### APPENDIX A. Aboriginal consultation log (to date only)

<table>
<thead>
<tr>
<th>Date</th>
<th>Stakeholder/other contact</th>
<th>Contact person</th>
<th>Summary of consultation</th>
</tr>
</thead>
<tbody>
<tr>
<td>14/1/19</td>
<td>Office of Environment and Heritage</td>
<td>Rosalie Neve, Aboriginal Heritage Planning Officer</td>
<td>Email requesting OEH list of Aboriginal parties who may have an interest in the Port Macquarie Hastings LGA for consultation purposes.</td>
</tr>
<tr>
<td></td>
<td>Birpai Local Aboriginal Land Council</td>
<td>David Carroll, CEO</td>
<td>Email with a brief overview of the proposal and contact details of the proponent, requesting that the Land Council notify the consultant of any other Aboriginal parties who may have an interest in the proposal and hold knowledge relevant to determining cultural significance.</td>
</tr>
<tr>
<td>15/1/19</td>
<td>Office of the Registrar, Aboriginal Land Rights Act 1983</td>
<td></td>
<td>Letters mailed with a brief overview of the proposal and contact details of the proponent, requesting that each organisation notify the consultant of any known Aboriginal parties who may have an interest in the proposal and hold knowledge relevant to determining cultural significance.</td>
</tr>
<tr>
<td></td>
<td>NTS Corp Limited</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Port Macquarie Hastings Council</td>
<td>The General Manager</td>
<td></td>
</tr>
<tr>
<td>16/1/19</td>
<td>National Native Title Tribunal</td>
<td></td>
<td>Request search of tribunal registers (on application form downloaded from website: <a href="mailto:nswenquiries@nntt.gov.au">nswenquiries@nntt.gov.au</a>), emailed.</td>
</tr>
<tr>
<td></td>
<td>Office of Environment and Heritage</td>
<td>Dimitri Young, Senior Team Leader Planning, North East.</td>
<td>Email letter received with list of known Aboriginal parties for the Port Macquarie Hastings LGA, considered likely to have an interest in the development proposal.</td>
</tr>
<tr>
<td></td>
<td>National Native Title Tribunal</td>
<td>Geospatial Searches</td>
<td>Response to search request, advising that native title has been extinguished by freehold tenure.</td>
</tr>
<tr>
<td>17/1/19</td>
<td>Birpai Local Aboriginal Land Council</td>
<td>David Carroll, CEO</td>
<td>Letters mailed to all organisations on OEH list with a brief overview of the proposal, map and additional information as per the Stage 1 ACH consultation requirements for proponents 2010. Interested Aboriginal party registration required by 12/2019.</td>
</tr>
<tr>
<td></td>
<td>Saltwater Tribal Council</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ghiinni Ghiinni Youth and Culture Aboriginal Corporation</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Bindi Aboriginal Heritage and Culture Centre Inc.</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Birpai Traditional Owners Indigenous Corporation</td>
<td>Jason Holten</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Lakkari NTCG</td>
<td>Mick Leon</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Norm Archibald</td>
<td>Norm Archibald</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Yanggaay</td>
<td>Daniel Carriage</td>
<td></td>
</tr>
<tr>
<td>18/1/19</td>
<td>Port Macquarie Hastings Council</td>
<td>Ben Roberts</td>
<td>Email response to letter dated 15/1/19, advising to contact Birpai Local Aboriginal Land Council.</td>
</tr>
<tr>
<td>Date</td>
<td>Stakeholder/other contact</td>
<td>Contact person</td>
<td>Summary of consultation</td>
</tr>
<tr>
<td>---------</td>
<td>-----------------------------------------------------</td>
<td>----------------</td>
<td>------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>23/1/19</td>
<td>Port Macquarie Express and Camden Haven Courier</td>
<td>Elizabeth Loane, Administration Officer</td>
<td>Newspaper advertisement inviting registration of Aboriginal parties to register an interest in the assessment. Interested Aboriginal party registration required by 6/2/19.</td>
</tr>
<tr>
<td></td>
<td>Office of the Registrar, Aboriginal Land Rights Act 1983</td>
<td>Jason Holten</td>
<td>Email response to letter dated 15/1/19, advising that the project area &quot;does not appear to have Registered Aboriginal Owners pursuant to Division 3 of the Aboriginal Land Rights Act 1983 (NSW)&quot;. Suggested contact the Birpai Local Aboriginal Land Council.</td>
</tr>
<tr>
<td></td>
<td>Birpai Traditional Owners Indigenous Corporation</td>
<td>Jason Holten</td>
<td>Phone call to Jason Holten to enquire whether the Birpai Traditional Owners Indigenous Corporation wishes to lodge an interest in the assessment. Advised phone is not connected.</td>
</tr>
<tr>
<td>24/1/19</td>
<td>Birpai Traditional Owners Indigenous Corporation</td>
<td>Jason Holten</td>
<td>Phone call to Jason Holten to enquire whether the Birpai Traditional Owners Indigenous Corporation wishes to lodge an interest in the assessment. Advised phone is not connected.</td>
</tr>
<tr>
<td>25/1/19</td>
<td>Birpai Traditional Owners Indigenous Corporation</td>
<td>Jason Holten</td>
<td>Phone call to Jason Holten to enquire whether the Birpai Traditional Owners Indigenous Corporation wishes to lodge an interest in the assessment. Advised phone is not connected.</td>
</tr>
<tr>
<td>29/1/19</td>
<td>Birpai Traditional Owners Indigenous Corporation</td>
<td>Jason Holten</td>
<td>Phone call to Jason Holten to enquire whether the Birpai Traditional Owners Indigenous Corporation wishes to lodge an interest in the assessment. Advised phone is not connected.</td>
</tr>
<tr>
<td></td>
<td>Birpai Local Aboriginal Land Council</td>
<td>David Carroll, CEO</td>
<td>Email lodging Land Council's registration of interest. Also advising that Jason Holten would be interested and can be contacted through the Land Council, otherwise by phone (same number as advised not connected above).</td>
</tr>
</tbody>
</table>

