providing your recommendations regarding any culturally sensitive information.

QUESTIONNAIRE

To streamline information gathering during Stage 2 and 3, and to inform the proponent for any field inspection component, Urbis requests the following information from you:

- **Cultural connection:** Please describe the nature of your cultural connection to the country on which the subject area is situated. Please include any **relevant cultural knowledge or knowledge of Aboriginal objects or places within the subject area**. Have you ever lived in or near the subject area? If you are a Traditional Owner, please state this clearly.
- **Representing your community members:** Please state who you or your organisation represents. Do you or your organisation represent other members of the Aboriginal community? If so, please describe how information is provided to the other members, and how their information and knowledge may be provided back to the proponent and Urbis.
- **Previous experience:** Please list your relevant (for example, in the area of the proposed project) previous experience in providing cultural heritage advice and survey participation.
- **Schedule of Rates:** Please provide your Certificate of Currency including Product and Public Liability Insurance and Worker's Compensation. Please also include a schedule of rates (hourly/half day/day) for fieldwork participation, and include any expenses you may expect to incur, and these will be sought to be reimbursed. *Please note that it is for the discretion for the proponent to decide if they invite RAPs for site works and the consultation process does not guarantee paid employment.*



Please provide your response to the above questions along with any other information you wish to provide to:

Ginger-Rose Harrington
Urbis Pty Ltd
gharrington@urbis.com.au
Level 8, 123 Pitt Street, Sydney, 2000.

Please provide the requested information by **5:00pm, 13th May 2024**. Comments received after that date might be excluded from the draft ACHAR.

Kind regards,

A handwritten signature in black ink, consisting of a stylized, cursive 'A' followed by a horizontal line.

Aaron Olsen
Senior Consultant
+61 2 8233 9957
aolsen@urbis.com.au

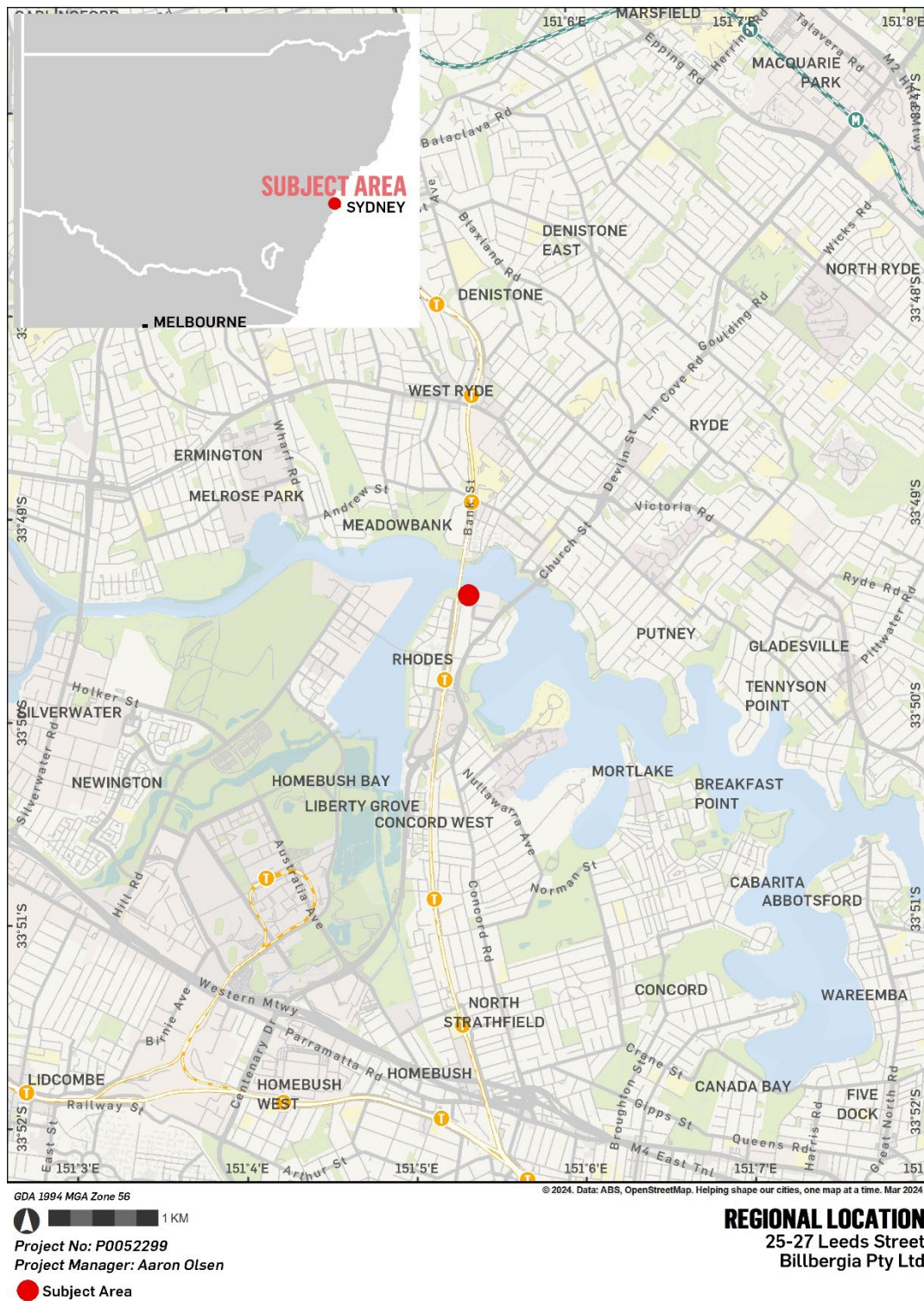


Figure 1 – Regional location of the subject area



Figure 2 – Subject area

From: [Ginger-Rose Harrington](#)
To: metrolalc@metrolalc.org.au
Cc: [Aaron Olsen](#)
Subject: 25-27 Leeds Street, 9 Blaxland Road & 23-29 Marquet Street, Rhodes - ACHA Stage 2&3
Date: Monday, 15 April 2024 2:31:00 PM
Attachments: [P0052299_25-27LeedsSt_Stage2-3.pdf](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[P0052300_23-29MarquetStreet_Stage2-3.pdf](#)
[P0052298_9BlaxlandRd_Stage2-3.pdf](#)

Good afternoon,

Thank you for registering your interest in the Aboriginal Cultural Heritage Assessment ('ACHA') of the following ACHAs:

- 25-27 Leeds Street, Rhodes, NSW.
- 9 Blaxland Road and 424 Concord Road, Rhodes, NSW.
- 23-29 Marquet Street, Rhodes, NSW.

In accordance with Sections 4.2 and 4.3 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW 2010), please find attached a letter which provides information on each project and the methodology proposed to be employed for the ACHAs.

You will note that we have included a request for specific information in the form of a questionnaire. We would appreciate your response to that questionnaire as soon as possible.

If you wish to provide any comments in relation to the attached document, please do so by 5:00pm on 13th May 2024 to:

Ginger-Rose Harrington
Consultant
Urbis Ltd
Level 8, 123 Pitt Street, Sydney, 2000
E: gharrington@urbis.com.au

Please let us know if you have any questions.

Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au

**SHAPING
CITIES AND
COMMUNITIES**



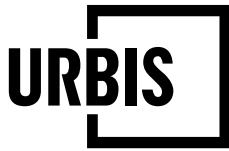
ANGEL PLACE, LEVEL 8, 123 PITT STREET
SYDNEY, NSW 2000, AUSTRALIA
GADIGAL COUNTRY
T +61 2 8233 9900

URBIS' INNOVATE RECONCILIATION ACTION PLAN

Follow our journey of learning and growth as we work towards embedding meaningful engagement with First Peoples in our work.

Urbis recognises the traditional owners of the land on which we work.
Learn more about our [Reconciliation Action Plan](#).

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LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000**

URBIS.COM.AU
Urbis Ltd
ABN 50 105 256 228

15th April 2024

To whom it may concern,

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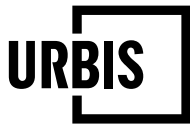
Thomas Nader
Billbergia Pty Ltd
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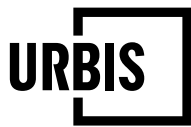


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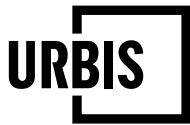
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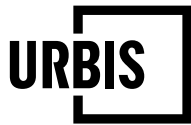
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Please provide your response to the above questions along with any other information you wish to provide to:

Ginger-Rose Harrington
Urbis Pty Ltd
gharrington@urbis.com.au
Level 8, 123 Pitt Street, Sydney, 2000.

Please provide the requested information by **5:00pm, 13th May 2024**. Comments received after that date might be excluded from the draft ACHAR.

Kind regards,

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Aaron Olsen
Senior Consultant
+61 2 8233 9957
aolsen@urbis.com.au

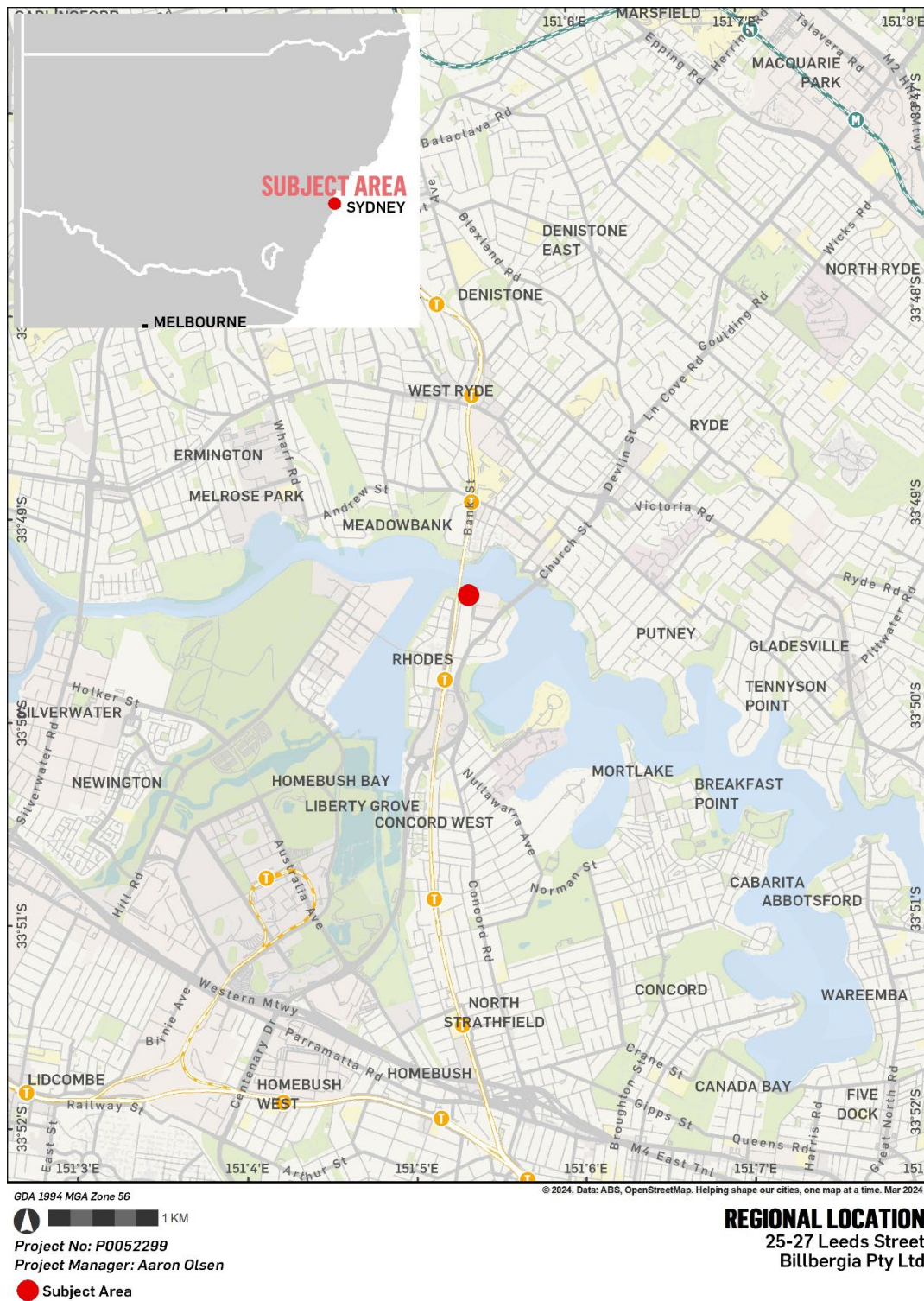


Figure 1 – Regional location of the subject area



Figure 2 – Subject area

From: [lilly_carroll](#)
To: [Ginger-Rose Harrington](#)
Subject: Re: 25-27 Leeds Street, Rhodes - ACHA Stage 2&3
Date: Monday, 15 April 2024 8:38:56 PM
Attachments: [experience.pdf](#)
[image005.png](#)
[image004.png](#)
[image003.png](#)
[image002.png](#)
[image001.png](#)
[image006.png](#)

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Hi Ginger

DNC has knowledge to this area as we previously worked here, down towards the water. we also know future prospects of what's happening in roads towards education and other infrastructure.. Phillip Carroll is Ngunawal Elder, which was an automatic man and black tracker and had close ties throughout the metropolitan area.
I will send my Previous experience on another email!

Day rate \$800 exc GST
Half day \$475

Kind regards
Paul boyd & Lilly Carroll
Directors DNC
0426 823 944
[Sent from Yahoo Mail for iPhone](#)

On Monday, April 15, 2024, 2:28 PM, Ginger-Rose Harrington <gharrington@urbis.com.au> wrote:

Good afternoon,

Thank you for registering your interest in the Aboriginal Cultural Heritage Assessment ('ACHA') of 25-27 Leeds Street, Rhodes, NSW.

In accordance with Sections 4.2 and 4.3 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW 2010), please find attached a letter which provides information on the project and the methodology proposed to be employed for the ACHA.

You will note that we have included a request for specific information in the form of a questionnaire. We would appreciate your response to that questionnaire as soon as possible.

If you wish to provide any comments in relation to the attached document, please do so by 5:00pm on **13th May 2024** to:

Ginger-Rose Harrington
Consultant
Urbis Ltd
Level 8, 123 Pitt Street, Sydney, 2000
E: gharrington@urbis.com.au

Please let us know if you have any questions.

