

## **Appendix E    Archaeological Assessment**

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20 August 2014

John Fisher  
Principal Consultant  
EnviroPlan Pty Ltd  
john.fisher@enviroplan.com.au

Dear John

**Re: Due Diligence Advice for Aboriginal archaeological heritage for the Horsley Park Meter Station upgrade – FINAL**

**Our Ref: Matter # 18669**

Jemena Limited (Jemena) proposes to upgrade to the existing natural gas facility at Horsley Park, New South Wales (the Horsley Park Meter Station). This letter documents Aboriginal heritage due diligence advice for the proposed works. It has been prepared under the requirements of the *Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales* (DECCW 2010) and fulfils Jemena's due diligence obligations under this code. This assessment has been written by Samantha Gibbins and reviewed by Lyn O'Brien (Biosis Pty Ltd).

**Project Area**

The Horsley Park Meter Station is located at 194-202 Chandos Road, Horsley Park, on Lot 3 DP 1002746 (Figure 1). The Project Area encompasses the boundaries of the existing Horsley Park Meter Station, as shown in Figure 2, and is located within the Fairfield Local Government Area (LGA). The Project Area falls under the State Environmental Planning Policy (Western Sydney Parklands) 2009.

**Project Background and Proposed Impacts**

The Horsley Park Meter Station was constructed in 2000. Required upgrades include increasing the capacity of the facility through the installation of a new gas regulator, metering equipment, gas heating and filter equipment, and associated pipework. The State Environmental Planning Policy (State and Regional Development) 2011 is applicable and the proposed works will be assessed as State Significant Infrastructure under Part 5.1 of the *Environmental Planning and Assessment Act 1979* (EP&A Act). This letter report will form part of the supporting documentation for a Preliminary Environmental Impact Assessment as part of the approvals process.

Specifically, the proposal would include the following:

- Removal of the existing oil separator and associated pipework;
- Installation of two new gas filters;
- Installation of new gas heat exchangers;
- Installation of hot water heaters and associated building;

- Installation of a new gas metering unit;
- Installation of a new gas regulator and noise attenuating enclosure; and
- Associated above and belowground connecting pipework.

Disturbances to the ground surface would be undertaken in order to:

- Create trenches for belowground pipework;
- Create trenches for belowground service and telemetry conduits;
- Create concrete pad foundation for gas conveyance control equipment; and
- Create footings and foundations for plinths to support aboveground pipework.

Typical plant and equipment required to carry out the proposal includes, but is not limited to, excavators, back hoes, skid loaders, delivery trucks, dump trucks, mobile cranes, concrete trucks and concrete pumps.

### **Project Objectives**

The following is the summary of the major objectives of the due diligence investigation:

- Identify Aboriginal objects and Places known to exist within the Project Area through a search of the Aboriginal Heritage Information Management System (AHIMS) register, maintained by the Office of Environment and Heritage (OEH);
- Consult with the Deerubbin Local Aboriginal Land Council (LALC);
- Undertake a field inspection to relocate any previously recorded sites and to assess previous disturbance and the potential for Aboriginal heritage to be present;
- Record and assess sites identified during the field inspection in compliance with the guidelines issued by the OEH;
- Identify potential impacts to all identified Aboriginal sites and Places based on potential ground disturbance from the works; and
- Make recommendations to minimise or mitigate potential impacts to cultural heritage values within the Project area.

### **Legislation**

The investigation has been carried out under the *Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales* (DECCW 2010). The code sets out steps which individuals and organisations need to take to determine if:

- Aboriginal objects are, or are likely to be present in the area; and
- The proposed activity will harm Aboriginal objects.

If it is determined through the due diligence assessment that Aboriginal objects are present, or are likely to be present, and the proposed activity will harm Aboriginal objects, the code specifies that:

- Further investigation and consultation under the *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (DECCW 2010) and the *Aboriginal cultural heritage consultation requirements for proponents 2010* (DECCW 2010) is required; and

- An Aboriginal Heritage Impact Permit (AHIP) application is also required if Aboriginal objects or Places are present and will be harmed.

## Investigation Methodology & Results

### Community Consultation

Consultation with the Aboriginal community is not a formal requirement of the Due Diligence process, however it is recognised in NSW that Aboriginal people are the primary determinants of the significance of their cultural heritage. A landscape may hold intangible values that can be assessed only by the Aboriginal community.

The Project Area falls within the boundaries of the Deerubbin LALC. Steve Randall, Site Officer at Deerubbin LALC, attended the field inspection on 4 August 2014. The draft report was sent to Deerubbin LALC for comment on 19 August 2014. Deerubbin LALC advised Biosis that they have no objections to the proposed upgrade of the Horsley Park Meter Station on the grounds of Aboriginal cultural heritage (a copy of their report is attached at Appendix 2). A copy of this final report will be provided to Deerubbin LALC for their records.

