



# Government Gazette

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## SPECIAL SUPPLEMENT

### HERITAGE ACT 1977

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

Wellington Convict and Mission Station – Maynggu Ganai

SHR No. 1859

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule “A” on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule “B”.

Sydney, 3rd day of March 2011.

TONY KELLY, M.L.C.,  
Minister for Planning

### SCHEDULE “A”

The item known as “Wellington Convict and Mission Station – Maynggu Ganai” situated on the land described in Schedule “B”.

### SCHEDULE “B”

All the following pieces or parcels of land being: Lot 56 of Deposited Plan 756920; Lot 59 of Deposited Plan 756920; Lot 58 of Deposited Plan 756920; Lot 49 of Deposited Plan 756920; Lot 50 of Deposited Plan 756920; Lot 1 of Deposited Plan 120160; Lot 1 of Deposited Plan 405152; Lot 1 of Deposited Plan 129997; Lot 2 of Deposited Plan 129997; Lot 216 of Deposited Plan 756920; Lot 1 of Deposited Plan 129927; Lot 7018 of Deposited Plan 1020768; Part Lot 324 of Deposited Plan 43505; Lot 355 of Deposited Plan 531300; Lot 4 of Deposited Plan 156995; Lot 3 of Deposited Plan 156995; Lot 2 of Deposited Plan 156995; Lot 1 of Deposited Plan 156995; Lot 361 of Deposited Plan 578699; Part Lot 362 of Deposited Plan 578699; Lot 1 of DP 1104493 Road named Watson Avenue, Wellington; Road named Cypress Avenue, Wellington, Laneway named Wheelers Lane, Wellington; Part of Curtis Street (Mitchell Highway) in the Parish of Wellington, County of Wellington as shown on the plan catalogued 2426 in the office of the Heritage Council of New South Wales.

### SCHEDULE “C”

#### Site Specific Exemptions

1. Pest management activities, vegetation operation management provided such works do not entail excavation below the depth of the existing topsoil and excavation does not affect the fabric or significance of archaeological remains. Such activities may include pruning of trees, weed and feral animal/insect eradication, spraying, lawn mowing, cultivation (excluding commercial cultivation and tree planting), fertilising and removal of dangerous trees. Dangerous trees are to be cut off at the base. Stumps are to be left to decay naturally or ground down.
2. Construction and removal of raised garden beds provided such works do not entail excavation below the depth of the existing topsoil and excavation does not affect the fabric or significance of archaeological remains.

3. Excavation or disturbance of land of the kind specified below does not require approval under subsection 57 (1) of the Heritage Act 1977, provided that the Director-General is satisfied that the criteria in (a), (b) or (c) have been met and the person proposing to undertake the excavation or disturbance of the land has received a notice advising that the Director-General is satisfied that:
- an archaeological assessment, zoning plan or management plan has been prepared in accordance with Guidelines published by the Heritage Council of NSW which indicates that any relics in the land are unlikely to have State or local heritage significance; or
  - disturbance of land will have a minor impact on archaeological relics including the testing of land to verify the existence of relics without destroying or removing them; or
  - a statement describing the proposed excavation demonstrates that evidence relating to the history or nature of the site, such as its level of disturbance indicates that site has little or no archaeological research potential.

Excavation or disturbance of land of the kind specified below does not require approval under subsection 57 (1) of the Act:

- the excavation or disturbance of land is for the purpose of exposing underground utility services infrastructure which occurs within an existing service trench and will not affect any other relics;
- the excavation or disturbance of land is to carry out inspections or emergency maintenance or repair on underground utility services and due care is taken to avoid effects on any other relics;
- the excavation or disturbance of land is to maintain, repair or replace underground utility services to buildings which will not affect any other relics;
- the excavation or disturbance of land is to maintain or repair the foundations of an existing building which will not affect any associated relics;
- the excavation or disturbance of land is to expose survey marks for use in conducting a land survey.

A person proposing to excavate or disturb land in the manner described in paragraph 1 must write to the Director-General and describe the proposed excavation or disturbance of land and set out why it satisfies the criteria set out in paragraph 1. If the Director-General is satisfied that the proposed development meets the criteria set out in paragraph 1 (a), (b) or (c) the Director-General shall notify the applicant.

- Maintenance and cleaning of buildings to retain its condition provided such works do not: negatively impact on fabric of heritage significance.
- Repairs to buildings provided repair work does not: negatively impact on fabric of heritage significance or entail excavation below the depth of the existing topsoil.

### HERITAGE ACT 1977

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

Pipers Creek Lime Kilns

SHR No. 1856

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B".

Sydney, 3rd day of March 2011.

TONY KELLY, M.L.C.,  
Minister for Planning

### SCHEDULE "A"

The item known as Pipers Creek Lime Kilns, situated on the land described in Schedule "B".

### SCHEDULE "B"

All those pieces or parcels of land within Kumbatine National Park in the Parish of Lincoln, County of Macquarie shown on the plan catalogued HC 2336 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

Royal Edward Victualling Yard

SHR No. 1855

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B". The listing is subject to the exemptions from approval under section 57 (2) of the Heritage Act 1977, described in Schedule "C" and in addition to the standard exemptions.

Sydney, 3rd day of March 2011.

TONY KELLY, M.L.C.,  
Minister for Planning

**SCHEDULE "A"**

The item known as Royal Edward Victualling Yard, situated on the land described in Schedule "B".