Email letter from consultant with details of the proposed development and draft assessment methodology for review and feedback ahead of field inspection.
APPENDIX B. Aboriginal cultural heritage consultation requirements for proponents 2010- Copy of letters sent in compliance with Stage 1, Step 4.1.2

From: Jacqueline Collins jacqueline.collins@bigpond.com
Subject: Lake Cathie Public School Redevelopment EIS
Date: 14 January 2019 at 5:07 pm
To: David Carroll dcarroll.birpai@gmail.com

Dear David,

Re: Redevelopment of Lake Cathie Public School, Lot 2 DP1193553 (number 1240) Ocean Drive, Lake Cathie NSW 2445

The NSW Department of Education (the proponent*) wishes to redevelop the Lake Cathie Public School by adding to the existing permanent buildings, and providing maximum outdoor learning and play space. All work would be confined to the existing 3.96ha school allotment (Lot 2 DP1193553), which sits within the Birpai LALC boundary just east of Ocean Drive, between Lake Cathie and Bonny Hills.

I have been engaged by SHAC to assess Aboriginal cultural heritage impacts with respect to the proposed Lake Cathie Public School redevelopment. My assessment is to form part of an EIS to be prepared by SHAC, and requires implementation of the ‘Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010’. For consultation purposes, I would greatly appreciate you emailing me contact details of any Aboriginal Parties you know of (in addition to the Land Council) who may have an interest in and hold knowledge relevant to determining cultural significance values in the Lake Cathie locality. I would need this contact information by the end of January if possible. Please email or phone me (0427 599137) if any problems.

Yours Sincerely,

Jacqui Collins
Consultant Archaeologist
Email: jacqueline.collins@bigpond.com

* NSW Department of Education

c/- Andrew Hannah-Davies
SHAC
224 Maitland Road, Islington NSW 2296
15th January 2019

Office of the Registrar
Aboriginal Land Rights Act 1983 (NSW)
PO Box 5068
Parramatta NSW 2124

Dear Sir/Madam,

Re: Redevelopment of Lake Cathie Public School, Lot 2 DP1193553 (number 1240) Ocean Drive, Lake Cathie NSW 2445

The NSW Department of Education ("the proponent") wishes to redevelop the Lake Cathie Public School by adding to the existing permanent buildings, and providing maximum outdoor learning and play space. All work would be confined to the existing 3.96ha school allotment (Lot 2 DP1193553), which sits between the villages of Lake Cathie and Bonny Hills, within the Port Macquarie-Hastings LGA on the mid-north coast.

