

Our ref: DOC24/121847

Your ref: SSD - 46983729

Ellen Luu

Senior Environmental Assessment Officer

Department of Planning, Housing and Infrastructure

Ellen.Luu@planning.nsw.gov.au

Letter uploaded to the Major Projects Planning Portal

Advice on Environmental Impact Statement – State Significant Development

Proposal: Westlink Industrial Estate Stage 2

Major Project reference: SSD 46983729

Address: 1030-1048 and 1050-1064 Mamre Road, Kemps Creek

Received: 14 February 2024

Dear Ellen,

Thank you for your referral seeking advice on the above State Significant Development proposal for a proposed warehouse and distribution centre with ancillary office space.

In preparing this advice Heritage NSW has reviewed the following documents:

- Relevant sections of Environmental Impact Statement Westlink Industrial Estate Stage 2 - prepared by Ethos Urban, dated 15 December 2023
- Appendix V, 1030-1048 and 1050-1064 Mamre Road, Kemps Creek: Aboriginal Cultural Heritage Assessment - prepared by Biosis, dated 3 November 2023
- Appendix KK, 1030-1048 and 1050-1064 Mamre Road, Kemps Creek: Archaeological Report - prepared by Biosis, dated 3 November 2023

The Aboriginal Cultural Heritage Assessment Report (ACHA) has been prepared with reference to the relevant guidelines as required by the SEARs. Heritage NSW supports the proposed Management Measures and Recommendations (Section 7 of the ACHA).

However, we recommend that additional documentation of the consultation process is requested. The applicant needs to provide documents to demonstrate the provision of the Draft ACHAR to all Registered Aboriginal Parties for review and comment.

Heritage NSW agrees with the recommendation (Section 7 of ACHA) that an Aboriginal Cultural Heritage Management Plan (ACHMP) be developed and implemented for the project. Recommendations in relation to Draft Conditions of Consent are included in Attachment A

Please note that the above comments relate only to Aboriginal cultural heritage regulation matters. If you have any questions regarding these comments, please contact Alison Lamond, Senior Assessments Officer, at Heritage NSW on 0419 762 918 or alison.lamond@environment.nsw.gov.au.

Yours sincerely

Nicole Davis

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Manager Assessments

Heritage NSW

Department of Climate Change, Energy, the Environment and Water

As Delegate under National Parks and Wildlife Act 1974

13 March 2024

Attachment A – Recommended Draft conditions for Aboriginal Cultural Heritage

Below are our recommended draft conditions for the protection of Aboriginal Heritage and the implementation of an Aboriginal Cultural Heritage Management Plan (ACHMP).

Aboriginal Heritage

1. All reasonable steps must be taken so as not to harm, modify or otherwise impact Aboriginal objects except as authorised by this approval.
2. The Registered Aboriginal Parties (RAPs) must be kept informed about the SSD. The RAPs must continue to be provided with the opportunity to be consulted about the Aboriginal cultural heritage management requirements of the SSD.

Aboriginal Cultural Heritage Management Plan

3. Prior to carrying out any development, the Applicant must prepare an ACHMP for the development to the satisfaction of the Secretary. This plan must:
 - a. be prepared by a suitably qualified and experienced person;
 - b. be prepared in consultation with the RAPs and reviewed by Heritage NSW;
 - c. include a description of the measures (and associated methodologies) that would be implemented for:
 - i. the long-term management of any Aboriginal heritage items or material collected during the previous test excavations;
 - ii. ensuring workers on site receive suitable heritage inductions prior to carrying out any development on site, and that records are kept of these inductions;
 - iii. ongoing consultation with RAPs during the implementation of the ACHMP;
 - iv. preparing Aboriginal Site Impact Recording Form/s (ASIRFs) for all Aboriginal heritage sites following construction activities with ASIRFs to be submitted to the Aboriginal Heritage Information Management System (AHIMS) registrar.
 - d. include a contingency plan and reporting procedure including:
 - i. an Unexpected Heritage Finds and Human Remains Procedure prepared in relation to Aboriginal cultural heritage, with these measures to be prepared in accordance with the guidelines and standards specified by Heritage NSW, be implemented for the duration of the project and to include the requirement to register any newly identified Aboriginal objects or sites in the AHIMS database.
 - e. include a program to monitor and report on the effectiveness of these measures and any heritage impacts of the project.

Following the Planning Secretary's approval, the Applicant must implement the ACHMP.