Kind regards,
Ginger

GINGER-ROSE HARRINGTON
CONSULTANT

D +61 2 8424 5139
E gharrington@urbis.com.au



ANGEL PLACE, LEVEL 8, 123 PITT STREET
SYDNEY, NSW 2000, AUSTRALIA
GADIGAL COUNTRY
T +61 2 8233 9900

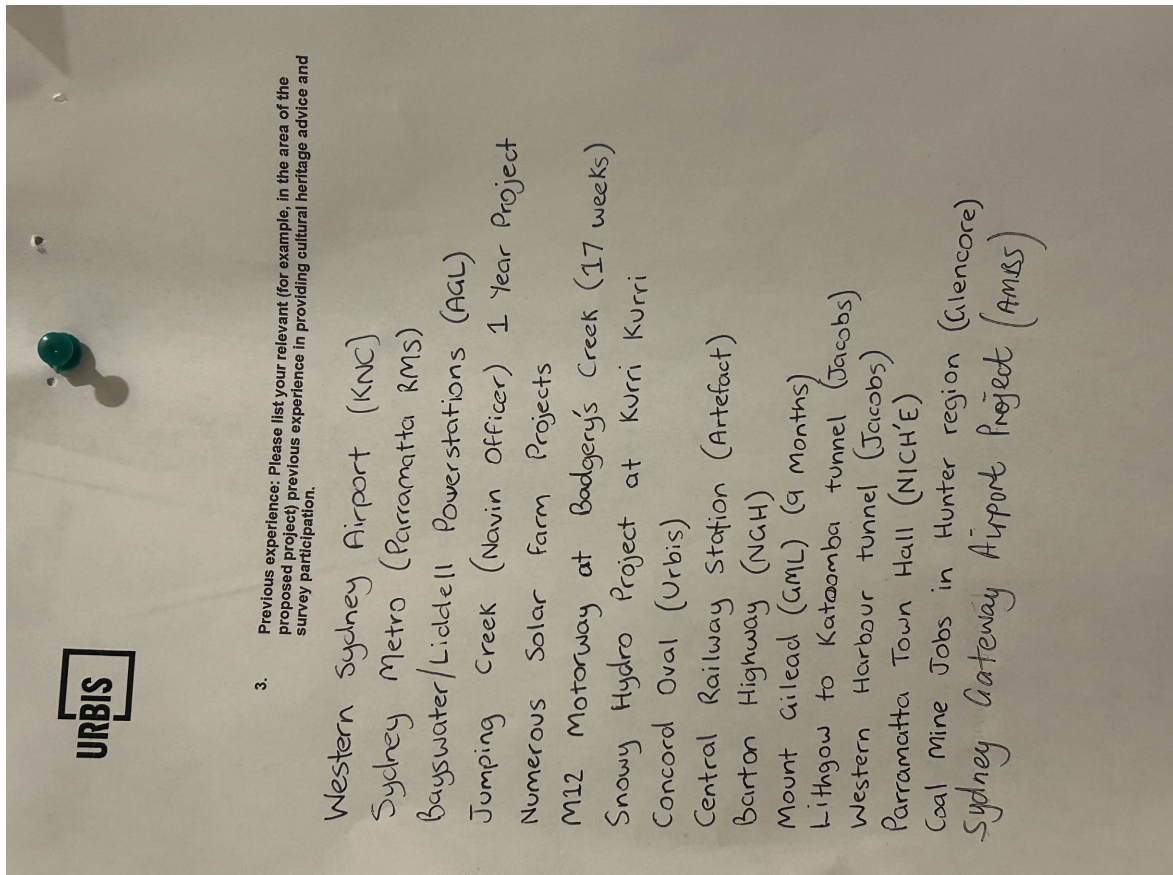


Urbis recognises the traditional owners of the land on which we work.
Learn more about our [Reconciliation Action Plan](#).

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From: [lilly carroll](#)
To: [Ginger-Rose Harrington](#)
Subject: DNCs previous experience
Date: Monday, 15 April 2024 8:39:10 PM

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[Sent from Yahoo Mail for iPhone](#)

From: [Owen Barrett](#)
To: [Ali Byrne](#)
Cc: [Sam Richards](#); [Aaron Olsen](#)
Bcc: [philip.khan](#); "[waarlan12@outlook.com](#)"; metrolalc@metrolalc.org.au
Subject: Aboriginal Cultural Heritage Assessments - Site inspections in Rhodes
Date: Tuesday, 14 May 2024 11:04:00 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

Good Morning,

We have previously been in consultation with you for three Aboriginal Cultural Heritage Assessments (ACHAs) in Rhodes as follows:

- Rhodes Residential Development SSDAs (our ref. P0048748): one assessment for 25-27 Leeds Street and one for 23-29 Marquet Street
- 9 Blaxland Road and 424 Concord Road (our ref. P0052298)

We would now like to conduct the site inspections for the three locations. These are all heavily developed urban locations relatively close to each other and are not anticipated to demand too much time. We therefore hope to cover all three sites in around three hours.

Could you please advise us of your availability? We hope to conduct these early next week.

If you would like to attend, could you please forward us your current rates, and insurances if they have not already been provided.

Thank you

OWEN BARRETT
SENIOR CONSULTANT

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E obarrett@urbis.com.au

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COMMUNITIES**



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From: [Owen Barrett](#)
To: [Ali Byrne](#)
Cc: [Sam Richards](#); [Aaron Olsen](#)
Bcc: [philip.khan](#); [waarian12@outlook.com](#)
Subject: RE: Aboriginal Cultural Heritage Assessments - Site inspections in Rhodes
Date: Friday, 17 May 2024 4:09:00 PM
Attachments: [image001.png](#)
[image002.png](#)
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[image006.png](#)
[image007.png](#)
[image008.png](#)

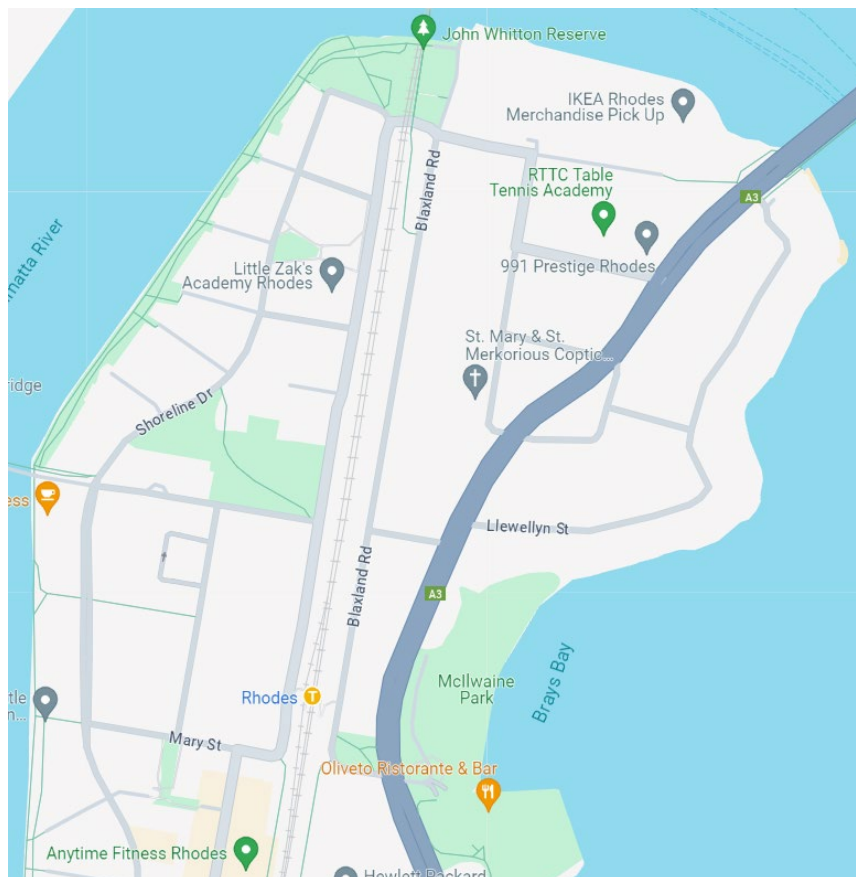
God afternoon,

I am confirming that the site inspections will go ahead at the locations outlined below from 2pm to 5pm approximately.

We will meet at 25-27 Leeds Street and go by foot to the remaining sites. These are approximately 800m apart (see below).

Please wear Hi-vis. No other PPE will be necessary.

Thanks

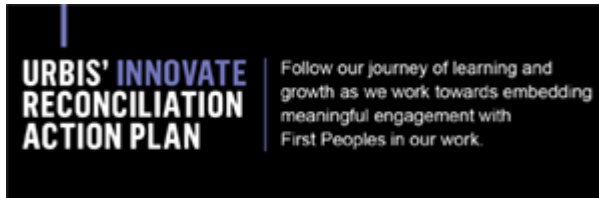


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From: Owen Barrett

Sent: Tuesday, May 14, 2024 11:05 AM

To: Ali Byrne <abyrne@urbis.com.au>

Cc: Sam Richards <sam.richards@urbis.com.au>; Aaron Olsen <aolsen@urbis.com.au>

Subject: Aboriginal Cultural Heritage Assessments - Site inspections in Rhodes

Good Morning,

We have previously been in consultation with you for three Aboriginal Cultural Heritage Assessments (ACHAs) in Rhodes as follows:

- Rhodes Residential Development SSDAs (our ref. P0048748): one assessment for 25-27 Leeds Street and one for 23-29 Marquet Street
- 9 Blaxland Road and 424 Concord Road (our ref. P0052298)

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Could you please advise us of your availability? We hope to conduct these early next week.

If you would like to attend, could you please forward us your current rates, and insurances if they have not already been provided.

Thank you

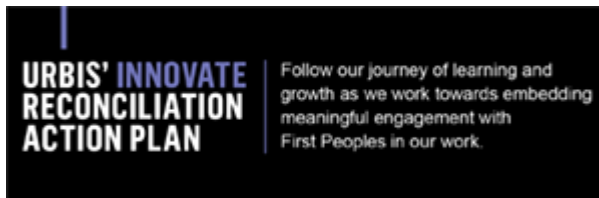
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From: [Ginger-Rose Harrington](#)
To: [Ali Byrne](#)
Bcc: [officeadmin@metrolalc.org.au](#); [diddgengunawalclan@yahoo.com.au](#); [scott@yarrawalk.com.au](#); [scott@tocomwall.com.au](#); [butuheritage@gmail.com](#); [gamila_roi@yahoo.com.au](#); [Waawaar.awaa@gmail.com](#); [waarlan12@outlook.com](#); [ngambaa.culturalconnections@gmail.com](#); [goobahchts@gmail.com](#); [bunjil.smith@gmail.com](#)
Subject: Stage 4 Draft ACHA - 25-27 Leeds Street, Rhodes (Our Ref#P0048748)
Date: Monday, 3 June 2024 3:21:00 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)

Good afternoon

Thank you again for your interest in the Aboriginal Cultural Heritage Assessment ('ACHA') of 25-27 Leeds Street, Rhodes, NSW.

We now provide a draft ACHA report for your review and comment, in accordance with section 4.4 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW).

The draft ACHA is accessible here: <https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:e6ecfaed-b372-3f8a-92f0-1f430a4d338b>

If you wish to provide any comments for inclusion into the report, please do so by **2 July 2024** to:

Ginger-Rose Harrington
Consultant
Urbis Ltd
Level 8, 123 Pitt Street
Sydney NSW 2000
E: gharrington@urbis.com.au

If you have any questions, please do not hesitate to reach out.

Kind regards

GINGER-ROSE HARRINGTON
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The logo for URBIS, featuring the word "URBIS" in a bold, white, sans-serif font. The letters are contained within a white square frame that is partially open on the right side. The background of the entire page is a gradient from purple at the top to yellow at the bottom, with a white horizontal line intersecting the vertical line of the logo frame.

URBIS

ABORIGINAL CULTURAL HERITAGE ASSESSMENT DRAFT

25-27 Leeds Street,
Rhodes NSW
Wangal Land

Prepared for
BILLBERGIA PTY LTD
03 June 2024

URBIS STAFF RESPONSIBLE FOR THIS REPORT WERE:

Director	Balazs Hansel, MA Archaeology, MA History, M. ICOMOS
Associate Director	Ali Byrne, BA Archaeology (Hons)
Consultant	Ginger-Rose Harrington, BAncHist (Archaeology)
Report Version	Draft issued 03/06/2024
	Final issued [DATE]

Urbis acknowledges the important contribution that Aboriginal and Torres Strait Islander people make in creating a strong and vibrant Australian society.

We acknowledge, in each of our offices the Traditional Owners on whose land we stand.

All information supplied to Urbis in order to conduct this research has been treated in the strictest confidence. It shall only be used in this context and shall not be made available to third parties without client authorisation. Confidential information has been stored securely and data provided by respondents, as well as their identity, has been treated in the strictest confidence and all assurance given to respondents have been and shall be fulfilled.

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You must read the important disclaimer appearing within the body of this report.

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DRAFT

GLOSSARY

Term	Definition
Aboriginal ceremony and dreaming site	Previously referred to as mythological sites, these are spiritual/story places where no physical evidence of previous use of the place may occur, e.g. natural unmodified landscape features, ceremonial or spiritual areas, men's/women's sites, dreaming (creation) tracks, marriage places etc. These are Aboriginal site features recordable on AHIMS.
Aboriginal cultural heritage	The tangible (objects) and intangible (dreaming stories, legends and places) cultural practices and traditions associated with past and present-day Aboriginal communities.
Aboriginal object	As defined in the NPW Act, any deposit, object or material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of the area that comprises NSW, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction, and includes Aboriginal remains.
Aboriginal place	As defined in the NPW Act, any place declared to be an Aboriginal place (under s.84 of the NPW Act) by the Minister administering the NPW Act, by order published in the NSW Government Gazette, because the Minister is of the opinion that the place is or was of special significance with respect to Aboriginal culture. It may or may not contain Aboriginal objects.
Aboriginal resource and gathering sites	Related to everyday activities such as food gathering, hunting, or collection and manufacture of materials and goods for use or trade. These are Aboriginal site features recordable on AHIMS.
AHIMS	Aboriginal Heritage Information Management System. A register of previously reported Aboriginal objects and Aboriginal places in NSW, managed under Section 90 of the NPW Act.
AHIP	Aboriginal Heritage Impact Permit. A permit issued under Section 90, Division 2 of Part 6 of the NPW Act.
Archaeology	The scientific study of material remains of past human life, including artefacts, relics, ruins, buildings and their environment and context.
Art	Art is found in shelters, overhangs and across rock formations. Techniques include painting, drawing, scratching, carving engraving, pitting, conjoining, abrading and the use of a range of binding agents and the use of natural pigments obtained from clays, charcoal and plants. These are Aboriginal site features recordable on AHIMS.
Artefact	Objects such as stone tools, and associated flaked material, spears, manuports, grindstones, discarded stone flakes, modified glass or shell demonstrating evidence of use of the area by Aboriginal people. These are Aboriginal site features recordable on AHIMS.
Artefact scatter	Multiple artefacts associated with one another in the same context. These are recordable on AHIMS as 'artefacts'.
Burial	A traditional or contemporary (post-contact) burial of an Aboriginal person, which may occur outside designated cemeteries and may not be marked, e.g. in caves, marked by stone cairns, in sand areas, along creek banks etc. These are Aboriginal site features recordable on AHIMS.

Term	Definition
Ceremonial ring	A Raised earth ring associated with ceremony. These are Aboriginal site features recordable on AHIMS.
Cliff	A steep rock face
Code of Practice	<i>Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales</i> (DECCW 2010b).
Conflict site	Previously referred to as massacre sites where confrontations occurred between Aboriginal and non-Aboriginal people, or between different Aboriginal groups. These are Aboriginal site features recordable on AHIMS.
DECCW	Department of Environment, Climate Change and Water NSW.
Due Diligence Code	<i>Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales</i> (DECCW 2010a)
Dune	As defined in the Due Diligence Code, a sand ridge or sand hill formed by the wind.
Earth mound	A mounded deposit of round to oval shape containing baked clay lumps, ash, charcoal and, usually, black or dark grey sediment. The deposit may be compacted or loose and ashy. Mounds may contain various economic remains such as mussel shell and bone as well as stone artefacts. Occasionally they contain burials. These are Aboriginal site features recordable on AHIMS.
EPA Act	<i>Environmental Planning and Assessment Act 1979</i> (NSW)
EPBC Act	<i>Environment Protection and Biodiversity Conservation Act 1999</i> (Cth)
Fish trap	A modified area on watercourses where fish were trapped for short-term storage and gathering. These are Aboriginal site features recordable on AHIMS.
Grinding grooves	A groove in a rock surface resulting from manufacture of stone tools such as ground edge hatchets and spears, or rounded depressions resulting from grinding of seeds and grains. These are Aboriginal site features recordable on AHIMS.
Harm	As defined in the NPW Act, to destroy, deface, damage or move an Aboriginal object or destroy, deface or damage a declared Aboriginal place. Harm may be direct or indirect (e.g. through increased visitation or erosion). Harm does not include something that is trivial or negligible.
Habitation structure	Structures constructed by Aboriginal people for short- or long-term shelter. Temporary structures are commonly preserved away from the coastline and may include historic camps of contemporary significance. Smaller structures may make use of natural materials such as branches, logs and bark sheets or manufactured materials such as corrugated iron to form shelters. Archaeological remains of a former structure such as chimney/fireplace, raised earth building platform, excavated pits, rubble mounds etc. These are Aboriginal site features recordable on AHIMS.
Headland	A narrow piece of coastal land that projects from a coastline into the sea or ocean
Hearth	Aboriginal site feature recordable on AHIMS. Cultural deposit sometimes marked by hearth stones, usually also contains charcoal and may also contain heat treated stone fragments.
Isolated find	A single artefact found in an isolated context. These are recordable on AHIMS as 'artefacts'.