**SCHEDULE "B"**

All those pieces or parcels of land known as Lots 1-5, Deposited Plan 218445 and Lots 39-40, DP 835994, in Parish of St Andrew, County of Cumberland shown on the plan catalogued HC 2398 in the office of the Heritage Council of New South Wales.

**SCHEDULE "C"**

1. All Standard Exemptions
2. Existing Approved Development – All works and activities in accordance with a valid development consent in force at the date of gazettal for listing the Royal Edward Victualling Yard site on the State Heritage Register.
3. Minor modifications to a valid development consent in force at the date of gazettal for listing the Royal Edward Victualling yard site on the State Heritage Register where:
  - a. the director has been notified in writing of the works proposed to be undertaken under this exemption; and
  - b. the Director of the Heritage Branch is satisfied that the proposed works are substantially the same as the development for which consent was originally granted, before any modifications to that consent, for the purpose of this exemption only.
4. Re-paving and minor alterations to existing external hard paving that:
  - a. is compatible with the significant characteristics of the item,
  - b. does not require excavation to a depth below 20cm from the existing soil level,
  - c. will have no adverse or irreversible impact on significant fabric, including landscape and archaeological features, and
  - d. will not obstruct significant views or features;
5. Office fitout alterations including the replacement, relocation or addition of non structural internal partitions, workstations or other furnishing that:
  - a. do not alter or add openings, walls or structural fabric that has been identified as being significant; and
  - b. have no adverse or irreversible impact on significant furnishings, layouts, fabric or spaces.
6. Electrical, mechanical and hydraulic services maintenance and essential upgrades located within the envelope of existing plants, including roof exhaust fans and associated support duct work.
7. Replacement of non significant fixtures and fittings.
8. Replacement and/or upgrade of existing signage of a similar size and scale to existing signage that:
  - a. is compatible with the significant characteristics of the item,
  - b. will have no adverse or irreversible impact on significant fabric, including landscape or archaeological features,
  - c. will not obstruct significant views or features of the item and its setting,
  - d. will reuse existing fixing points, and
  - e. will not remove or conceal significant existing signage
9. REVY C Only – Removal of non significant fabric present at the date of gazettal for listing the Royal Edward Victualling Yard on the State Heritage Register relating to partitions, fitout and services related to the 1980s fitout and later amendment to this fitout where the works:
  - a. do not adversely impact on significant characteristics of the item
  - b. have no adverse or irreversible impact on significant fabric, including landscape or archaeological features; and
  - c. the Director of the Heritage Branch has been notified in writing of the works

**HERITAGE ACT 1977**

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register  
Enterprise Park and Coutts Sailors Home  
SHR No. 1842

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B".

Sydney, 3rd day of March 2011.

TONY KELLY, M.L.C.,  
Minister for Planning

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**SCHEDULE "A"**

The item known as Enterprise Park and Coutts Sailors Home, situated on the land described in Schedule "B".

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**SCHEDULE "B"**

All those pieces or parcels of land known as Part Lot 1, DP 706760 and Part Lot 3211, DP 722246 in Parish of Newcastle, County of Northumberland shown on the plan catalogued HC 2377 in the office of the Heritage Council of New South Wales.

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**HERITAGE ACT 1977**

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register  
Curtilage amendment to Exeter Farm, Amberlea Street, Glenwood  
SHR No. 00205

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B". The listing is subject to the Heritage Council's standard exemptions.

Sydney, 3rd day of March 2011.

TONY KELLY, M.L.C.,  
Minister for Planning

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**SCHEDULE "A"**

The item known as Exeter Farm curtilage amendment, situated on the land described in Schedule "B".

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**SCHEDULE "B"**

All those pieces or parcels of land known as Part Lot 5028, DP 83517; Lot 5922, DP 83517 and Lot 4021, DP 879557 in Parish of Prospect, County of Cumberland shown on the plan catalogued HC 2459 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

Newcastle Government House and Domain

SHR No. 1841

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B". The listing is subject to the exemptions from approval under section 57 (2) of the Heritage Act 1977, described in Schedule "C" and in addition to the standard exemptions.

Sydney, 3rd day of March 2011.

TONY KELLY, M.L.C.,  
Minister for Planning

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**SCHEDULE "A"**

The item known as Newcastle Government House and Domain, situated on the land described in Schedule "B".

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**SCHEDULE "B"**

All those pieces or parcels of land known as Lot 72 and Lot 15, DP 755247; Lot 7059, DP 1116454; Lot 1, DP 1069317 in the Parish of Newcastle, County of Northumberland as shown on the plan catalogued HC 2376 in the office of the Heritage Council of New South Wales.

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**SCHEDULE "C"**

Recent site landscaping:

Allowing removal of landscaping planted since 1970, such as the landscape barrier between the Men's Barracks and the Guard House that screens the view to and from the Parade Ground.

Removal of buildings of no heritage significance:

Allows progressive removal of structures of no heritage significance and no longer in use, as identified in the Conservation Management Plan of April 2005.

Removal of intrusive items:

Allows progressive removal of infill structures, as identified in Conservation Management Plan of April 2005, still in use that have a negative impact, as they become redundant.

Installation of air conditioning units:

Allows installation of small air conditioning units in buildings other than those identified in the Conservation Management Plan of April 2005 as being of exceptional significance, provided there is no damage to significant fabric and the location of their machinery will have minimal impact.

Internal alterations to buildings of no heritage significance:

As identified in Conservation Management Plan of April 2005.

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