I have been engaged by SHAC to assess Aboriginal cultural heritage impacts with respect to the proposed Lake Cathie Public School redevelopment. My assessment is to form part of an EIS to be prepared by SHAC, and requires implementation of the ‘Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010’.

To facilitate effective Aboriginal community consultation as required by the ‘Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010’, I am writing to seek your assistance. To this end, I would be most grateful if you could supply me with a list of any ‘Aboriginal Owners’ you may have on your register for Lake Cathie-Bonny Hills. I would require this information by the end of January 2019 (please send your response to me at the letterhead mail or email address).

Yours Faithfully,

Jacqui Collins
Consultant Archaeologist
Email: jp_collins@bigpond.com

* NSW Department of Education
c/- Andrew Hannah-Davies
SHAC
224 Maitland Road, Islington NSW 2296
15th January 2019

Native Title Services Corporation Limited
PO Box 2105
Strawberry Hills NSW 2012

Dear Sir/Madam,

Re: Redevelopment of Lake Cathie Public School, Lot 2 DP1193553 (number 1240) Ocean Drive, Lake Cathie NSW 2445

The NSW Department of Education ("the proponent") wishes to redevelop the Lake Cathie Public School by adding to the existing permanent buildings, and providing maximum outdoor learning and play space. All work would be confined to the existing 3.96ha allotment (Lot 2 DP1193553), which sits between the villages of Lake Cathie and Bonny Hills, within the Port Macquarie-Hastings LGA on the mid-north coast.

I have been engaged by SHAC to assess Aboriginal cultural heritage impacts with respect to the proposed Lake Cathie Public School redevelopment. My assessment is to form part of an EIS to be prepared by SHAC, and requires implementation of the ‘Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010’.

To facilitate effective Aboriginal community consultation as required by the ‘Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010’, I would be most grateful if you could supply me with contact details of any Aboriginal Parties you represent who may wish to be consulted further about this project. I would require this information by the end of January 2019 (please send your response to me at the letterhead mail or email address).

Yours Faithfully,

Jacqui Collins
Consultant Archaeologist
Email: jp_collins@bigpond.com

* NSW Department of Education
c/- Andrew Hannah-Davies
SHAC
224 Maitland Road, Islington NSW 2296
15th January 2019

The General Manager
Port Macquarie-Hastings Council
PO Box 84
Port Macquarie NSW 2444

Dear Sir/Madam,

Re: Redevelopment of Lake Cathie Public School, Lot 2 DP1193553 (number 1240) Ocean Drive, Lake Cathie NSW 2445

The NSW Department of Education ("the proponent") wishes to redevelop the Lake Cathie Public School by adding to the existing permanent buildings, and providing maximum outdoor learning and play space. All work would be confined to the existing 3.96ha school allotment (Lot 2 DP1193553), which sits between the villages of Lake Cathie and Bonny Hills, within the Port Macquarie-Hastings LGA on the mid-north coast.

I have been engaged by SHAC to assess Aboriginal cultural heritage impacts with respect to the proposed Lake Cathie Public School redevelopment. My assessment is to form part of an EIS to be prepared by SHAC, and requires implementation of the ‘Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010’.

To facilitate effective Aboriginal community consultation as required by the ‘Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010’, I am seeking your assistance and advice. To this end, I would be most grateful if you could supply me with contact details of any Aboriginal Parties, known to Council, who may hold knowledge of/cultural attachments to Lake Cathie-Bonny Hills. I would require this information by the end of January 2019 (please send your response to me at the letterhead mail or email address).