Term	Definition
Modified Trees	Trees which show the marks of modification as a result of cutting of bark from the trunk for use in the production of shields, canoes, boomerangs, burials shrouds, for medicinal purposes, foot holds etc, or alternately intentional carving of the heartwood of the tree to form a permanent marker to indicate ceremonial use/significance of a nearby area, again these carvings may also act as territorial or burial markers. These are Aboriginal site features recordable on AHIMS.
Non-human bone and organic material	Objects which can be found within cultural deposits as components of an Aboriginal site such as fish or mammal bones, ochres, cached objects which may otherwise have broken down such as resin, twine, dilly bags, nets etc. These are Aboriginal site features recordable on AHIMS.
NPW Act	<i>National Parks and Wildlife Act 1974</i>
NPW Regulation	<i>National Parks and Wildlife Regulation 2019</i>
Ochre quarry	A source of ochre used for ceremonial occasions, burials, trade and artwork. These are Aboriginal site features recordable on AHIMS.
PAD	A 'potential archaeological deposit'. An area where Aboriginal objects may occur below the ground surface. These are Aboriginal site features recordable on AHIMS.
Ridge	A compound landform element comprising a narrow crest that is longer than its width
Ridge top (or ridgeline)	The crest of a ridge that extends along its highest contours
Shell	An accumulation or deposit of shellfish from beach, estuarine, lacustrine or riverine species resulting from Aboriginal gathering and consumption. Usually found in deposits previously referred to as 'shell middens.' These are Aboriginal site features recordable on AHIMS.
SSDA	State Significant Development Application, under Division 4.7 of the EP&A Act
Stone arrangement	Human produced arrangements of stone usually associated with ceremonial activities, or used as markers for territorial limits or to mark/protect burials. These are Aboriginal site features recordable on AHIMS.
Stone quarry	A source of stone which was quarried and used for the production of stone tools by Aboriginal people. These are Aboriginal site features recordable on AHIMS.
Waterhole	A source of fresh water for Aboriginal groups which may have traditional ceremonial or dreaming significance and/or may also be used to the present day as a rich resource gathering area (e.g. waterbirds, eels, clays, reeds etc). These are Aboriginal site features recordable on AHIMS.
Waters	As defined in the Due Diligence Code, the whole or any part of any river, stream, lake, lagoon, swamp, wetlands, natural watercourse and tidal waters (including the sea), where the boundary of tidal waters is defined as the high-water mark.

EXECUTIVE SUMMARY

Urbis was engaged by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment ('ACHA') of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 ('the subject area') (Figure 1 and Figure 2).

This ACHA has been prepared to support a State Significant Development Application (SSD- 67419241), seeking approval for the demolition of existing buildings and the construction of six mixed use residential towers.

The *Planning Secretary's Environmental Assessment Requirements* (SEARs) were issued on 9 February 2024. The ACHA was prepared to address SEARs Item 18 as presented in Table 1 below.

Table 1 – SEARs requirements.

Item	Requirement	Documentation
18. Aboriginal Cultural Heritage	Provide an Aboriginal Cultural Heritage Assessment Report prepared in accordance with relevant guidelines, identifying, describing and assessing any impacts on any Aboriginal cultural heritage values on the land.	Addressed by the Present ACHA report.

The ACHA was undertaken in accordance with the requirements of regs. 60 and 61 of the *National Parks and Wildlife Regulation 2019* (NSW) and the following guidelines:

- *Applying for an Aboriginal Heritage Impact Permit guide for applicants* (OEH 2011a)
- *Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW* (OEH 2011b) ('the Assessment Guidelines').
- *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010a) ('the Consultation Guidelines')
- *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (DECCW 2010b) ('the Code of Practice').

The aim of the ACHA is to investigate whether future development of the subject area is likely to impact any Aboriginal objects or Aboriginal places that may exist within the subject area and to formulate measures for avoiding or minimising any such impacts.

The ACHA concluded that:

- No known Aboriginal objects or Aboriginal places have been identified that are within, or likely to be within, the curtilage of the subject area.
- The subject area is located on the shoreline of the Parramatta River, which is considered indicative of likely past Aboriginal land use.
- Historical ground disturbance ranges from **moderate-high** due to land clearance, ploughing, construction and demolition of buildings, and construction of earthworks in shallow topsoil.
- As the subject area has been subjected to a high level of historical ground disturbance and it is unlikely that any intact natural topsoil remains anywhere in the subject area, the archaeological potential of the subject area is assessed to be **Very Low**.
- **Significance - [TO BE UPDATED UPON RECEIPT OF STAGE 4 RAP COMMENTS]**
- As there are no known Aboriginal objects within the subject area and it is unlikely to retain any as yet unknown Aboriginal objects, the proposed physical works are unlikely to cause either direct or indirect harm to Aboriginal objects or negatively impact inter-generational equity.

Based on the above conclusions, Urbis recommends that the proposed development warrants approval and satisfies SEARs Item 18 – Aboriginal Cultural Heritage. Urbis also recommends the implementation of the following:

▪ **Recommendation 1 – Submission of Report**

A copy of this report should be submitted with the Environmental Impact Statement (EIS) in support of SSD-67419241.

▪ **Recommendation 2 – No Further Archaeological Investigation**

As the proposed works are unlikely to cause harm to Aboriginal objects, it is recommended that no further investigation is required for the present development. The proposed development can proceed in line with the Archaeological Unexpected Finds Procedure and Human Remains Procedure outlined below.

▪ **Recommendation 3 – Unexpected Archaeological Finds Procedure**

Should any archaeological deposits be uncovered during any site works following lodgement and approval of SSDA, the following steps must be followed:

1. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or another nominated site representative must contact either the project archaeologist (if relevant) or Heritage NSW (Enviroline 131 555) to contact a suitably qualified archaeologist.
3. The nominated archaeologist must examine the find, provide a preliminary assessment of significance, record the item and decide on appropriate management measures. Heritage NSW/ Place Making NSW should be notified of the find through a Section 146 notification. Such management may require further consultation with the approval authority, preparation of a research design and archaeological investigation/salvage methodology.
4. Depending on the significance of the find, reassessment of the archaeological potential of the subject site may be required and further archaeological investigation undertaken.
5. Reporting may need to be prepared regarding the find and approved management strategies.
6. Works in the vicinity of the find can only recommence upon receipt of approval from Heritage NSW or Place Making NSW.

▪ **Recommendation 4 – Human Remains Procedure**

Should clearly identifiable human remains be uncovered anywhere within the subject site following lodgement and approval of SSDA, the following procedure should be implemented:

1. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or other nominated manager must notify the NSW Police and Heritage NSW.
3. The find must be assessed by the NSW Police, which may include the assistance of a qualified forensic anthropologist.
4. Management recommendations are to be formulated by the NSW Police, Heritage NSW and site representatives.
5. Works are not to recommence until the find has been appropriately managed.

In the event that bones are uncovered which may be human but cannot be confirmed by onsite staff, a suitably qualified archaeologist or heritage specialist should be contacted in the first instance to determine how to proceed.

1. INTRODUCTION

Urbis was engaged by Billbergia Pty Ltd ('the Proponent') to conduct an Aboriginal Cultural Heritage Assessment ('ACHA') of 25-27 Leeds Street, Rhodes, legally described as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 ('the subject area') (Figure 1 and Figure 2).

This ACHA has been prepared to support a State Significant Development Application (SSD- 67419241), seeking approval for the demolition of existing buildings and the construction of six mixed use residential towers.

The *Planning Secretary's Environmental Assessment Requirements* (SEARs) were issued on 9 February 2024. The ACHA was prepared to address SEARs Item 18 as presented in Table 2 below.

Table 2 – SEARs requirements.

Item	Requirement	Documentation
18. Aboriginal Cultural Heritage	Provide an Aboriginal Cultural Heritage Assessment Report prepared in accordance with relevant guidelines, identifying, describing and assessing any impacts on any Aboriginal cultural heritage values on the land.	Addressed by the Present ACHA report.

In response to the above SEARs requirements, the ACHA was undertaken in accordance with the requirements of regs. 60 and 61 of the *National Parks and Wildlife Regulation 2019* (NSW) and the following guidelines:

- *Applying for an Aboriginal Heritage Impact Permit guide for applicants* (OEH 2011a)
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- *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010a) ('the Consultation Guidelines')
- *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (DECCW 2010b) ('the Code of Practice').

The aim of the ACHA is to investigate whether future development of the subject area is likely to impact any Aboriginal objects or Aboriginal places that may exist within the subject area and to formulate measures for avoiding or minimising any such impacts.

1.1. SUBJECT AREA

The subject area is located at 25-27 Leeds Street, Rhodes, on the traditional lands of the Wangal Clan in NSW. Legally, this location is defined as Lot 2 in DP1192949, Lot A in DP329241 and Lot C in DP367132 (the 'subject area').

The subject area is located approximately 12km North-West of the Sydney CBD (Central Business District). It is located in the City of Canada Bay Local Government Area (LGA), within the administrative catchment of the Metropolitan Local Aboriginal Land Council (LALC).

The subject area measures approximately 11,692m² in area and is currently occupied by light industrial buildings, open air car parking and paving. Trees and medium shrubbery borders the site to the north, west and south, with the eastern boundary of the site abutting similar light industrial uses. The subject area boundaries are defined by Parramatta River to the north, Concord Road to the east, Leeds Street to the south and Blaxland Road to the west. It is currently zoned MU1 – Mixed Use area, with no existing or applicable permit approvals.

1.2. PROPOSED ACTIVITY

The proposal includes the construction of six mixed use residential towers.

The proposed works include the demolition of existing buildings and hardstand areas, site preparation works, removal of trees and construction comprising:

- Demolition of existing buildings and structures.
- Earthworks, excavation and retaining walls.
- Construction of six (6) mixed use residential towers, ranging in height from 10 to 18 storeys.
- Through site links, foreshore park and promenade.
- Two basement levels.
- On-site car parking and loaded within a consolidated basement, accessed from Blaxland Road. The proposed basement will be located partially underground due to the sloped topography.

Plans of the proposed development are provided in Figure 3-Figure 5.

1.3. STATUTORY CONTEXT

The protection and management of Aboriginal cultural heritage items, places and archaeological sites within New South Wales is governed by the relevant Commonwealth, State or local government legislation. These are discussed below in relation to the present subject area.

1.3.1. Environment Protection and Biodiversity Conservation Act 1999

The *Environment Protection and Biodiversity Conservation Act 1999* (Cth) ('the EPBC Act') provides protection for properties and places listed on the World Heritage List ('WHL'), the National Heritage List ('NHL') and the Commonwealth Heritage List ('CHL').

The WHL is a list of properties around the world considered to be of outstanding value to humanity, the NHL is a list of places of outstanding significance to the nation and the CHL is a list heritage places owned or controlled by the Australian Government. The WHL, NHL and CHL may include properties and places of Aboriginal heritage significance, in addition to places of natural and historical significance.

It is an offence under sections 15A, 15C, 27A and 27C of the EPBC Act to take any action that is likely to have a significant impact of the relevant heritage values of a place listed on the WHL, NHL or CHL. Approval from the Minister is required for controlled actions which will have a significant impact on items and places included on the WHL, NHL or CHL.

Properties and places listed on the WHL, NHL or CHL, are included in the Australian Heritage Database ('AHD'). The AHD also includes places under consideration, or that may have been considered, for any one of these lists. A search of the AHD was undertaken on 14th March 2024. The search did not identify any Aboriginal heritage properties or places within the curtilage of the subject area that are protected under the EPBC Act.

1.3.2. The National Parks and Wildlife Act 1974

The *National Parks and Wildlife Act 1974* (NSW) ('the NPW Act') protects 'Aboriginal objects' and 'Aboriginal places' in NSW. The NPW Act defines 'Aboriginal objects' and 'Aboriginal places' as follows:

- **Aboriginal object** means any deposit, object or material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of the area that comprises New South Wales, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction, and includes Aboriginal remains.
- **Aboriginal place** means any place, which may or may not contain Aboriginal objects, that is declared to be an Aboriginal place under section 84 of the NPW Act because it is or was of special significance with respect to Aboriginal culture.

Under section 86 of the NPW Act, it is an offence to harm or desecrate an Aboriginal object or Aboriginal place. Section 87 of the NPW Act provides the following defences to prosecution under s. 86 of the NPW Act:

- The harm was to a previously unknown Aboriginal object, other than a modified tree, and was caused by a low impact activity as defined in reg. 58 of the NPW Reg.

- The harm was to a previously unknown Aboriginal object and due diligence was exercised by the Proponent to determine whether the activity would harm an Aboriginal object and reasonably determined that no Aboriginal object would be harmed, per section 87(2) of the NPW Act.
- The harm or desecration was authorised by an Aboriginal Heritage Impact Permit ('AHIP'), per section 87(1) of the NPW Act.
- The harm or desecration was authorised by an approved State Significant Development Application, per section 4.41(1)(d) of the *Environmental Planning and Assessment Act 1979* (NSW).

1.3.3. Canada Bay Local Environment Plan 2013

The *Environmental Planning and Assessment Act 1979* (EP&A Act) requires each LGA to produce a Local Environment Plan (LEP). The LEP identifies items and areas of local heritage significance and outlines development consent requirements.

The subject area falls within the City of Canada Bay Local Government Area (LGA) and is subject to the Canada Bay Local Environmental Plan 2013 (Canada Bay LEP 2013). Under Section 5.10, Clause 2 of the Canada Bay LEP 2013, development consent is required when:

(d) disturbing or excavating an Aboriginal place of heritage significance,

(e) erecting a building on land--

(i) on which a heritage item is located or that is within a heritage conservation area, or

(ii) on which an Aboriginal object is located or that is within an Aboriginal place of heritage significance,

Under Section 5.10, Clause 8 it is specified that:

The consent authority must, before granting consent under this clause to the carrying out of development in an Aboriginal place of heritage significance—

(a) consider the effect of the proposed development on the heritage significance of the place and any Aboriginal object known or reasonably likely to be located at the place by means of an adequate investigation and assessment (which may involve consideration of a heritage impact statement), and

(b) notify the local Aboriginal communities, in writing or in such other manner as may be appropriate, about the application and take into consideration any response received within 28 days after the notice is sent.

Archaeological sites are listed under Schedule 5 of the Canada Bay LEP 2013. A search of the Canada Bay LEP 2013 was undertaken on 14th March 2024. No items of Aboriginal heritage significance are listed on the LEP within proximity of the subject area.

Under Division 4.7 of the EP&A Act, some legislation “does not apply” to development that is State significant development. This development requires approval from the Minister for Planning or Independent Planning Commission. Approval may be granted for SSDs even if they do not comply with elements of a local planning instrument. As such, LEP clauses regarding heritage protections may be superseded for an SSD. With regards to Aboriginal archaeology, this includes “*an Aboriginal heritage impact permit under section 90 of the National Parks and Wildlife Act 1974.*” However, SSD approvals still require that relevant environmental regulations be considered as part of the assessment process, including those related to Aboriginal archaeology.