### AHIMS Search

The OEH maintains a database of Aboriginal sites within NSW under Part 6 of the NSW *National Parks and Wildlife Act 1974*. Aboriginal objects and places in NSW are legally required to be registered on the AHIMS register.

A search of the OEH AHIMS register was conducted on 1 August 2014 (Client Service ID 143393). The search identified six previously recorded Aboriginal archaeological sites within the vicinity of the Project Area. Details of these sites are provided in Table 1 and their locations are shown in Figure 2 (site 45-5-2567) and Figure 3. These figures contain sensitive cultural information and should not be made public.

**Table 1: AHIMS sites present within the vicinity of the Project Area.**

AHIMS Site No.	Site Name	Site Features
45-5-2567	DLC1	Artefact (Open Camp Site)
45-5-0866	TPP 1; Prospect Reservoir	Artefact (Open Camp Site)
45-5-0745	WDD 6	Artefact (Open Camp Site)
45-5-2796	WSO-IF-2	Artefact (Isolated Find)
45-5-3082	Horsley Dr PAD	Potential Archaeological Deposit (PAD)
45-5-3624	EC132KV4	Artefact (Open Camp Site)

The predominant site types registered in the search area are Artefact scatters (n=5). One instance of PAD has also been recorded. No previously recorded sites are located within the Project Area.

Site 45-5-2567 is an artefact scatter that is located 20-30 metres to the west of the western boundary of the Project Area (Figure 2). The site was recorded in 1999 during a survey of the proposed Eastern Gas Pipeline Route. As recorded on the site card, the site comprised two silcrete artefacts (one flake and one core) located on a vehicle track in a heavily disturbed market garden area. It was determined to be unlikely that other archaeological material was present due to the high level of disturbance. It is noted on the site card that Consent to Destroy with salvage was applied for; however, the site is currently recorded on the AHIMS

register with a status of 'valid'. A copy of site card 45-5-2567 is attached to this report. This site card contains sensitive cultural information and should not be made public.

No other previously recorded sites are located within the immediate vicinity of the Project Area. The next nearest site (45-5-3624) is an artefact scatter that is located approximately 900 metres to the east of the Project Area.

## **Field Inspection**

An inspection of the Project Area was undertaken on 4 August 2014, attended by Samantha Gibbins (Biosis) and Steve Randall (Deerubbin LALC). John Fisher (EnviroPlan) also attended the field inspection and provided information about the proposed works.

The objectives of the field inspection were to:

- Assess the previous disturbance to the Project Area;
- Assess the potential of the Project Area to possess intact Aboriginal heritage; and
- Locate any Aboriginal objects or Places present within the Project Area.

## **Results of the site survey**

### Survey Coverage and Visibility

The accessible sections of the Project Area were surveyed. Ground surface visibility was generally very low due to dense grass cover and the presence of paved surfaces, buildings and meter station infrastructure (Plate 1 and Plate 2). Odd exposures were evident around the bases of trees and along fencelines, and these were all inspected.



**Plate 1: Dense grass cover through the Project Area, restricting ground surface visibility. View to west.**



**Plate 2: Paved surfaces, buildings and infrastructure within the Project Area. View to SW.**

### Landform

The Project Area is located on a very gently undulating creek flat, approximately 70 metres to the east of Eastern Creek. The land slopes very gently downwards from south to north, and also westwards towards the creek.



### Sites Located

No Aboriginal objects were located within the Project Area.

### Disturbance

The entire Project Area has been highly disturbed through the installation of the existing gas meter station and associated infrastructure, including buildings; paved roads and surfaces; fences; and underground pipelines and cables (Plate 3 and Plate 4). It is evident that extensive excavation and earth movement has taken place across the whole area, with the main facility located on a levelled artificial terrace (Plate 5 and Plate 6). The original vegetation has been completely cleared from within the Project Area.



**Plate 3: Buildings and paved roads within the Project Area. View to south.**



**Plate 4: Underground cables and pipelines within the Project Area. View to west.**



**Plate 5: Previous excavation and earth movement within the Project Area (south-west corner). View to NW.**



**Plate 6: Main facility within the Project Area located on a levelled artificial terrace. View to SE.**

### Archaeological Potential

The proposed works are located in an area of generally high potential for Aboriginal sites, less than 100 metres from Eastern Creek. A previously recorded Aboriginal site (45-5-2567) is located 20-30 metres to the west of the western boundary of the Project Area. However, at the time of recording it was determined to be unlikely that other archaeological material was present due to the high level of disturbance. No Aboriginal objects were detected during the current field inspection. The current Project Area has been subject to high levels of ground surface disturbance through the installation of the existing gas meter

station and associated infrastructure. There is a correspondingly low potential for intact Aboriginal archaeology to be present within the Project Area.