Yours faithfully,

Jacqui Collins
Consultant Archaeologist
Email: jp_collins@bigpond.com

* NSW Department of Education
c/- Andrew Hannah-Davies
SHAC
224 Maitland Road, Islington NSW 2296
### Request for Search of Tribunal Registers

**Search for overlapping interests i.e.: Is there a native title claim, determination or land use agreement over this land?**

*Please note: the NNTT cannot search over freehold land. For further information on freehold land: [Click Here](https://www.nntt.gov.au) (NNTT website)*

#### 1. Your details

<table>
<thead>
<tr>
<th>NAME:</th>
<th>Jacqueline Collins</th>
</tr>
</thead>
<tbody>
<tr>
<td>POSITION:</td>
<td>Heritage Consultant</td>
</tr>
<tr>
<td>COMPANY/ORGANISATION:</td>
<td>Adise Pty Ltd</td>
</tr>
<tr>
<td>POSTAL ADDRESS:</td>
<td>PO Box 6 Laurieton NSW 2443</td>
</tr>
<tr>
<td>TELEPHONE:</td>
<td>0427599137</td>
</tr>
<tr>
<td>EMAIL:</td>
<td><a href="mailto:jp_collins@bigpond.com">jp_collins@bigpond.com</a></td>
</tr>
<tr>
<td>YOUR REFERENCE:</td>
<td>Cathie School</td>
</tr>
<tr>
<td>DATE OF REQUEST:</td>
<td>16/01/2019</td>
</tr>
</tbody>
</table>

#### 2. Reason for your request

- Are you a party to a native title proceeding?
  - [ ] Yes  [x] No

  Please provide Federal Court/Tribunal file number/or application name:

  OR

- Do you need to identify existing native title interests to comply with the *Native Title Act 1993* (Cth) or other State/Territory legislation?
  - [x] Yes  [ ] No

  Please provide brief details of these obligations here:

  Need to identify NT interests for proposed school redevelopment

#### 3. Identify the area to be searched

If there is insufficient room below, please send more information on a Word or Excel document.

**Mining tenure**

<table>
<thead>
<tr>
<th>State/Territory:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Tenement ref/s:</td>
<td></td>
</tr>
</tbody>
</table>

**Crown land / non-freehold tenure**

<table>
<thead>
<tr>
<th>Tenure type:</th>
<th>Lease</th>
<th>Reserve or other Crown land</th>
</tr>
</thead>
<tbody>
<tr>
<td>State/Territory:</td>
<td>NSW</td>
<td></td>
</tr>
<tr>
<td>Lot and plan details:</td>
<td>Lot 2 DP 1193553</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Other details: (Town/County/Parish/Section/Hundred/Portion):</th>
<th></th>
</tr>
</thead>
</table>

Port Macquarie Hastings Shire, County Macquarie, Parish Queens Lake, Lake Cathie Public School.

Email completed form to: [GeospatialSearch@nntt.gov.au](mailto:GeospatialSearch@nntt.gov.au)
APPENDIX C. Aboriginal cultural heritage consultation requirements for proponents 2010-
Responses to letters sent in compliance with Stage 1, Step 4.1.2

Dear Ms Collins,

Re: Redevelopment of Lake Cathie Public School, Lot 2 DP183555 (number 1240) Ocean Drive, Lake Cathie NSW 2445.

Thank you for your correspondence dated 15 January 2019 to the Office of Environment and Heritage (OEH) about Aboriginal cultural heritage consultation for an assessment of the redevelopment of Lake Cathie Public School, in the Port Macquarie Hastings local government area. I appreciate the opportunity to provide input.

Please find enclosed a list of known Aboriginal parties for the Port Macquarie Hastings local government area (Attachment A) that we consider likely to have an interest in the proposal. Note this is not an exhaustive list of all interested Aboriginal parties. Receipt of this list does not remove the requirement for a proponent/consultant to advertise the proposal in the local print media and contact other bodies and community groups seeking interested Aboriginal parties, in accordance with the OEH 'Aboriginal cultural heritage consultation requirements for proponents 2010' (the CRs).

The CRs would also like to take this opportunity to remind the proponent and consultant to:

- Ensure the project documents the full consultation process in the Aboriginal Cultural Heritage Assessment Report and to include copies of all correspondence sent to or received from all relevant stakeholders (including Aboriginal stakeholders and the agencies listed in section 4.1.2 of the CRs). Omission of these records in the final report may cause delays in the assessment of the Aboriginal Heritage Impact Permit application or require parts of the consultation process to be repeated if the evidence provided to us does not demonstrate that the consultation process has been fair, equitable and transparent.