1.4. AUTHORSHIP

The present report has been prepared by Ginger-Rose Harrington (Urbis Consultant Archaeologist), with review and quality control undertaken by Ali Byrne (Associate Director).

Ginger-Rose Harrington holds a Bachelor of Ancient History (Archaeology) from Macquarie University.

Ali Byrne holds a Bachelor of Arts (Archaeology) from the University of Sydney.

1.5. LIMITATIONS

The ACHA is limited to consideration of Aboriginal objects and places. Historical heritage properties and places protected under the EPBC Act and historical heritage items and relics protected under the *Heritage Act 1977* (NSW) are not considered.

DRAFT

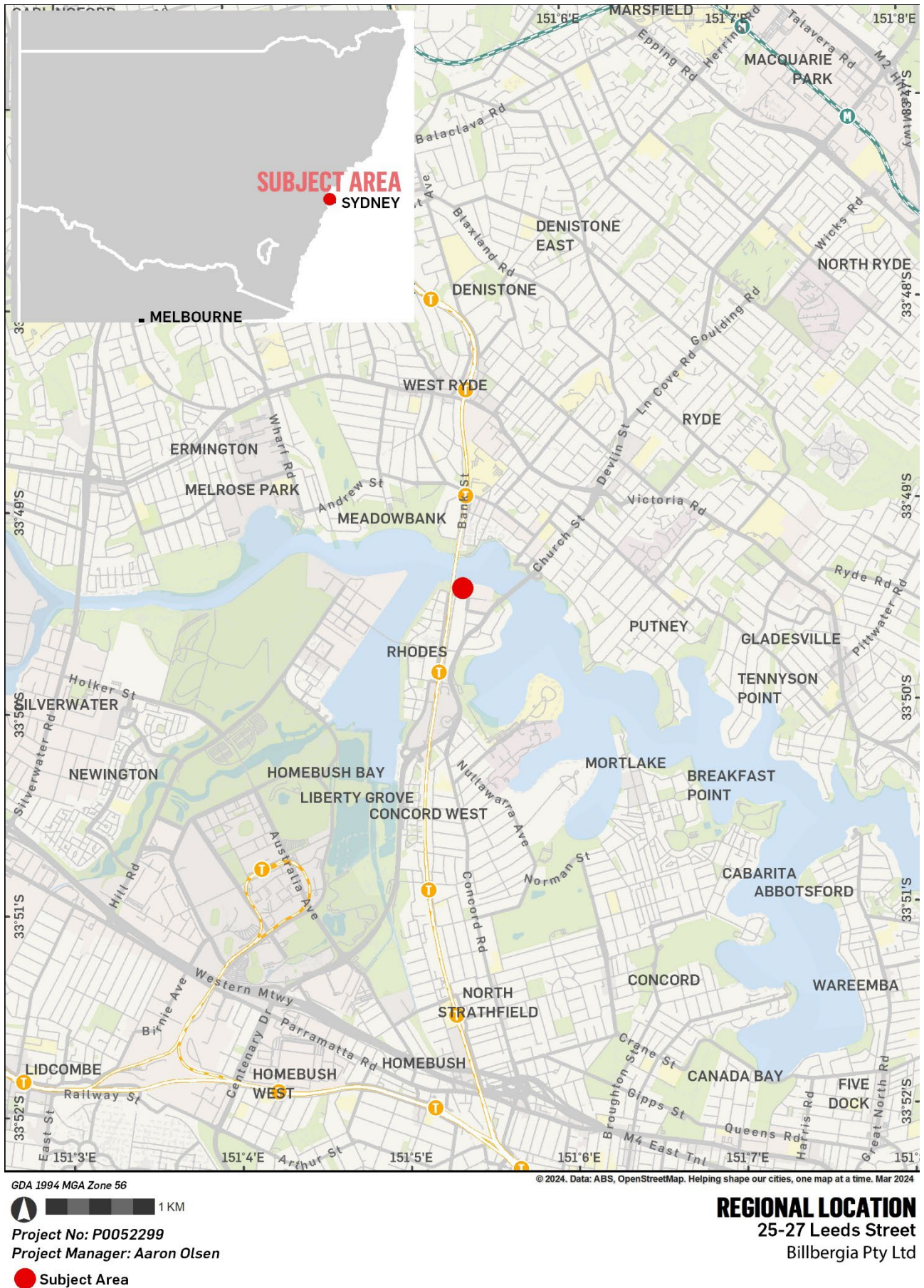


Figure 1 – Regional location of subject area



GDA 1994 MGA Zone 56

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Project No: P0052299

Project Manager: Aaron Olsen

■ Subject Area
 — Contours
 — Hydrology

LOCATION OF THE SUBJECT AREA

25-27 Leeds Street

Billbergia Pty Ltd

Figure 2 – Subject area

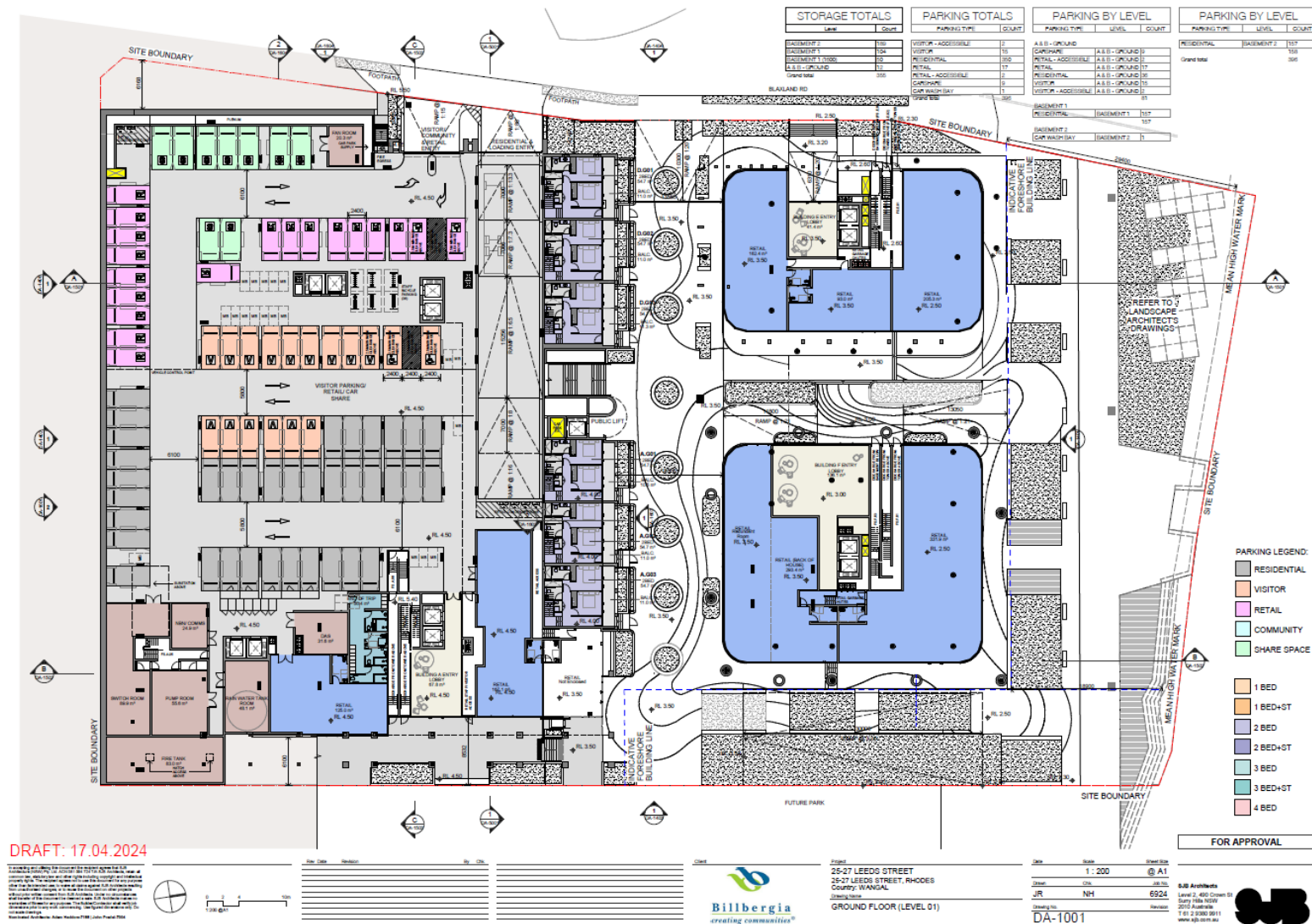


Figure 3 – Ground Floor plan.

Source: SJB Architects, 2024.

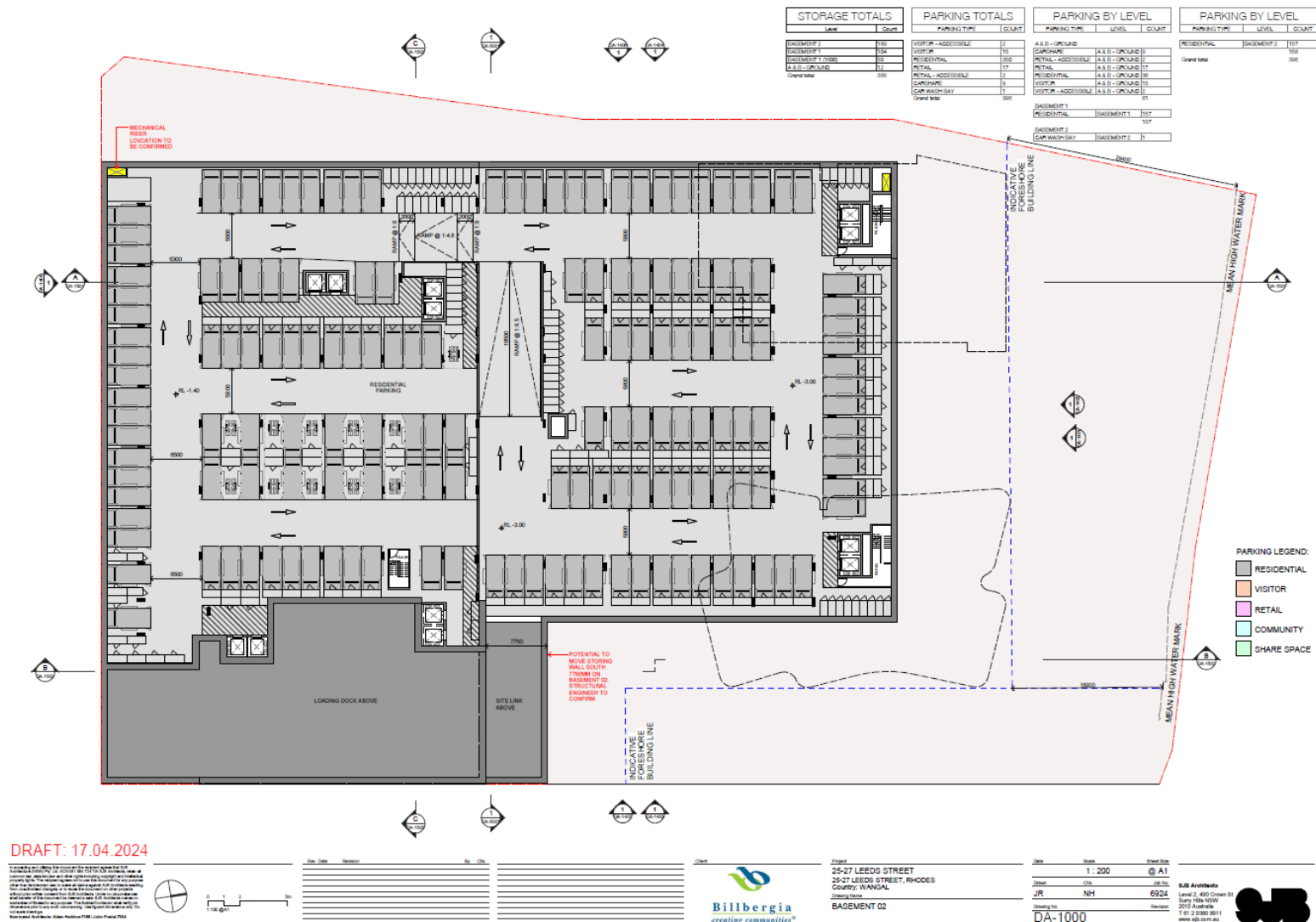


Figure 4 – Basement 02 plan.

Source: SJB Architects, 2024.

2. ABORIGINAL CONSULTATION

Consultation with the Aboriginal community is required under reg. 60 of the NPW Reg and the Consultation Requirements. The purpose of consultation with Aboriginal people is to understand their views and concerns about the proposed project and to understand the cultural values present in the area that may be harmed. Consultation ensures that Aboriginal people have the opportunity to improve assessment outcomes by providing relevant cultural information, influencing assessment methodology, contributing to the development of cultural heritage management options and reviewing and commenting the draft assessment report.

The Consultation Requirements outline a four-stage consultation process that includes the following:

- Stage 1 – Notification of project proposal and registration of interest.
- Stage 2 – Presentation of information about the proposed project.
- Stage 3 – Gathering information about the cultural significance.
- Stage 4 – Review of draft cultural heritage assessment report.

The following section documents the conduct and results of the Aboriginal consultation undertaken as part of the present assessment.

2.1. STAGE 1 – NOTIFICATION AND REGISTRATION

The aim of Stage 1 of Aboriginal consultation is to identify, notify and register Aboriginal people who hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and/or places in the subject area.

2.1.1. Native Title

A search of the National Native Title Tribunal (NNTT) registers and databases was undertaken on 22 March 2024. The search identified no pending Native Title claims or Native Title registrations for the subject area. The NNTT was also contacted by email on 22 March 2024 to request a formal search of the NNTT Register. A reply was received on 22 March 2024 requesting further information, which Urbis provided on 28 March 2024. A reply was received on 28 March 2024 indicating that there are no Native Title matters overlapping with the subject area.

2.1.2. Identification of Cultural Knowledge Holders

To identify Aboriginal people who may be interested in registering as Aboriginal parties for the project, the organisations stipulated in Section 4.1.2 of the Consultation Guidelines were contacted on 20 March 2024. (Table 3). A copy of the email sent to the each of the contacted organisations is included in Appendix C. A total of 54 Aboriginal parties with a potential interest in the subject area were identified during this stage.

Table 3 – Contacted organisations

Organisation	Notification Sent	Response Received
Canada Bay City Council	20 March 2024	28 March 2024
Metropolitan Local Aboriginal Land Council	20 March 2024	25 March 2024
Greater Sydney Local Land Services	20 March 2024	N/A
Heritage NSW	20 March 2024	26 March 2024
National Native Title Tribunal	22 March 2024	28 March 2024
NTS Corp	20 March 2024	N/A
Office of the Registrar, Aboriginal Land Rights Act 1983	20 March 2024	21 March 2024

Letters were sent to the 54 identified Aboriginal parties by either email or mail on 28 March 2024 to notify them of the proposed project. The letters included a brief introduction to the project and the project location including a map of the subject area and set a deadline for response of 11 April 2024, providing more than 14 days to register an interest. A copy of the letter is included in Appendix C.

A public notice was also placed in a local newspaper to open registration to the broader Aboriginal community. A search of an online database of local newspapers ('newspapers.com.au') was undertaken to identify local newspapers within the Rhodes area. The search identified one local newspaper: the 'Inner West Weekly' (aka 'Inner West Courier'), an online-only news platform as part of the 'Daily Telegraph' masthead. A public notice was therefore placed in the online classified advertisement section of the Daily Telegraph ('https://www.buysearchsell.com.au'), which is linked to the 'Inner West Weekly'. The advertisement was published online on 28 March 2024 and registration was open until the 17th June 2024, providing more than 14 days to register an interest. A copy of the advertisement is included in Appendix C.