#### *Impact Assessment*

- The proposed works will involve disturbances to the ground surface in order to create trenches for belowground pipework; create trenches for belowground service and telemetry conduits; create concrete pad foundations for gas conveyance control equipment; and create footings and foundations for plinths to support aboveground pipework.
- No known Aboriginal objects or Places will be impacted by the proposed works.
- The Project Area has been subject to high levels of disturbance through previous activity (see above discussion on disturbances).

The Code provides a flowchart composed of six questions to identify the presence of, and potential harm to Aboriginal objects within the Project Area. These questions were applied to the investigation methodology (Chart 1).

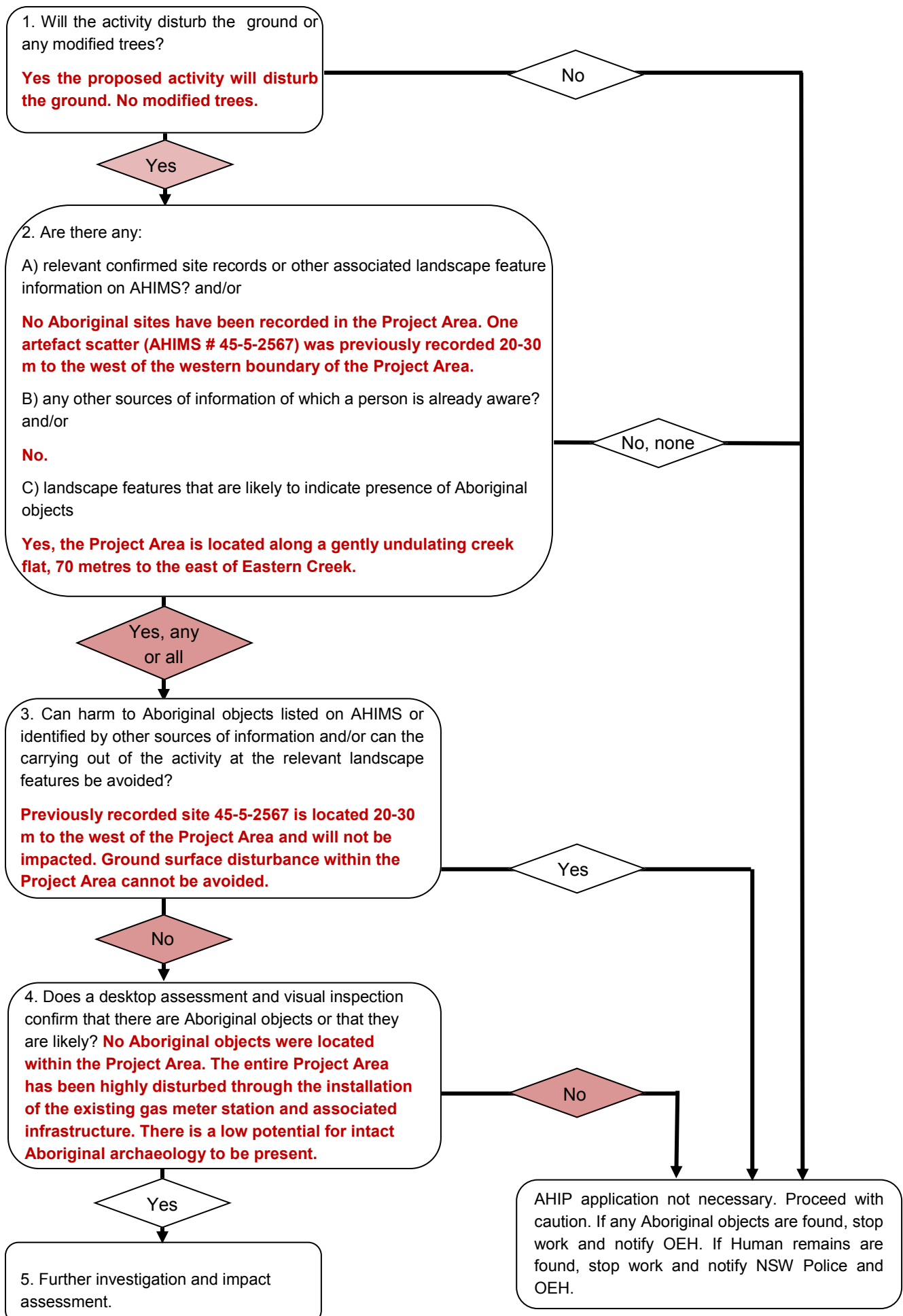
#### **Discussion**

Although the Project Area is located in an area of generally high potential for Aboriginal sites, the high levels of previous ground surface disturbance mean that there is a low potential for intact Aboriginal archaeology to be present within the Project Area. No Aboriginal objects or areas of archaeological potential were identified within the Project Area.

