



Office of Environment & Heritage

Your reference
Our reference:
Contact:

MP09_0153
DOC11/24453
Richard Bonner 9995 6833

Ms Heather Warton
Director, Metropolitan and Regional Projects North
Department of Planning and Infrastructure
GPO Box 39
Sydney NSW 2001

Attention: Sumathi Navaratnam

Dear Ms Warton

I refer to your letter of 19 May 2011 inviting a submission from the Office of Environment and Heritage (OEH) on the Environmental Assessment (EA) for Dr Chau Chak Wing Building, UTS, Sydney (MP09_0153).

OEH has reviewed the EA and provides the following comments in relation to contamination and Aboriginal cultural heritage issues.

Contamination Issues

The *Remediation Action Plan* (RAP) is not considered explicit in terms of assessing the potential off-site migration of petroleum hydrocarbons. It is recommended the RAP be amended to detail the:

- number of off-site groundwater wells;
- locations of off-site groundwater wells; and
- frequency of groundwater monitoring.

It is also recommended the parameters for monitoring the natural attenuation of petroleum hydrocarbons be incorporated into the chemical analysis outlined in the RAP to evaluate whether attenuation is occurring.

Aboriginal Cultural Heritage Issues

OEH notes from the *Aboriginal Heritage Due Diligence Report* that the site is considered favourable for Aboriginal habitation activities which may have created an archaeological signature. In addition, while some archaeological deposits may have been impacted by historical activities, a low to moderate potential exists that Aboriginal objects may still be present. Given the significant current limitations in assessing the presence or absence of archaeological material it is recommended a comprehensive testing program be conducted in accordance with the *Code of Practice for Archaeological Investigation of Aboriginal Objects in NSW* to assess the potential for Aboriginal objects once the concrete slab and fill have been removed. A copy of the Code can be downloaded from

<http://www.environment.nsw.gov.au/licences/archinvestigations.htm>

The Department of Environment, Climate Change and Water is now known as the Office of Environment and Heritage, Department of Premier and Cabinet

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It is also recommended the process to identify and consult with possible Aboriginal stakeholders be conducted in keeping with the OEH *Aboriginal cultural heritage consultation requirements for proponents 2010*. OEH notes that to date, this has not been done.

If you have any queries regarding this matter please contact Richard Bonner on 9995 6833.

Yours sincerely

A handwritten signature in cursive script that reads "GHoward".

29 JUN 2011

GISELLE HOWARD
Director Metropolitan
Environment Protection and Regulation
Office of Environment and Heritage
Department of Premier and Cabinet