2.1.3. Registration of Interest

A total of 8 Aboriginal parties registered interest in the project as a result of this phase (Table 4). The LALC was also automatically registered to participate in the consultation process.

A list of the Registered Aboriginal Parties (RAPs) was provided to Heritage NSW and Metropolitan Local Aboriginal Land Council on 12th April 2024 (see Appendix C).

Table 4 – Registered Aboriginal Parties

Registered Party	Contact
Butucarbin Heritage	Jennifer Beale
DNC	Paul Boyd & Lilly Carroll
Goobah Development Pty Ltd	Basil Smith
Ngambaa Cultural Connections	Kaarina Slater
Thomas Dahlstrom	Thomas Dahlstrom
Waawaar Awaa Aboriginal Corporation	Rodney Gunther
Wailwan Aboriginal Group	Philip Boney
Yarrawalk PTY Limited	Scott Franks

2.2. STAGE 2 & 3 – PRESENTING AND GATHERING INFORMATION

The aim of Stages 2 and 3 of the community consultation process is to provide RAPs with information about the scope of the proposed project and the proposed ACHA methodology, to gather feedback on the proposed project and proposed methodology and to gather any cultural information that the RAPs wish to share.

2.2.1. Presentation of Project Information and Methodology

A Stage 2 & 3 information pack was sent to registered Aboriginal parties via email on 15th April 2024. The information pack was prepared as a combination of Stage 2 and 3 of the Consultation Guidelines, and included the following information:

- An outline of the proposal and an overview of the subject area.
- The proposed methodology for the ACHA, including the impact assessment process and input points for RAPs into the investigation and assessment.
- Critical timelines and milestones for the completion of assessment activities and delivery of reports.
- Agreed roles, functions and responsibilities.

- A request for comment on methodology, recommendations for site investigation any cultural information the respondent wished to share.

A response to the Stage 2 & 3 information pack was requested by 13th May 2024, providing 28 days to respond. A copy of the Stage 2 & 3 information pack is included in Appendix C.

2.2.2. Site Visit and Meeting

A separate communication was sent on 14 May 2024 to the MLALC and all RAPs who had expressed an interest and provided a schedule of rates and copies of insurances by the deadline. The communication invited the RAPs to register for a site visit and meeting to be held on 20 May 2024 as part of Stage 2 & 3 of the consultation process.

The purpose of the site inspection and meeting was to conduct a thorough briefing with the RAPs about the proposed development, to conduct a walkover of the subject area with the RAPs, to discuss the information provided in the Stage 2 & 3 information pack and to discuss potential archaeological mitigation strategies.

Two responses were received to the invitation to attend the site visit and meeting, however only Ralph Hampton attended, representing Kamilaroi Yankuntjatjara Working Group.

Ralph Hampton was in agreement that the subject area was too heavily modified to retain any cultural value from an Aboriginal perspective and that archaeological investigation would not yield valuable results.

2.2.3. Gathering Feedback

A response from one of the RAPs was received in relation to the Stage 2 & 3 information pack. The response included comments on the proposed methodology and cultural significance of the area. The response is addressed in Table 5 below and included in Appendix C.

Table 5 – RAP responses to the Stage 2 & 3 Information Pack

RAP	Response	Urbis Response
Didge Ngunawal Clan	DNC has knowledge to this area as we previously worked here, down towards the water. we also know future prospects of what's happening in roads towards education and other infrastructure. Phillip Carroll is Ngunawal Elder, which was an automatic man and black tracker and had close ties throughout the metropolitan area.	Urbis thanks Didge Ngunawal Clan for its response.

2.3. STAGE 4 – REVIEW OF DRAFT ACHA REPORT

The aim of Stage 4 of the community consultation process is to prepare and finalise an ACHA report with input from RAPs.

A draft of the present ACHAR was sent to RAPs via email on [DATE] with comment on the draft ACHAR requested by [DATE], providing 28 days to respond. [##] responses were received in relation to the Stage 4 draft ACHA report. The responses are included in Appendix C and addressed in Table 6 below.

Table 6 – RAP responses to the Stage 4 Draft ACHA Report

RAP	Comments	Urbis Response
[...]	[...]	[...]

[TO BE COMPLETED AFTER STAGE 4]

3. DESKTOP ASSESSMENT

The aim of the desktop assessment is to determine whether any known Aboriginal objects are located within the subject and whether the subject area is likely to retain any unknown Aboriginal objects. The findings of the desktop assessment inform the archaeological survey of the subject area and contribute to the determining whether an archaeological test excavation is required.

3.1. ARCHAEOLOGICAL CONTEXT

The archaeological context of the subject area encompasses previous archaeological and ethnohistorical studies that are relevant to determining the nature and distribution of Aboriginal archaeological material within the local region and subject area and local region.

3.1.1. Aboriginal Land Use

The ethnographic context within which an area is situated is relevant to determining the nature of Aboriginal land use, the archaeological material that land use may have produced and whether any intangible cultural associations exist. While ethnographic observations of Aboriginal life post-European contact are relatively common, an absence of written records prior to contact means that ethnographic information about Aboriginal life at that time must be inferred from early European observations. Such inference is inherently biased by the cultural norms of the observer and behavioural modifications in response to the awareness of being observed (the so-called 'Hawthorne Effect'). Nevertheless, by comparing and contrasting these observations with archaeological evidence, it is possible to establish a general understanding of the lives of Aboriginal people.

Prior to the arrival of Europeans in 1788, the subject site was within the traditional lands of the Wangal people. These lands were commonly referred to by the Indigenous populace as "Wann" or "Wanne" extending "along the south side of the harbour from Long Cove (Darling Harbour) to Rose Hill" (Governor Phillip, 1790; King, 1793). Parramatta, then called 'Rose Hill' by the local inhabitants marked the westerly boundary of the traditional lands of the Wangal people whilst Paramatta River formed the Northern boundary (The Australian Museum, 2002; City of Canada Bay, 2023). The Wangal and neighbouring Gadigal and Burramatta clans were some of the First Peoples to be dispossessed of their territory as Europeans spread the colony up the Burramattagal (Parramatta River). As a result, information regarding original place names have been lost. Colonists co-opted significant Koori infrastructure including the utilisation of the ancient songline and trading route now known as Parramatta Road/Great Western Highway, which intersects the upper reaches of Long Cove (Uncle Jimmy Smith, 2021).

The landscape was characterised by lush vegetation yielding impressive assortment of fruits, seeds and nuts. This diet was supplemented with an abundance of rich aquatic resources which included fish, eels, binyang (birds), gadyan (cockles), badangi (oysters), yara (crab) and crustaceans. This "innate understanding of tidal workings of the bay" conveyed by Wangal man Uncle Jimmy Smith (City of Canada Bay, 2021) led to a lifestyle structured by coastal resources. It is this inextricable connection with the waterways that led to the recognition of the Wangal population as a 'fishing people' in 1788 by colonists (Marrickville Council, 'Cadigal Wangal; Bush Tucker', 2006).

The subsistence activities outlined above increase the likelihood of archaeological finds with numerous shell middens already identified across Wanne land. These middens are comprised of discarded shells and implements used in the preparation and consumption of aquatic based food resources. Based on the above background, it is possible that similar evidence of Aboriginal occupation will also be present within original and/or intact topsoils within the present subject area.

3.1.2. Declared Aboriginal Places

The NSW State Heritage Inventory (SHI) includes all declared Aboriginal places within NSW, in addition to historic heritage items listed on the State Heritage Register (SHR), listed Interim Heritage Orders (IHOs) and items listed on Local Environment Plans (LEPs) and State Environmental Planning Policies (SEPPs).

A search of the SHI was undertaken on 5th of April 2024. The search did not identify any heritage items or Aboriginal places within the subject area.

3.1.3. Registered Aboriginal Objects

The Aboriginal Heritage Information Management System (AHIMS) is a database of registered Aboriginal sites in NSW. Each registered Aboriginal site includes one or more site 'features', which may be considered an Aboriginal object under the NPW Act. An Aboriginal site may include one or more site features.

The *Guide to completing the AHIMS Site Recording Form* (OEH 2012) lists 20 different features that may be recorded on AHIMS. The most common site features registered in NSW are artefacts, modified trees, art, grinding grooves and shell deposits (see Glossary for definitions). However, the likelihood of any particular site feature being found will vary according to region and environment. Less common site features that are encountered are burials, ceremonial rings, earth mounds, fish traps, habitation structures, hearths, non-human bone and organic material, ochre quarries, stone arrangements and stone quarries (see Glossary for definitions).

Other Aboriginal site features that are recorded on AHIMS but are not necessarily 'Aboriginal objects' within the meaning of that term as it is defined in the NPW Act (i.e. are not a 'deposit, object or material evidence... relating to the Aboriginal habitation of the area') are potential archaeological deposits (PADs), Aboriginal ceremony and dreaming sites, Aboriginal resource and gathering sites, conflict sites and waterholes (see Glossary for definitions). These features are only considered to be 'Aboriginal objects' for the purpose of the NPW Act if accompanied by at least one of the other site types defined above.

The AHIMS database also provides information on the context of registered Aboriginal sites. Sites that are recorded as 'closed' contexts are those that include a cave or rock overhang, while all other sites are recorded as 'open' context.

It should be noted that the AHIMS register does not represent a comprehensive list of all Aboriginal objects or places as it is limited to sites that have been previously identified and registered. Registration is typically the result of previous archaeological investigation, so the number of registered Aboriginal sites in area is dependent on the amount of such research previously undertaken.

A search of the Aboriginal Heritage Information Management System (AHIMS) was carried out on 15 March 2024 (AHIMS Client Service IDs: 873777 and 873780) for an area of approximately 7 km x 7 km centred on the subject area. The Basic and Extensive AHIMS search results are included in Appendix A.

The search was undertaken to determine if:

- There are any registered Aboriginal sites registered within the curtilage of the subject area.
- There are any registered Aboriginal sites near the subject area that might extend into it.
- There is any association of Aboriginal sites with certain landscape features within the broader region that may be instructive for determining the likelihood of Aboriginal sites within the subject area.

A summary of all previously registered Aboriginal objects and Aboriginal places within the search area is provided in Table 7. A total of 57 Aboriginal sites are registered in the search area. Three (3) of the recorded Aboriginal sites were identified as 'not a site' in the search results, reducing the total number of identified Aboriginal site to 54. The locations of the 54 identified Aboriginal sites are shown in Figure 6-Figure 7.

No Aboriginal sites were identified within the subject area, or within 500m of the subject area.

The number and types of sites features in the search area are presented in Among the 54 registered Aboriginal sites in the search area, a total of 64 site features were identified of 7 different types: Art, Artefacts, Axe Grinding Groove, Burial, Midden, PAD and Shelter. Closed context sites are those that include a cave or rock overhang, while open context sites are those without a cave or rock overhang. Most registered Aboriginal sites in the search area are in an open context, representing 83 % (n = 45) of all sites.

The dominant site type identified within the subject area was Midden sites, comprising 53% (n=23) of the Extensive AHIMS search results. Midden site features were also identified in association with Shelters, comprising 11% (n=6) of search results, and Artefact Scatters, comprising 2% (n=1) of search results. These results generally reflect the subject area's proximity to the Parramatta River, where marine resources would have been accessible, as well as stones suitable for knapping. This association between the landscape features in the vicinity of the subject area and the dominance of Middens within the Extensive AHIMS Search is captured by the Due Diligence Code, which states:

Middens can be found on headlands, sandy beaches and dunes, around estuaries, swamps and tidal stretches of creeks and rivers, and along the banks of inland rivers, creeks and lands. Middens may also be found in the open or in rock shelters.

Table 7 – Summary of registered Aboriginal sites in the AHIMS search area

Site Types	Context	Number	% of Sites
Midden	Open	23	43
Artefacts	Open	9	17
Shelter with Midden	Closed	6	11
PAD	Open	5	9
Art	Open	3	6
Shelter with Art	Closed	3	6
Axe Grinding Groove	Open	3	6
Artefact Scatter with Midden	Open	1	2
Burial	Open	1	2



GDA 1994 MGA Zone 56

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Project No: P0052299

Project Manager: Aaron Olsen

AHIMS SITES IN EXTENSIVE SEARCH AREA

25-27 Leeds Street

Billbergia Pty Ltd

- Subject Area
- Art
- Midden
- Permanent
- Artefact Scatter with Midden
- PAD
- - - Ephemeral
- Artefacts
- Shelter with Midden
- Hydrology
- Axe Grinding Groove

Figure 6 – Locations of registered Aboriginal site in the vicinity of the subject area.



Figure 7 – Locations of registered Aboriginal sites in the Extensive AHIMS search area

3.1.4. Previous Archaeological Investigations

Previous Aboriginal archaeological investigations undertaken within or near to the subject area may provide information about known Aboriginal sites that have not previously registered on the AHIMS database. Additionally, Aboriginal archaeological investigations undertaken in the broader region may provide information on the types of archaeological site features that are likely to occur within the subject area.

3.1.4.1. Investigations of the Subject area

No previous archaeological reports relating directly to the subject area have been identified.

3.1.4.2. Regional Investigations

Few investigations have been undertaken in the broader region. The most relevant investigations to the present subject area are discussed below.

Archaeology and Heritage Pty Ltd [2007] undertook an archaeological excavation of 100 Lancaster Avenue, Melrose Park approximately 1.5km Northwest of the present subject area. The archaeological investigation consisted of a desktop assessment, monitoring and excavation of the study area. Two test trenches were dug approximately 10-15 metres from the sand and mangroves on the beach as well as the remaining 'logs' of a corduroy road that linked Major Lockyer's Wharf to his property. In 1986 the site was turned into a public reserve by council and underwent a series of earth works to flatten the surface. A combination of demolition and in fill were used to manipulate the landscape. The investigation determined through exploratory trenching that the study area had undergone significant historic disturbance from earthworks, vegetation clearance and demolition over time. As a result, the excavations did not identify the presence of Aboriginal artefacts in study area. No comment was passed on the historical significance of the existence of corduroy road. This study area provides relevant contextual background to the subject area due to its proximity and similar landscape features.

Australian National Maritime Museum [1992] undertook an archaeological investigation of the remains of three historic sites including Byrne's Cloth Factory Wharf, Queen's Wharf, and Howell's Wind and Water Mill. The three identified sites are located on the southern banks of the Parramatta River, extending westwards from Alfred Street boat ramp, approximately 500 metres from the present subject area. The archaeological investigation consisted of a desktop assessment, monitoring and excavation of the study area. Excavation works were carried out using an excavator from a barge, anchored offshore adjacent to the site. The material extracted from the water and riverbanks would undergo a process of wet sieving to reveal artefacts greater than the 2cm wire square that was used. The report concluded that the unexpectedly large quantity of artefacts that were recovered had little to no association with the activities that were occurring on the river. This was a direct result of Parramatta River being used as a means of waste disposal, the natural movements of the river itself, as well as both legal and illegal dredging operations. The artefacts included but were not limited to ceramics, tobacco pipes, glass, stoneware bottles, leather, building materials and animal bones. No aboriginal artefacts were uncovered during excavation. This investigation concluded that this study area has historical archaeological significance. This study area provides relevant contextual background to the subject area due to its proximity.