Work can proceed with caution, with the understanding that all Aboriginal objects and Places are protected under the NSW *National Parks and Wildlife Act 1974*, even if in a disturbed or partially damaged state. If any Aboriginal objects are uncovered during any project activity, work must stop immediately and reference should be made to the recommendations listed below.



Chart 1: Due Diligence Process



## Recommendations

Based on this investigation, it is recommended that:

### Recommendation 1: Proposal to proceed without further archaeological input

The work described in this report can proceed without further assessment or approval from the NSW *National Parks and Wildlife Act 1974* as no Aboriginal objects or Places have been identified as occurring within the Project Area and the potential of locating them during the proposed works is assessed as low. This recommendation is conditional upon recommendations 2, 3, and 4.

### Recommendation 2: Discovery of unanticipated Aboriginal cultural material

All Aboriginal Places and objects are protected under the NSW *National Parks and Wildlife Act 1974*. This protection extends to Aboriginal objects and Places that have not been identified but might be unearthed during construction. The following contingency plan describes the actions that must be taken in instances where Aboriginal cultural material is encountered. Any such discovery at the activity area must follow these steps:

1. **Discovery:** Should unanticipated Aboriginal cultural material be identified during any works, works must cease in the vicinity of the find.
2. **Notification:** OEH must be notified of the find.
3. **Management:** In consultation with OEH, Deerubbin LALC and a qualified archaeologist, a management strategy should be developed to manage the identified Aboriginal cultural material. This may include the requirement to apply for an Aboriginal Heritage Impact Permit.
4. **Recording:** The find will be recorded in accordance with the requirements of the NSW *National Parks and Wildlife Act 1974* and OEH guidelines.

### Recommendation 3: Discovery of Unanticipated Human Remains

The following contingency plan describes the actions that must be taken in instances where human remains or suspected human remains are discovered. Any such discovery at the activity area must follow these steps:

1. **Discovery:** If suspected human remains are discovered all activity in the vicinity of the human remains must stop to ensure minimal damage is caused to the remains. The remains must be left in place and protected from harm or damage.
2. **Notification:** Once suspected human skeletal remains have been found, the Coroners Office and the NSW Police must be notified immediately. Following this, the find must be reported to OEH and it is recommended that it is also reported to Deerubbin LALC.
3. **Management:** If the human remains are of Aboriginal ancestral origin an appropriate management strategy will be developed in consultation with Aboriginal Stakeholders and OEH.
4. **Recording:** The find will be recorded in accordance with the requirements of the NSW *National Parks and Wildlife Act 1974* and OEH guidelines.

### Recommendation 4: Report to Deerubbin Local Aboriginal Land Council

A copy of this final report should be distributed to Deerubbin LALC for their records.

Please contact me on (02) 9101 8707 if you require further information.

Yours sincerely,

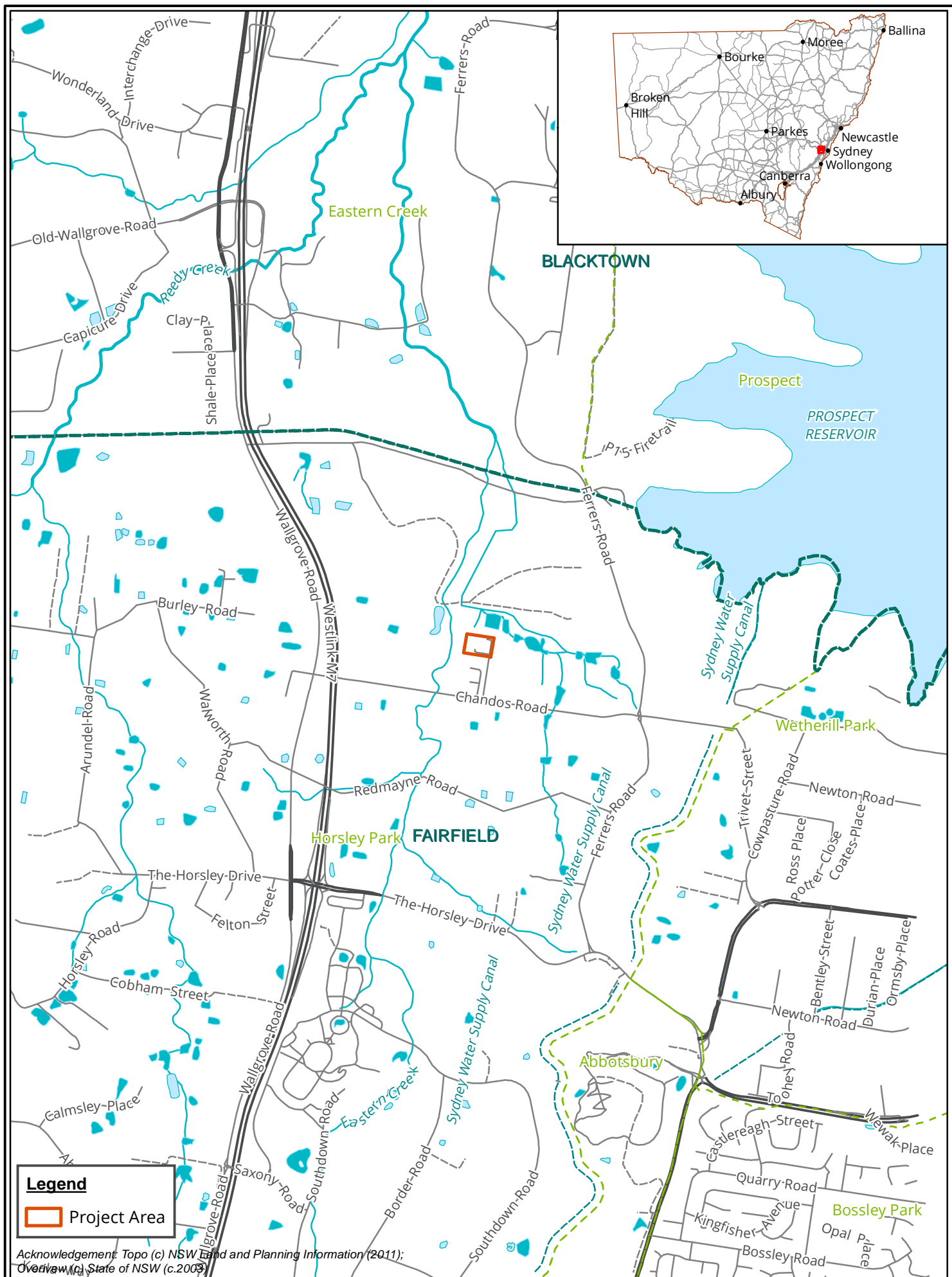
A handwritten signature in black ink, appearing to read "S. Gibbins".