- Ensure we are provided with evidence that reasonable attempts have been made to contact the relevant parties associated with the CRs. If this is not provided then we will deem that the consultation process has not complied with the CRs. We consider evidence of reasonable efforts to contact relevant parties would include, but not be limited to, multiple forms of communication; taxes (with confirmation slips demonstrating successful transmission), an e-mail log, registered post details, copies of letters and a phone call log.
• Note that Appendix A of the CRs contains a map illustrating which Regional Office of the OEH should be contacted regarding the AHIP application based on the local government area in which the project is located. Full details of the consultation requirements and the relevant Fact Sheets can be located on our website at: www.environment.nsw.gov.au/licences/consultation.htm.

• Forward to us any changes to the contact details of interested Aboriginal parties, or information regarding additional parties, so that we can update its records.

• Ensure that consultation is fair, equitable and transparent. If the Aboriginal parties express concern or are opposed to parts of or the entire project, we expect that evidence will be provided to demonstrate the efforts made to find common ground between the opponents and the proponent.

If you have any further questions about this issue, Ms Rosalie Neve, Aboriginal Heritage Planning Officer, Conservation and Regional Delivery, OEH, can be contacted on 6659 8221 or at rosalie.neve@environment.nsw.gov.au

Yours sincerely

[Dimitri Young]
16 January 2019

DIMITRI YOUNG
Senior Team Leader Planning, North East
Conservation and Regional Delivery

Contact officer: ROSALIE NEVE
9659 8221

Endorse: Attachment 1 – OEH Known Aboriginal Parties for the Lake Cathie Public School project area in the Port Macquarie Hastings LGA
<table>
<thead>
<tr>
<th></th>
<th>Known Aboriginal Parties for the Port Macquarie Hastings LGA</th>
</tr>
</thead>
</table>
| 1. | Saltwater Tribal Council  
18 Ronald Road  
TAREE, NSW 2430  
Ph: (02) 65524440 |
| 2. | Ghinni Ghinni Youth and Culture Aboriginal Corporation  
PO Box 641  
TAREE, NSW 2430  
Ph: (02) 65512160  
Ghinni_ghinni@hotmail.com |
| 3. | Bindi Aboriginal Heritage and Cultural Centre Inc.  
187 Beechwood Road  
WAUCHOPE, NSW 2446  
Ph: (02) 65864560 |
| 4. | Birpai Traditional Owners Indigenous Corporation  
Jason Holten  
52 Beechtree Circuit  
PORT MACQUARIE NSW 2444  
Mob: 0498 238 692  
jasonholten88@gmail.com |
| 5. | Lakkari NTCG  
Mick Leon  
C/- Doo-wa-kee CHS  
82 Victoria Street  
TAREE NSW 2430  
Ph: (02) 65527835  
Mob: 0402 751 584  
doowakee@virginbroadband.com.au |
| 6. | Birpi Local Aboriginal Land Council  
Steve Miles  
PO Box 876  
PORT MACQUARIE NSW 2444  
Ph: (02) 6584 9066  
Fax: (02) 6583 8172  
birpialalc@midcoast.com.au |
Attachment 1: OEH Known Aboriginal Parties for the Port Macquarie Hastings LGA

<table>
<thead>
<tr>
<th></th>
<th>Name</th>
<th>Address</th>
<th>Phone</th>
<th>Email</th>
</tr>
</thead>
<tbody>
<tr>
<td>7</td>
<td>Norm Archibald</td>
<td>17 Flobern Ave, WAUCHOPE NSW 2446</td>
<td></td>
<td><a href="mailto:jpmmanagement@live.com.au">jpmmanagement@live.com.au</a></td>
</tr>
<tr>
<td>8</td>
<td>Yanggaay</td>
<td>Danial Carriage, 15 Stingray Creek Road, MOONEE BEACH NSW 2450</td>
<td>0421 152 360</td>
<td><a href="mailto:yanggaay@gmail.com">yanggaay@gmail.com</a></td>
</tr>
</tbody>
</table>