Curio Projects [2020] undertook an archaeological investigation of 20 Waterview Street, Putney approximately 1.3km Northeast of the present subject area. The archaeological investigation consisted of a desktop assessment, monitoring and excavation of the study area. The subject area was divided into 6 test areas to determine extent, nature and intactness of the site. The investigation determined that test areas 2, 3, 4 and 6 featured high levels of bedrock exposure, suggesting that the complete removal of natural soil profiles had occurred. Further, the widespread disturbance of deposits across the site and the introduction of modern fill had resulted in the removal of PADs. Of note, test area 3 yielded a single, isolated aboriginal artefact uncovered in a natural soil profile that was situated in a highly disturbed context. Several, select areas outside of the boundary of the subject area were identified for their possible aboriginal archaeological significance due to their proximity to the Parramatta River shoreline. This investigation concluded that this study area has low Aboriginal archaeological significance with the most likely site type to be an isolated artefact in a disturbed context, similar to the find in trench 5. This study provides relevant contextual background to the subject area due to its proximity.

Cosmos Archaeology [2015] undertook a maritime archaeological investigation of Paramatta River at 20 Waterview Street in Putney approximately 1.2km Northeast of the present subject area. The archaeological investigation consisted of a desktop assessment, underwater survey and probing within the study area. The study area was of interest for its historical occupation as the site for James Squires Estate. The study area was divided into 5 transects, following the line of the wharf. The investigation determined that that the area had undergone significant historic disturbance over time and had been subject to bedrock exposure at the

Paramatta River shoreline, removing natural deposits. Aboriginal archaeological evidence was uncovered approximately 12m from the beginning of the wharf in the form of oyster and cockle shells. The remnant shells were determined to have been purposefully deposited at this location and likely indicate a midden site. This investigation concluded that this study area has high historical archaeological significance. Further, this investigation established, that due to the high disturbance of natural deposits throughout the site's historic occupation and the anaerobic water conditions, that aboriginal archaeological potential was low. This investigation provides relevant contextual background to the subject area due to its proximity to a watercourse, that may inform on the past Aboriginal occupation of the site.

W.Thorp [1988] undertook an archaeological investigation of the Former Tullochs Phoenix Ironworks site, Rhodes, approximately 520m Southeast of the present subject area. The archaeological investigation consisted of a desktop assessment, monitoring and excavation of the study area. The subject area was of interest due to its two distinct phases of historical occupation, and of which formed the basis for its excavation. The investigation determined through exploratory trenching that the study area had undergone significant historic disturbance from earthworks, vegetation clearance, construction and demolition over time. Further, it was found that no evidence was identified of the industrial usage of the site, with all deposits previously removed. The only evidence found to indicate past historical occupation of the subject area was soil deposits containing artefacts associated with 'Baygrove' House. No aboriginal artefacts were uncovered during excavation. This investigation concluded that this study area has low to moderate historical archaeological significance. This study area provides relevant contextual background to the subject area due to its proximity and landscape use as an industrial depot.

Wolfe. A [1990] undertook a historical investigation of five sites identified as being of maritime archaeological significance including the following: Queens Wharf, Rydalmere Psychiatric Hospital Boatshed, the Shell Oil Refinery Wharf, Camellia Industrial Wharves and both Spurway Street and McDonald Farm Wharves. The study area extends westward from McDonald Reserve to the Charles Street Weir in Parramatta approximately 500 metres from the present subject area. The archaeological investigation consisted of only a desktop assessment, recommending an archaeological excavation to be undertaken by both maritime and historical archaeologists. The research conducted identified these sites as having high potential for historical and maritime significance related to the development of the region during the 18th to 19th century. The assessment did not consider aboriginal archaeology present in the area. It is not clear whether this is because aboriginal artefacts were excluded from the research objectives or were not mentioned due the low probability of an undisturbed subject area. This study area provides relevant contextual background to the subject area due to its proximity as well as commercial and recreational use of the landscape.

Wolfe. A [1991] undertook an archaeological investigation of an area extending westward from the confluence of Parramatta and Duck Rivers to the Charles Street Weir, above the Gas Works bridge. The subject area consisted of several sites that had previously undergone research-based assessment (Wolfe, 1990) identified as having potential maritime archaeological and historical significance, the closest of which is within a 500-metre radius. As the desktop component of study had already been conducted, the archaeological investigation consisted of monitoring and excavation of the subject area. Excavation techniques included water dredging, suction dredging, controlled water jetting and manual digging. This interim report did not attempt to document both history and significance of the recovered artefacts, instead recommending subsequent analysis. Whilst no concluding statements were drawn regarding significance, the investigation found no aboriginal sites during searches and excavation of the river. This study area provides relevant contextual background to the subject area due to its proximity.

3.1.5. Existing Predictive Models

Predictive models are used to determine the likelihood of Aboriginal archaeological material being located within a particular area. A review of existing predictive models relevant to the region around subject area is relevant for formulating a predictive model for the present assessment.

The *Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales* (DECCW 2010c) ('The Due Diligence Code') provides an overarching predictive model for the entirety of NSW. The Due Diligence Code specifies the following 'relevant landscape features' that are considered indicative of likely past Aboriginal land use:

- Areas within 200 m of waters including freshwater and the high tide mark of shorelines.
- Areas located within a sand dune system.
- Areas located on a ridge top, ridge line or headland.

- Areas located within 200 m below or above a cliff face.
- Areas within 20 m of or in a cave, rock shelter, or a cave mouth.

3.2. ENVIRONMENTAL CONTEXT

The environment context of the subject area encompasses the natural landscape and the impacts of historical human activity. These aspects of the environmental context are relevant to predicting the potential for unknown Aboriginal objects occurring within the subject area.

3.2.1. Natural Landscape

The purpose of reviewing the natural landscape of the subject area is twofold. It assists in the prediction of the intensity and nature of Aboriginal land use and deposition of archaeological material in the subject area by considering the landforms and resources that would have played a part in the everyday lives of Aboriginal people. It also assists in the determining the likelihood that those material remains would have survived any natural geomorphological process or historical ground disturbance (discussed in Section 3.2.2 below).

Topography: The subject area is located on the lower slope of a ridge (Figure 8).

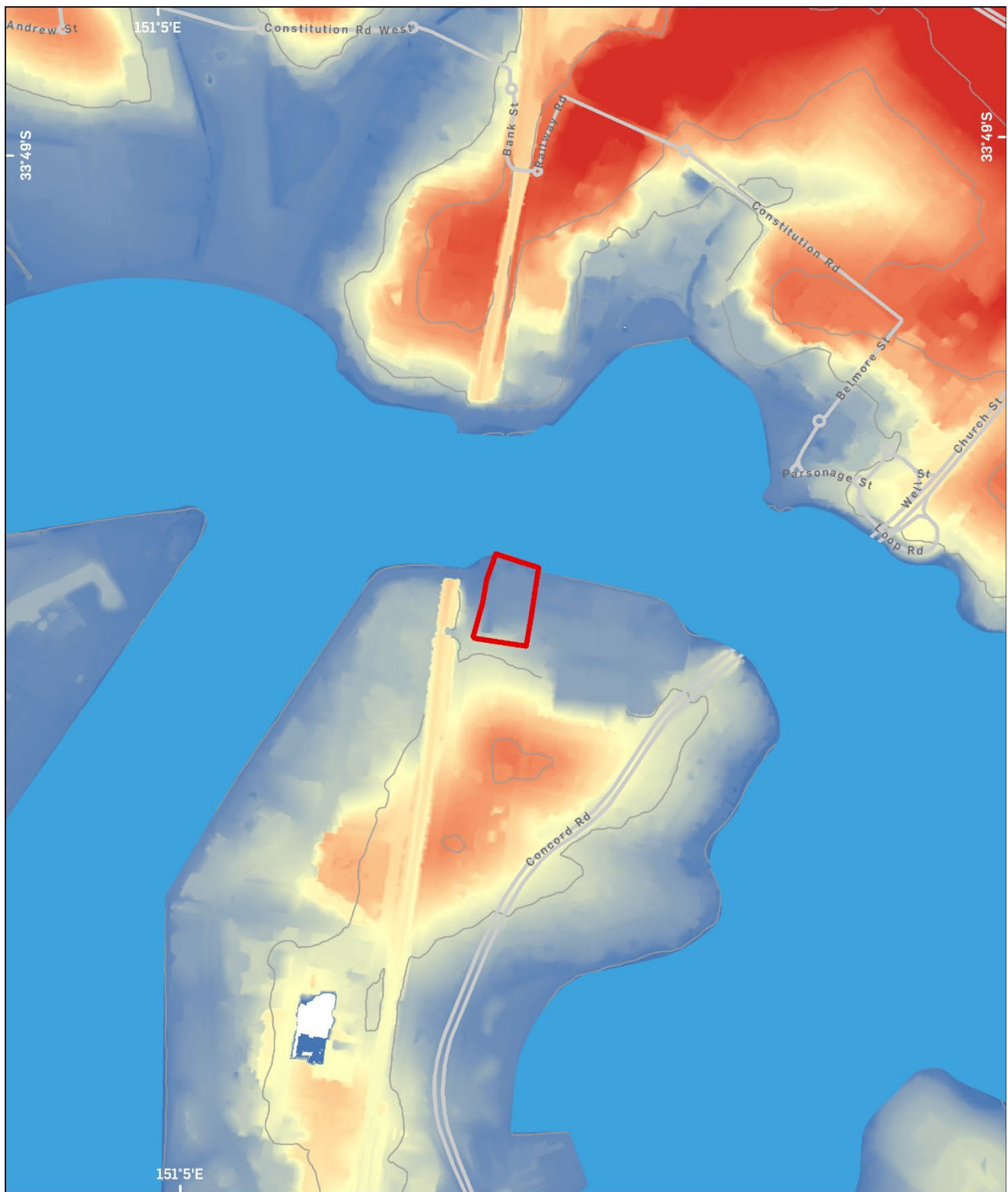
Soils and Geology: The NSW Soil and Land Information System (SALIS) indicates that the entire subject area is located within the Blacktown soil landscape (Figure 9). The Blacktown soil landscape is characterised by erosional soils on broad rounded crests and ridges with gently inclined slopes. The soil A-horizon typically comprises friable brownish black loam (A1) overlying hard-setting brown clay loam (A2). A-horizon depths are anticipated to be up to 30 cm of A1 overlying 10-30 cm of A2 on lower slopes. The underlying geology of the Blacktown soil landscape is the Wianamatta group shales. Rock outcrops are not naturally occurring in the Blacktown soil landscape.

Geomorphic Activity: The mode of geomorphic activity in the subject area is erosion. Natural erosional processes, particularly water erosion, have caused displacement of topsoil and other surface material from across the entire subject area, potentially including archaeological material.

Vegetation: Vegetation within the Blacktown Soil Landscape is typified by open-forest and open-woodland (dry sclerophyll forest). The original woodland and open-forest were dominated by *Eucalyptus tereticornis* (forest red gum), *E. crebra* (narrow-leaved ironbark), *E. moluccana* (grey box) and *E. maculata* (spotted gum). Such species could have been subject to cultural modification.

Hydrology: The northern boundary of the subject area is delineated by the Parramatta River. However, historical mapping indicates that this portion of the site is reclaimed land (Figure 10). Therefore, the subject area would have historically included part of the Parramatta River foreshore.

The relevance of the natural landscape for the present assessment is discussed in the application of the predictive model to determining Aboriginal archaeological potential in Section 3.4.2 below.



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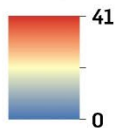
Project Manager: Aaron Olsen

Subject Area

Elevation (m)

Hydrology

Contours



TOPOGRAPHY

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Figure 8 – Topography



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Project Manager: Aaron Olsen

SOIL LANDSCAPES AND HYDROLOGY

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- | | | |
|--|--|---|
| Subject Area | BIRRONG (Alluvial) | GYMEA (Erosional) |
| Hydrology | BLACKTOWN (Residual) | LAMBERT (Erosional) |
| Hydrology 200m Buffer | DISTURBED TERRAIN (Disturbed Terrain) | LUCAS HEIGHTS (Residual) |
| Contours | GLENORIE (Erosional) | |

Figure 9 – Soil landscapes and hydrology

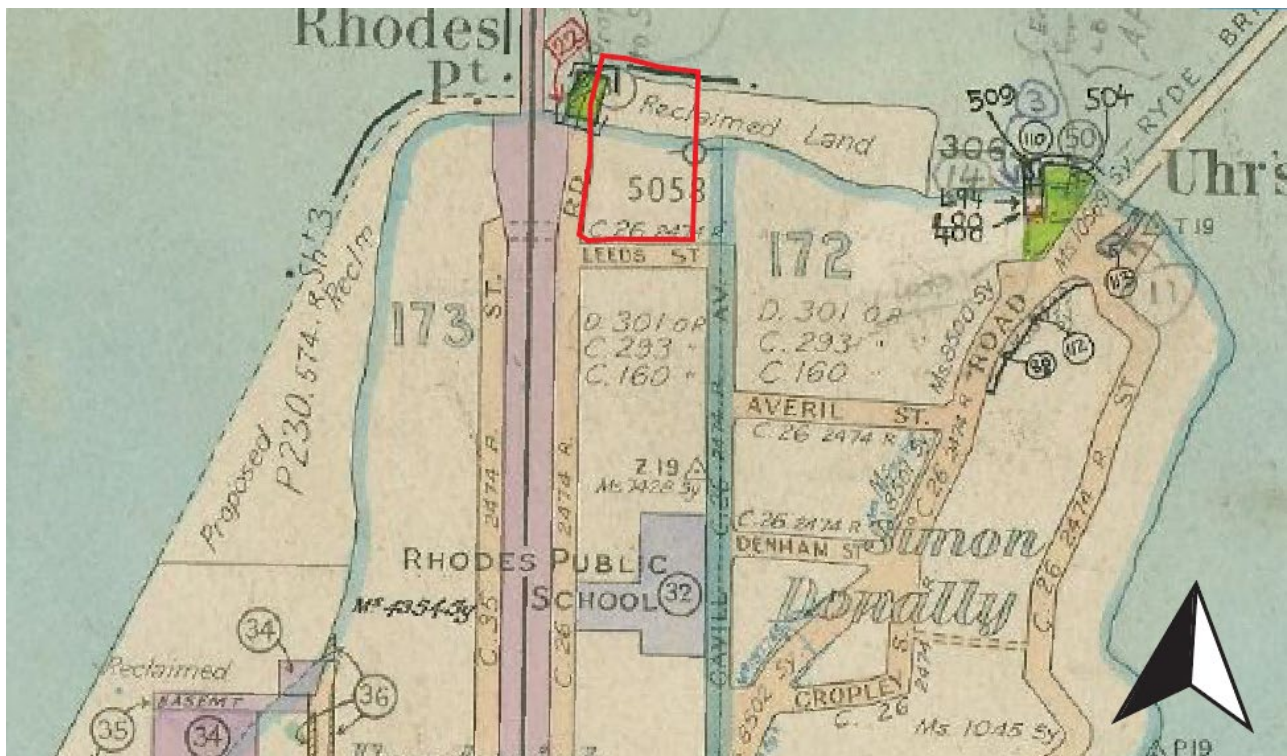


Figure 10 – Historical map of Rhodes from c.1963, showing the locations of reclaimed land relative to the subject area boundary.

Source: HLRV, County of Cumberland, Parish of Concord.

3.2.2. Historical Ground Disturbance

Disturbance to the natural landscape, either through human activity (e.g., clearing of vegetation, ploughing and construction of buildings) or natural processes (e.g., erosion), reduces the likelihood of deposited Aboriginal objects being retained, either through destruction of the Aboriginal objects or their removal. Ground disturbance may affect the natural topsoil (A-horizon), within which subsurface Aboriginal archaeological remains are typically found, and other surface features associated with Aboriginal objects, such as trees, rock platforms and rock overhangs.