**Samantha Gibbins**

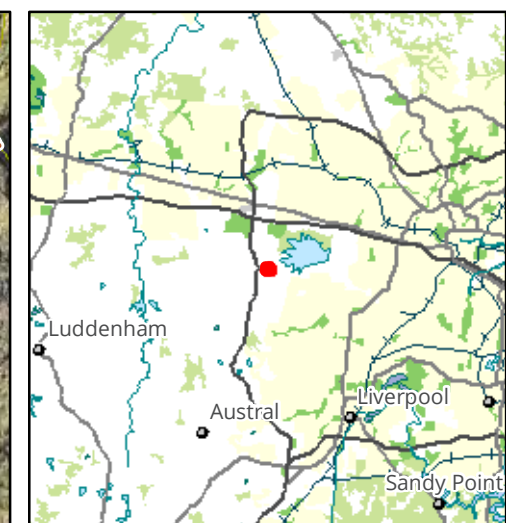
Consultant Archaeologist

## Appendices

## Appendix 1: Figures





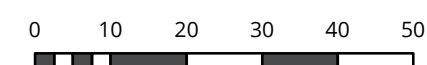


# Legend

Project Area

● AHIMS sites

Figure 2: Project Area Detail



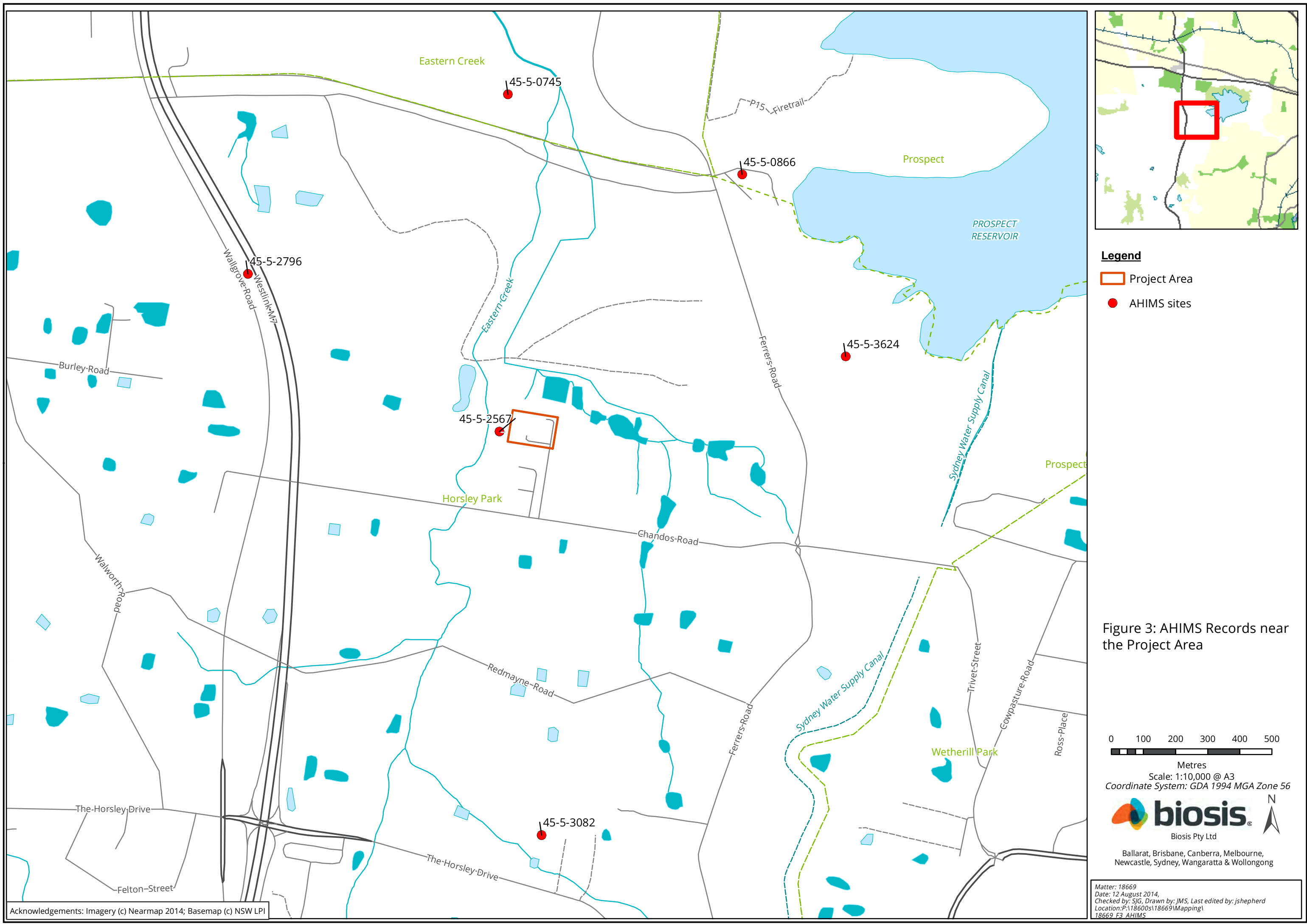
Metres  
Scale: 1:1,000 @ A3  
Coordinate System: GDA 1994 MGA Zone 56



Biosis Pty Ltd  
Ballarat, Brisbane, Canberra, Melbourne,  
Newcastle, Sydney, Wangaratta & Wollongong

Matter: 18669  
Date: 12 August 2014  
Checked by: SJG, Drawn by: JMS, Last edited by: jshepherd  
Location: P:\18600s\18669\Mapping\18669\_F2\_ProjectArea





- Legend**
- Project Area
  - AHIMS sites


Figure 3: AHIMS Records near the Project Area

0100200300400500

Metres

Scale: 1:10,000 @ A3

Coordinate System: GDA 1994 MGA Zone 56

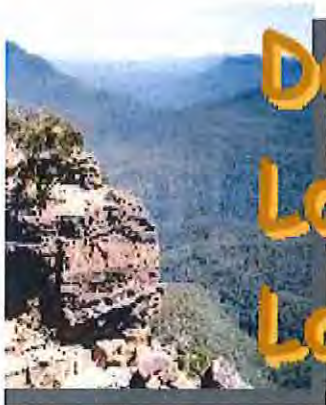
 **biosis**

Biosis Pty Ltd

Ballarat, Brisbane, Canberra, Melbourne,  
Newcastle, Sydney, Wangaratta & Wollongong

Matter: 18669  
Date: 12 August 2014  
Checked by: SJG, Drawn by: JMS, Last edited by: jshepherd  
Location: P:\18600s\18669\Mapping\18669\_F3\_AHIMS

## Appendix 2: Aboriginal Consultation Documentation



# Deerubbin Local Aboriginal Land Council

Level 1, Suite3  
291-295 High Street  
PENRITH NSW 2750

PO Box 40  
Penrith BC  
NSW 2751 AUSTRALIA

ABN: 41 303 129 586  
T: (02) 4724 5600  
F: (02) 4722 9713  
E: [reception@deerubbin.org.au](mailto:reception@deerubbin.org.au)  
W: <http://www.deerubbin.org.au>

EnviroPlan Pty Ltd

Our Ref: 2463

C/- Biosis Pty Ltd

Your Ref: Matter # 18669

Unit 14, 17-27 Power Avenue

ALEXANDRIA NSW 2015

19 August 2014

## PROTECTION OF ABORIGINAL CULTURAL HERITAGE

Horsley Park Meter Station Upgrade

194-202 Chandos Road, Horsley Park

Attention: Samantha Gibbins,

A representative of Deerubbin Local Aboriginal Land Council inspected the proposed upgrade of Gas Meter Station, Horsley Park on 4 August 2014. An Aboriginal cultural heritage assessment was undertaken to evaluate the likely impact the proposed development has on the cultural heritage of the land.