For the purpose of the present assessment, historical ground disturbance is rated according to the following scheme:

- **High:** all or most topsoil has been removed, with at most only a small part of the lower portion of topsoil possibly remaining intact
- **Moderate:** the upper part of the topsoil has been substantially disturbed or removed, but a substantial amount remains intact
- **Low:** little or no disturbance or removal of topsoil, with all or most topsoil remaining intact

The degree of disturbance is relative to the depth of the natural topsoil. For example, disturbance of the upper 30 cm of a natural soil profile by ploughing may be high if the topsoil only 30 cm deep, but only moderate if the topsoil is 1 m deep.

The subject area was cleared of natural vegetation as early as 1794, when it was occupied as agricultural and/or pastoral land by Simon Donnolly (Figure 11). The Donnolly Estate extended North to the Parramatta River and South to Mary Street in the suburb of Rhodes (including the subject area).¹ By 1895, the Donnolly Estate (including the subject area) was formally subdivided for auction (Figure 12). However, this is unlikely to have caused any ground impacts within the subject area.

From the early-20th Century, the subject area was acquired by the NSW state governments for usage as a timber mill yard (Figure 13). During this period, the site was impacted by the construction of several ancillary buildings and a large timber storage yard. The subject area was repurchased by H.Mackenzie in 1923,² after which time it was further impacted by the construction of large warehouse, with the north of the site remaining in use as a timber store (Figure 14). During this period, the Parramatta River shoreline (within the subject area) was reclaimed, extending the peninsula northward (Figure 10). These works would have substantially impacted the intactness of natural topsoils within its vicinity.

During the 1950s the former timber mill structures were demolished to facilitate the site's new use as an industrial storage depot (Figure 14). The main activities occurring at the site during this time were minor earthworks and general industrial activity. The subject area sustained no subsequent changes to its configuration until the 1980s, when it was redeveloped into a carpark. At this time, a large brick building was constructed which encompassed the majority of the site, as well as some associated landscaping.

Taken together, the subject area has been impacted by ground disturbing works from as early as 1794, when it was cleared of vegetation and likely subjected to ploughing. Following this, the site majority of the site was recursively impacted by the construction and demolition of buildings, as well as land reclamation within its northern extent. In light of the shallow natural topsoil, historical ground disturbance has been assessed as **moderate-high** throughout the entirety of the subject area.

The assessed ground disturbance for the present subject area is mapped in Figure 17.

The relevance of historical ground disturbance for the present assessment is discussed in the application of the predictive model to determining Aboriginal archaeological potential in Section 3.4.2 below.

¹ City of Canada Bay City Council 2024, *Rhodes History*, City of Canada Bay City Council, Canada Bay, NSW

² Wayne M 2012, *Past Lives/ of the Near Future: revealing traces of a former Sydney*, Sydney, NSW,

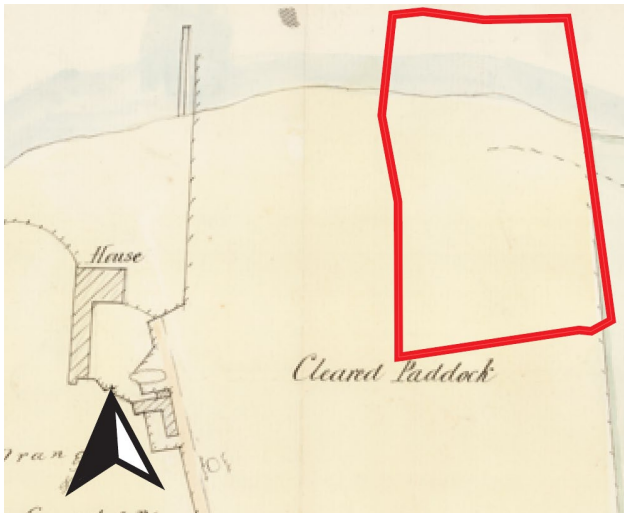


Figure 11 – c.1875 parish map, showing the Blaxland and subsequent Donnolly Estates including subject area.

Source: SLNSW, call number Z/SP/811.1839

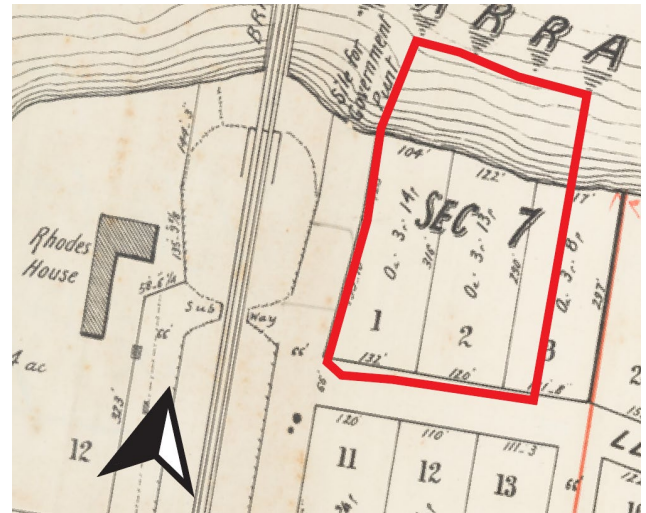


Figure 12 – 1895 Extract of North Strathfield, Concord West and Rhodes subdivision plans, showing division of subject area into three large lots.

Source: SLNSW, call number Z/SP/811.1839]

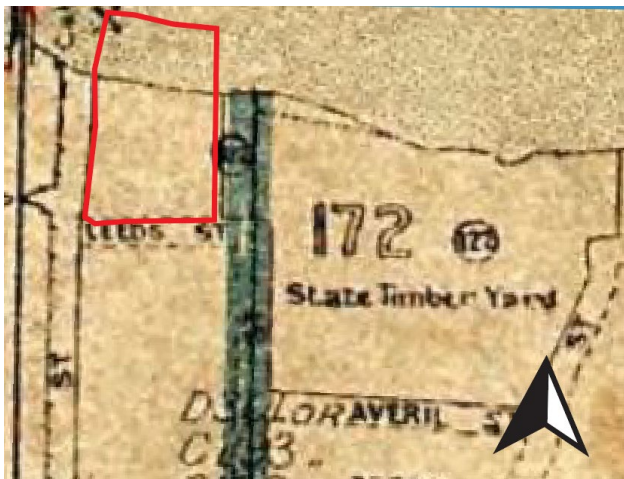


Figure 13 – 1914 parish map of Rhodes district, showing subject area utilised as State timber yard.

Source: HLRV, County of Cumberland, Parish of Concord



Figure 14 – 1955 historic aerial image of subject area, showing demolition of earlier built structures.

Source: NSW Government, Historic Imagery Viewer



Figure 15 – 1986 historical aerial image of subject area, showing construction of carparking facility.

Source: NSW Government, Historic Imagery Viewer



Figure 16 – 2020 aerial image, showing demolition of earlier structures in preparation for construction.

Source: NSW Government, Historic Imagery Viewer



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HISTORICAL GROUND DISTURBANCE

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■ Subject Area
 — Contours
 ■ Hydrology
 ■ Low disturbance
 ■ Moderate disturbance
 ■ High disturbance

Figure 17 – Historical ground disturbance

3.3. LOCAL & REGIONAL CHARACTER

The evidence from Sections 3.1 and 3.2 is synthesised below to highlight the main issues and regional character of Aboriginal land use and the material traces that it has produced, in accordance with Requirement 11 of the Code of Practice.

Archaeological evidence indicates that Aboriginal land use in the local area and region is heavily reliant on waterways, particularly the Parramatta River and Cooks River. Stone tools are likely to have played a significant role in the lives of the local Aboriginal people, with lithic artefacts being strongly represented in the known archaeological record. Lithic artefacts are likely to have been discarded near waterways, with higher densities likely occurring near major waterways where land use was likely more intensive. Other evidence of occupation is also focussed on waterways, such as burials and grinding grooves, all of which may be associated with the rock overhangs and outcrops of Hawksbury sandstone that occur along major waterways in the region.

3.4. ARCHAEOLOGICAL POTENTIAL

The Aboriginal archaeological potential of an area is the likelihood that it retains material evidence of past Aboriginal land use. The purpose of undertaking an assessment of Aboriginal archaeological potential is to inform the sampling strategy for the subsequent archaeological survey, to determine if an archaeological test excavation is required and, if so, inform the sampling strategy for that excavation.

3.4.1. Predictive Model

A predictive model for the present assessment has been formulated based on existing predictive models (Section 3.1.5) and the local and regional character summarised above (Section 3.3).

Aboriginal archaeological potential is further dependent on erosional transport and historical ground disturbance. Archaeological material is more likely to accumulate in aggraded landforms than eroded landforms, while higher ground disturbance reduces the likelihood of archaeological material surviving.

Synthesising the above predictors, Aboriginal archaeological potential is rated according to the following scheme:

- **Very High:** at least one relevant landscape feature, low ground disturbance and an aggraded landform
- **High:** at least one relevant landscape feature and either: (i) low ground disturbance and an eroded landform; or (ii) moderate ground disturbance and an aggraded landform
- **Moderate:** at least one relevant landscape feature, moderate ground disturbance and an eroded landform
- **Low:** no relevant landscape features and low or moderate ground disturbance
- **Very Low:** high ground disturbance

Expected site features are based on the following associations landscape features:

- High density sub-surface artefact sites are likely to occur in the vicinity of major watercourses, while low density sub-surface artefact sites are more likely in areas away from major watercourses.
- Shell midden sites are more likely to be identified in close proximity to marine and estuarine areas.

The predictive model described above is applied in the following section to determine the Aboriginal archaeological potential of the subject area and likely site features.

3.4.2. Assessment of Potential

Based on the predictive model outlined in the preceding section, the archaeological potential of the present subject area is assessed to be **very low**. The assessed archaeological potential of the subject area is mapped in Figure 18.

The entire subject area is located within 200 m of a natural waterway, which is considered indicative of likely past Aboriginal land use under the predictive model presented in the preceding section. Based on previously registered sites in the region, past Aboriginal land use would likely be expressed as low density subsurface deposits and surface scatters of discarded stone artefacts, as well as midden deposits.

Historical ground disturbance ranges from **moderate** to **high** (Section 3.2.1), meaning intact natural topsoils may be present in parts of the subject area. The subject area was cleared of natural vegetation during the late-18th Century and is, therefore, not anticipated to retain remnant vegetation. Given its intensely developed state, exposed sandstone rock outcrops are also considered unlikely to occur. Finally, the subject area is impacted by erosion, which may have caused the displacement of topsoil and other surface material (including archaeological deposits) from across the entire subject area. This mode of geomorphology may have caused the accumulation of archaeological material within the north of the site; however, this would have been significantly impacted by the reclamation of the Parramatta River shoreline during the mid-20th Century.

Synthesising the above factors according to the archaeological rating scheme presented in the preceding section, it is determined that there is:

- **Very low potential** for Aboriginal objects to occur within areas impacted by high levels of historical ground disturbance.
- **Low potential** for Aboriginal objects to occur within areas impacted by moderate levels of historical ground disturbance.

Likely Aboriginal site features to be retained within the subject area are **artefacts** and **shell**. All other site types are unlikely to occur in the subject area due to the absence of the requisite resource or a general rarity of those site types in the region and NSW.



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 Subject Area
 Contours
 Hydrology
 Very low potential
 Low potential
 Moderate potential

ARCHAEOLOGICAL POTENTIAL

25-27 Leeds Street

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Figure 18 – Aboriginal archaeological potential

3.5. SUMMARY

The desktop assessment of the subject area is summarised as follows:

- No Aboriginal sites were identified within the subject area, or within 500m of the subject area.
- The subject area is located within 200m of a natural waterway, which is considered indicative of past Aboriginal land use under the Due Diligence Code.
- The subject area has been impacted by **moderate-high historical ground disturbance** caused by the clearance of vegetation, ploughing, the construction and demolition of buildings, as well as land reclamation.
- Subject to further geotechnical assessment, natural soils may be located within areas of moderate disturbance (west and south-east of the subject area).
- There is **very low potential** for Aboriginal objects to occur within the subject area, including artefacts and middens.
- The subject area is impacted by erosion, which may have caused the accumulation of archaeological material within the north of the site.

4. VISUAL INSPECTION

A visual inspection of the subject area was undertaken to confirm the assessment of archaeological potential within the subject area and to determine if any Aboriginal objects were present as surface expressions. The visual inspection of the subject area was undertaken on 20 May 2024 Owen Barrett (Urbis Senior Archaeologist) and Ralph Hampton (Kamilaroi Yankuntjatjara Working Group) with Charles Hung, Thomas Nader and Leon Kinsella and of Billbergia also in attendance.

The visual inspection was undertaken in sunny conditions. Ground Surface Visibility (GSV) was estimated to be approximately 0% across the subject area, the majority of the subject area being covered by hardstand and structures.

No Aboriginal objects were identified during the visual inspection of the subject area.

The visual inspection confirmed the high level of ground disturbance across the subject area. The entire subject area has evidently been impacted by the construction of the extant structures (Figure 19 - Figure 22). Elevation changes were also observed across the subject area between the low side at the shoreline of Parramatta River, which consisted of an artificial embankment, and the higher ground to the south at Leeds Street. Structures were terraced between these levels.

The entirety of the subject area appears to have been subjected to the importation of fill to create a base for construction above tidal and flood levels, and has involved cut and fill modification of the landscape for the construction of current structures.

It is evident from the inspection of the subject area has been heavily modified by historical activities. The visual inspection confirms the assessment that the subject area has very low Aboriginal archaeological potential due a high level of historical ground disturbance.



Figure 19 – View west at subject areas northern boundary: artificial shoreline and subsurface drainage outlets evident.



Figure 20 – View east at subject areas northern boundary: artificial shoreline evident.



Figure 21 – View east towards subject areas northern boundary: highly modified shoreline.



Figure 22 – Western boundary of subject area, modified natural slope from water's edge view south. Terraced subject area on left behind tree line.

5. SIGNIFICANCE ASSESSMENT

The following is an assessment and discussion of the cultural significance of the subject area, made in consultation with the RAPs. The assessment follows principles and procedures outlined in the Assessment Guidelines of *The Burra Charter*, *The Australia ICOMOS Charter for Places of Cultural Significance* (Australia ICOMOS Incorporated 2013) ('The Burra Charter').

5.1. FRAMEWORK FOR ASSESSMENT

The Burra Charter defines cultural significance as being derived from the following values: social or cultural value, historic value, scientific value and aesthetic value. Aesthetic, historic, scientific and social values are commonly interrelated. All assessments of heritage values occur within a social and historic context. Therefore, all potential heritage values will have a social component.

Heritage significance is assessed by considering each cultural or archaeological site against the significance criteria set out in the Assessment Guidelines. The Assessment Guidelines require that the assessment and justification in a statement of significance includes a discussion of whether any value meets the following criteria:

- Does the subject area have a strong or special association with a particular community or cultural group for social, cultural or spiritual reasons? – social value.
- Is the subject area important to the cultural or natural history of the local area and/or region and/or state? – historic value.
- Does the subject area have potential to yield information that will contribute to an understanding of the cultural or natural history of the local area and/or region and/or state? – scientific (archaeological) value.
- Is the subject area important in demonstrating aesthetic characteristics in the local area and/or region and/or state? – aesthetic value.

Assessment of each value should be graded in terms that allow the significance to be described and compared (e.g. high, moderate, or low). In applying these criteria, consideration should be given to:

- Research potential: *does the evidence suggest any potential to contribute to an understanding of the area and/or region and/or state's natural and cultural history?*
- Representativeness: *how much variability (outside and/or inside the subject area) exists, what is already conserved, how much connectivity is there?*
- Rarity: *is the subject area important in demonstrating a distinctive way of life, custom, process, land-use, function or design no longer practised? Is it in danger of being lost or of exceptional interest?*
- Education potential: *does the subject area contain teaching sites or sites that might have teaching potential?*

The Aboriginal heritage significance of the subject area is assessed in the following section within the framework outlined above.

5.2. ASSESSMENT OF HERITAGE VALUES

The following assessment of the social or cultural, historic, scientific and aesthetic values of the subject area has been prepared in accordance with the Assessment Guidelines.

In acknowledgment that the Aboriginal community themselves are in the best position to identify heritage values, the assessment is informed by consultation with the Aboriginal community undertaken as part of the ACHA (Section 2 above).

5.2.1. Social or Cultural Value

Social or cultural value encompasses the qualities for which a place has become a focus of spiritual, political, national or other cultural sentiment for Aboriginal people. Social or cultural value is how people express their connection with a place and the meaning that place has for them. Places of social or cultural value have associations with contemporary community identity. These places can have associations with tragic or warmly remembered experiences, periods, or events. Communities can experience a sense of loss should a place of

social or cultural value be damaged or destroyed. Social or cultural values can therefore only be identified through consultation with Aboriginal people.

As reported in Section 4, a visual assessment of the subject area was undertaken by representatives of both Urbis and Kamilaroi Yankuntjatjara Working Group. Ralph Hampton was in agreement that the subject area was too heavily modified to retain any cultural value from an Aboriginal perspective and that archaeological investigation would not yield valuable results.

In view of the above feedback, the subject area is acknowledged to hold social or cultural value due to its connection to the broader cultural landscape. However, given the site's heavy modification, which has evidently impacted its expression of these cultural values, the social or cultural value of the subject area is assessed as low.

[TO BE UPDATED UPON RECEIPT OF STAGE 4 RAP COMMENTS]

5.2.2. Historic Value

Historic value encompasses the history of aesthetics, science and society. A place may have historic value because it is associated with a historic figure, event, phase or activity in an Aboriginal community. The significance of a place will be greater where evidence of the association or event survives in situ, or where the settings are substantially intact, than where it has been changed or evidence does not survive. However, some events or associations may be so important that the place retains significance regardless of subsequent treatment. Places may also have 'shared' historic values with other (non-Aboriginal) communities.

No historical associations between Aboriginal people and the subject area have been identified. The subject area is therefore unlikely to have historic value insofar as it relates to Aboriginal cultural heritage.

5.2.3. Scientific (Archaeological) Value

Scientific value relates to the importance of a landscape, area, place or object because of its rarity, representativeness and the extent to which it may contribute to further understanding and information. Information about scientific value will be gathered through any archaeological investigation undertaken.

The subject area is highly unlikely to retain any Aboriginal objects due to a high level of historical ground disturbance. Furthermore, if any Aboriginal objects are present, they are likely to be located within a highly disturbed context. The scientific (archaeological) value of the subject area is therefore assessed to be low.

Should any Aboriginal objects be identified within the subject area, the scientific (archaeological) value of those objects and the subject area should be reassessed.

5.2.4. Aesthetic Value

Aesthetic value of a place relates to the sensory, scenic, architectural and creative aspects of a place. It may include visual aspects, such as form, scale, colour, texture and material of the fabric, and the smells and sounds associated with the place and its use.

It is evident that the subject area is highly disturbed through clearance of vegetation, ploughing, the construction and demolition of buildings, as well as land reclamation, in shallow topsoil. The present visual appearance and other sensory aspects of the subject area are unlikely to resemble those of the landscape of the local area as it existed prior to European contact. The subject area is therefore unlikely to have aesthetic value insofar as it relates to Aboriginal cultural heritage.

Individual Aboriginal objects may have aesthetic value in their own right. There are no known Aboriginal objects within the subject area that could be assessed for aesthetic value. In the event that any Aboriginal objects are identified within the subject area during the proposed works, these should be assessed for aesthetic value.

5.3. STATEMENT OF SIGNIFICANCE

The subject area is assessed as having social and cultural significance to Aboriginal people. Based on comments received from RAPs during the consultation process, the subject area evidently has social and cultural value to the Aboriginal community for its connection to the broader cultural landscape around the subject area and for the long connection Aboriginal people have with the area. However, no Aboriginal sites or evidence of a specific cultural association with the subject area itself have been identified. Furthermore, the high level of ground disturbance in the subject area, due to land clearance, construction and demolition of buildings, earthworks (e.g. construction of playing fields and landscaping) and land reclamation has diminished its social and cultural value. Comments received from Kamilaroi Yankuntjatjara Working Group during the

visual inspection of the site confirmed this, stating that the site was too heavily modified to retain any cultural value from an Aboriginal perspective. Therefore, although the social and cultural value of the subject area is acknowledged, the Aboriginal heritage significance of the subject area itself is graded as low.

The assessment of significance should be updated in the event that any Aboriginal objects are found within the subject area during the proposed works.

[TO BE UPDATED UPON RECEIPT OF STAGE 4 RAP COMMENTS]

DRAFT

6. IMPACT ASSESSMENT

The following is an assessment of the potential impact of the proposed development on any Aboriginal objects and/or Aboriginal places within the subject area and the possible strategies for avoiding or minimising harm to those Aboriginal objects and/or Aboriginal places.

6.1. FRAMEWORK FOR ASSESSMENT

The potential harm to Aboriginal objects and Aboriginal places that is likely to be caused by a proposed activity is the effect of that activity on the Aboriginal heritage values identified above. According to the NPW Act, 'harm' to an object or place includes any act or omission that:

- Destroys, defaces, or damages the object or place.
- Moves the object from the land on which it had been situated.
- Causes or permits the object or place to be harmed.

Harm does not include something that is trivial or negligible, such as picking up and replacing a small stone artefact, breaking a small Aboriginal object below the surface when you are gardening, crushing a small Aboriginal object when you walk on or off a track, picnicking, camping or other similar recreational activities.

The Assessment Guidelines define harm to Aboriginal objects and Aboriginal places as being either 'direct' or 'indirect':

- **Direct harm** may occur as the result of any activity which disturbs the ground including, but not limited to, site preparation activities, installation of services and infrastructure, roadworks, excavation, flood mitigation measures.
- **Indirect harm** may affect sites or features located immediately beyond or within the area of the proposed activity. Examples include, but are not limited to, increased impact on art in a shelter from increased visitation, destruction from increased erosion and changes in access to wild food resources.

The present assessment of potential harm follows the principles of ecologically sustainable development (ESD), in particular the precautionary principle and the principle of inter-generational equity:

- The **precautionary principle** states that full scientific certainty about the threat of harm should never be used as a reason for not taking measures to prevent harm from occurring.
- The **principle of inter-generational equity** holds that the present generation should make every effort to ensure the health, diversity and productivity of the environment, which includes cultural heritage, is available for the benefit of future generations. If a site type that was once common in an area becomes rare, the loss of that site (and site type) will result in an incomplete archaeological record and will negatively affect intergenerational equity.

Consideration of potential harm to Aboriginal objects and Aboriginal places according to ecologically sustainable development (ESD) principles allows for an understanding of the cumulative impact of the proposed activity and an understanding of how harm can be avoided or minimised, if possible.

6.2. ASSESSMENT OF POTENTIAL HARM

The assessment of potential harm considers harm that may occur to both known Aboriginal objects and as yet unknown Aboriginal objects within the subject area.

The desktop assessment and site inspection identified no known Aboriginal objects within the subject area. Furthermore, due to high a level of disturbance across the entire subject area, it is unlikely that any as yet unknown Aboriginal objects are retained anywhere within the subject area. Therefore, any physical works within the subject area, including those presently proposed (Section 1.2), are unlikely to cause either direct or indirect harm to Aboriginal objects.

6.3. INTER-GENERATIONAL EQUITY

The cumulative impact of any development on Aboriginal sites relates to the extent of the proposed impact on the site and how this will affect both the proportion of this type of Aboriginal site in the area and the impact this destruction will have on Aboriginal cultural heritage values generally in the area.

As there are now known Aboriginal objects within the subject and there is very low potential for unknown Aboriginal objects to be retained, the proposed works are unlikely to negatively impact inter-generational equity.

6.4. AVOIDANCE & MINIMISATION OF HARM

All practicable measures must be taken to avoid harm (i.e. protect and conserve) any significant Aboriginal objects within the subject area along with their cultural heritage values. The precautionary principle states that full scientific certainty about the threat of harm should never be used as a reason for not taking measures to prevent harm from occurring.

If harm to Aboriginal objects and/or Aboriginal places is unavoidable, management strategies must be considered to minimise the harm. The type of management strategies proposed must be appropriate to the significance of Aboriginal heritage values, Aboriginal objects and/or Aboriginal places. Harm avoidance and minimisation measures must be feasible and within the financial viability of the proposed activity.

As it is unlikely that any Aboriginal archaeological material is retained within the subject area, no further archaeological investigation is recommended for the present subject area. As precautionary measures, it is recommended that unexpected archaeological finds and human remains procedures described below be implemented.

6.4.1. Unexpected Archaeological Finds Procedure

To mitigate harm to any unknown Aboriginal objects within the subject area, it is recommended that the following unexpected archaeological finds procedure should be followed in the unlikely event that any archaeological material, or suspected archaeological material, is uncovered during any works within the subject area:

1. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or another nominated site representative must contact either the project archaeologist (if relevant) or Heritage NSW (Enviroline 131 555) to contact a suitably qualified archaeologist.
3. The nominated archaeologist must examine the find, provide a preliminary assessment of significance, record the item and decide on appropriate management measures. Heritage NSW should be notified of the find through a Section 146 notification. Such management may require further consultation with the approval authority, preparation of a research design and archaeological investigation/salvage methodology.
4. Depending on the significance of the find, reassessment of the archaeological potential of the subject site may be required and further archaeological investigation undertaken.
5. Reporting may need to be prepared regarding the find and approved management strategies.
6. Works in the vicinity of the find can only recommence upon receipt of approval from Heritage NSW.

6.4.2. Human Remains Procedure

Should clearly identifiable human remains be uncovered anywhere within the subject site, the following procedure should be implemented:

1. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
2. The site supervisor or other nominated manager must notify the NSW Police and Heritage NSW.
3. The find must be assessed by the NSW Police, which may include the assistance of a qualified forensic anthropologist.
4. Management recommendations are to be formulated by the NSW Police, Heritage NSW and site representatives.
5. Works are not to recommence until the find has been appropriately managed.

In the event that bones are uncovered which may be human but cannot be confirmed by onsite staff, a suitably qualified archaeologist or heritage specialist should be contacted in the first instance to determine how to proceed.

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7. CONCLUSIONS & RECOMMENDATIONS

The ACHA concluded that:

- No known Aboriginal objects or Aboriginal places have been identified that are within, or likely to be within, the curtilage of the subject area.
- The subject area is located on the shoreline of the Parramatta River, which is considered indicative of likely past Aboriginal land use.
- Historical ground disturbance ranges from **moderate-high** due to land clearance, ploughing, construction and demolition of buildings, and construction of earthworks in shallow topsoil.
- As the subject area has been subjected to a high level of historical ground disturbance and it is unlikely that any intact natural topsoil remains anywhere in the subject area, the archaeological potential of the subject area is assessed to be **Very Low**.
- **Significance - [TO BE UPDATED UPON RECEIPT OF STAGE 4 RAP COMMENTS]**
- As there are no known Aboriginal objects within the subject area and it is unlikely to retain any as yet unknown Aboriginal objects, the proposed physical works are unlikely to cause either direct or indirect harm to Aboriginal objects or negatively impact inter-generational equity.

Based on the above conclusions, Urbis recommends that the proposed development warrants approval and satisfies SEARs Item 18 – Aboriginal Cultural Heritage. Urbis also recommends the implementation of the following:

- **Recommendation 1 – Submission of Report**

A copy of this report should be submitted with the Environmental Impact Statement (EIS) in support of SSD-67419241.

- **Recommendation 2 – No Further Archaeological Investigation**

As the proposed works are unlikely to cause harm to Aboriginal objects, it is recommended that no further investigation is required for the present development. The proposed development can proceed in line with the Archaeological Unexpected Finds Procedure and Human Remains Procedure outlined below.

- **Recommendation 3 – Unexpected Archaeological Finds Procedure**

Should any archaeological deposits be uncovered during any site works following lodgement and approval of SSDA, the following steps must be followed:

6. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
7. The site supervisor or another nominated site representative must contact either the project archaeologist (if relevant) or Heritage NSW (Enviroline 131 555) to contact a suitably qualified archaeologist.
8. The nominated archaeologist must examine the find, provide a preliminary assessment of significance, record the item and decide on appropriate management measures. Heritage NSW/ Place Making NSW should be notified of the find through a Section 146 notification. Such management may require further consultation with the approval authority, preparation of a research design and archaeological investigation/salvage methodology.
9. Depending on the significance of the find, reassessment of the archaeological potential of the subject site may be required and further archaeological investigation undertaken.
10. Reporting may need to be prepared regarding the find and approved management strategies.
11. Works in the vicinity of the find can only recommence upon receipt of approval from Heritage NSW or Place Making NSW.

- **Recommendation 4 – Human Remains Procedure**

Should clearly identifiable human remains be uncovered anywhere within the subject site following lodgement and approval of SSDA, the following procedure should be implemented:

12. All works within the vicinity of the find must immediately stop. The find location and minimum 2m buffer should be cordoned off with signage identifying the area as a 'no-go zone' to prevent accidental impact. The find must not be moved 'out of the way' without assessment.
13. The site supervisor or other nominated manager must notify the NSW Police and Heritage NSW.
14. The find must be assessed by the NSW Police, which may include the assistance of a qualified forensic anthropologist.
15. Management recommendations are to be formulated by the NSW Police, Heritage NSW and site representatives.
16. Works are not to recommence until the find has been appropriately managed.

In the event that bones are uncovered which may be human but cannot be confirmed by onsite staff, a suitably qualified archaeologist or heritage specialist should be contacted in the first instance to determine how to proceed.

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8. REFERENCES

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In preparing this report, Urbis was required to make judgements which may be affected by unforeseen future events, the likelihood and effects of which are not capable of precise assessment.

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APPENDIX A

BASIC AND EXTENSIVE AHIMS SEARCH RESULTS

APPENDIX B

REGISTERED ABORIGINAL PARTY CONSULTATION LOG

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APPENDIX C

REGISTERED ABORIGINAL PARTY CONSULTATION DOCUMENTATION

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From: [Kaarina Slater](#)
To: [Ginger-Rose Harrington](#)
Subject: Re: Stage 4 Draft ACHA - 25-27 Leeds Street, Rhodes (Our Ref#P0048748)
Date: Monday, 10 June 2024 12:12:06 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[image001.png](#)

CAUTION: This email originated from outside Urbis group. Don't click on links or attachments unless you trust the sender.

On behalf of ngambaa cultural connections I am confirming I have received draft report for the Rhodes project

On Mon, 3 June 2024, 3:21 pm Ginger-Rose Harrington, <gharrington@urbis.com.au> wrote:

Good afternoon

Thank you again for your interest in the Aboriginal Cultural Heritage Assessment ('ACHA') of 25-27 Leeds Street, Rhodes, NSW.

We now provide a draft ACHA report for your review and comment, in accordance with section 4.4 of the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW).

The draft ACHA is accessible here: <https://acrobat.adobe.com/link/track?uri=urn:aaid:scds:US:e6ecfaed-b372-3f8a-92f0-1f430a4d338b>

If you wish to provide any comments for inclusion into the report, please do so by **2 July 2024** to:

Ginger-Rose Harrington
Consultant
Urbis Ltd
Level 8, 123 Pitt Street
Sydney NSW 2000
E: gharrington@urbis.com.au

If you have any questions, please do not hesitate to reach out.

Kind regards

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