The station had been inspected in 1999 it has no intact soils then and no Aboriginal cultural material (in the form of stone artefacts, for example) were found during the inspection.

Deerubbin Local Aboriginal Land Council therefore has no objections to the proposed upgrade of the Horsley Park Meter Station on the grounds of Aboriginal cultural heritage.

Yours Faithfully,

(Steven Randall

Aboriginal Cultural Heritage Officer)

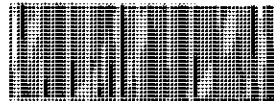
C.c. Miranda Morton – Office of Environment & Heritage

## Appendix 3: Site Card 45-5-2567



# National Parks and Wildlife Service

Box 1967, Hurstville NSW 2220. Tel: (02) 585 6444  
Standard Site Recording Form Revised 5/88



45-5-2567

1:250,000 map sheet:

Sydney

NPWS Code

14.5

AMG Grid reference

250K  
302190 mE  
25K

250K  
6254340 mN  
25K

Full reference - please include leading digits

Scale of map used for grid reference

[x] 25K, 50K

[ ] 100K

[ ] 250K

Please use largest scale available

SPS

(preferred)

1:25K, 50K, 100K map name:

Prospect

HEAD OFFICE USE ONLY:

NPWS Site no:

455-2567

Site types:

Accessioned by:

Date:

Data entered by:

Date:

Owner/Manager:

Department of Urban

Address:

Affairs and Planning

PO Box 404

Barramatta 2150

Site name: DLC1

Locality/property name:

Prospect Reserve

NPWS District:

South Maitland

Region:

Central

Reason for investigation

Survey of proposed Eastern Gas Pipeline Route: Wilber to Hoxley Park section.

Portion no:

Lot 6, DP 408890

Parish:

Photos taken?

Yes

How many attached?

How to get to the site (refer to permanent features. give best approach to site eg. from above, below, along cliff. Draw diagram on separate sheet.)

Access to the site is via Charles Road, off Wilber Rd. Site is located on northern side of Charles Road, 800m to east of Wilber Rd junction. Site is located 60m north of road.

Other sites in locality?

Yes

Site Types include:

Artificial scatters, scattered trees, rockshelters with art + deposit.

Are sites in NPWS Register?

Yes

Have artefacts been removed from site?

No

When?

By whom?

Deposited where?

Is site important to local Aborigines?

Description Local Aboriginal Land Council

Give contact(s) name(s) + address(es)

Site Officer, Luke Hickey, PO Box 1184,  
Mt Outh Village NSW 2770

Contacted for this recording?

Yes

(Attach additional information separately) If not, why not?

Site officer conducted field inspection during which site was recorded.

Verbal/written reference sources (including full title of accompanying report)

Report for this section of study to be produced by AASC (Australia Archaeological Survey Consultants) based on summary of results provided by Nelson. Report on previous work on this section of the route - AASC 1998.

NPWS Report Catalogue #

Checklist:

surface visibility,  
damage/disturbance/  
threat to site

Condition of site:

Two artefacts located in heavily disturbed market garden area. Found adjacent to existing AgL isolation fence + in middle of vehicle track.

Recommendations for management &amp; protection (attach separate sheet if necessary)

Recommended that site (2 artefacts) be salvaged. They were identified in middle of access to Hoxley Park proposed gas meter station. Unlikely that other material remains due to disturbance -

Site recorded by:

Annie Nicholson

Date: 8/10/99

Cassett to Daphney  
with salvage  
applied for.

Address/institution:

PO Box 1773, Port Linton 5606 SA

# SITE POSITION & ENVIRONMENT

OFFICE USE ONLY: NPWS site no:

1. Land form a. beach/hill slope/ridge top, etc:

b. site aspect:

c. slope:

d. mark on diagram provided or on your own sketch the position of the site:

e. Describe briefly:

on flats south of  
Prospect Reservoir, 80m from  
creepline on track in  
market garden area.

f. Local rock type: shale

g. Land use/effect: market garden

2. Distance from drinking water:

80m

Source:

creek

3. Resource Zone associated with site (estuarine, riverine, forest etc):

estuarine

4. Vegetation:

wooded

5. Edible plants noted:

6. Faunal resources (include shellfish):

7. Other exploitable resources (river pebbles, ochre, etc):

Site type:

Artefact  
scatter

## DESCRIPTION OF SITE & CONTENTS.

Note state of preservation of site & contents. Do NOT dig, disturb, damage site or contents.

Red silicate unmodified Plate 14x18x4mm  
Red silicate core 14x20x18mm

## CHECKLIST TO HELP:

length, width, depth,  
height of site, shelter,  
deposit, structure,  
element eg. tree scar,  
grooves in rock.

DEPOSIT: colour,  
texture, estimated  
depth, stratigraphy,  
contents-shell, bone,  
stone, charcoal, density  
& distribution of these,  
stone types, artefact  
types.

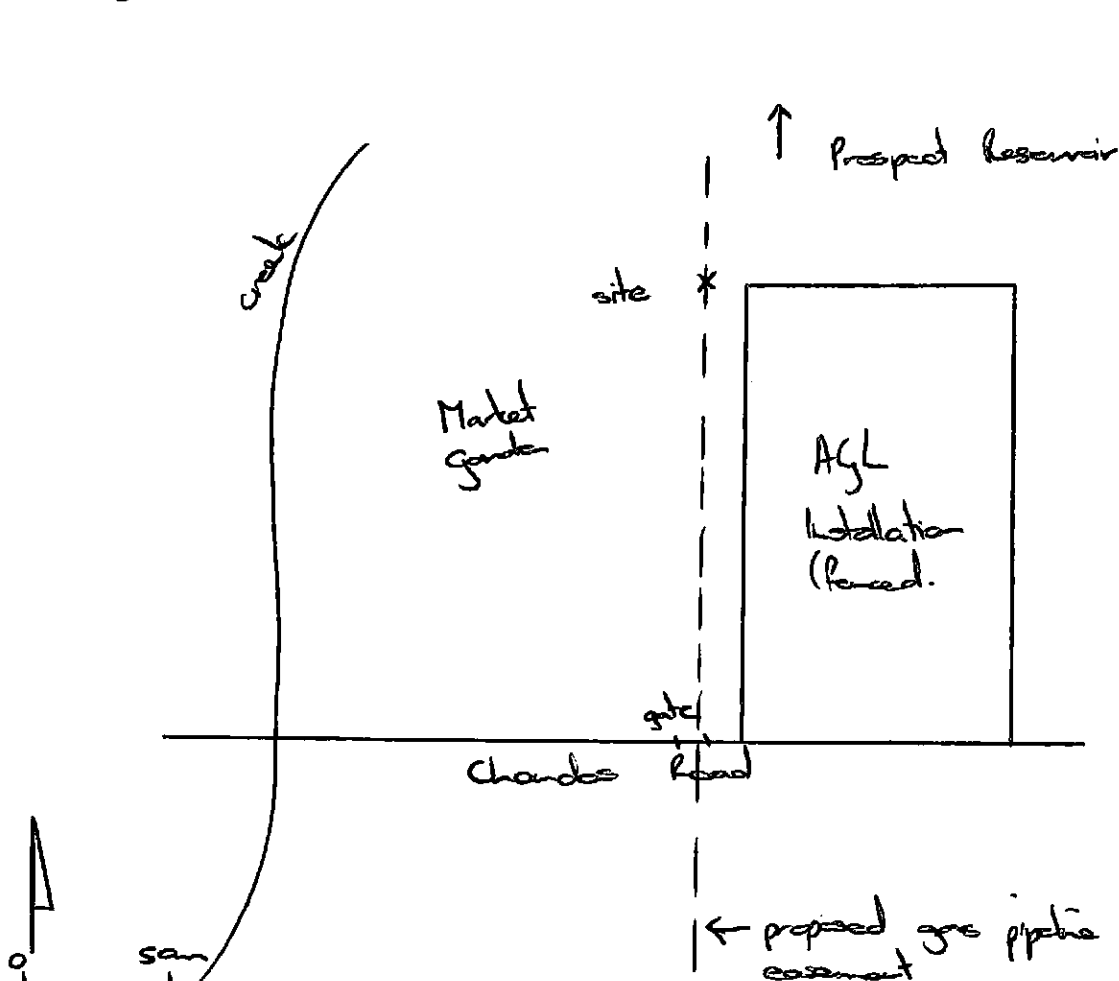
ART: area of surface  
decorated, motifs,  
colours, wet, dry  
pigment, technique of  
engraving, no. of  
figures, sizes,  
patination.

BURIALS: number &  
condition of bone,  
position, age, sex,  
associated artefacts.

TREES: number, alive,  
dead, likely age, scar  
shape, position, size,  
patterns, axe marks,  
regrowth.

QUARRIES: rock type,  
debris, recognisable  
artefacts, percentage  
quarried.

OTHER SITES EG.  
structures (fish traps,  
stone arrangements,  
bora rings, maa maa),  
mythological sites, rock  
holes, engraved groove  
channels, contact sites  
(missions massacres  
cemeteries) as  
appropriate



Attach sketches etc. eg. plan & section of shelter, show relation between site contents, indicate north, show scale.

Attach annotated photos (stereo where useful) showing scale, particularly for art sites.

