



# *Government Gazette*

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## **Notice of listing Hayden Orpheum Picture Palace (formerly Cremorne Orpheum Theatre) on the SHR No. 02087 under the *Heritage Act 1977***

In pursuance of section 37(1)(b) of the *Heritage Act 1977 (NSW)*, the Heritage Council gives notice that the item of environmental heritage specified in Schedule “A” has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 25 May 2024 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule B.

The listing takes effect on the date this notice is published in the NSW Government Gazette.

### **Heritage Council of New South Wales**

#### **SCHEDULE A**

The item known as the Hayden Orpheum Picture Palace (formerly Cremorne Orpheum Theatre), situated on the land described in Schedule “B”.

#### **SCHEDULE B**

All those pieces or parcels of land known as Lot 10 DP 951095, Lot 9 Section 1 DP 975041, Lot 8 Section 1 DP 978497, and Lots 1 and 2 DP 1106512 in Parish of Willoughby, County of Cumberland shown on the plan catalogued HC 3318 in the office of the Heritage Council of New South Wales.

## **Exemption Order for Hayden Orpheum Picture Palace (formerly Cremorne Orpheum Theatre) listing on the SHR No. 02087 under the *Heritage Act 1977***

I, Penny Sharpe, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales dated 6 February 2024, make the following order under section 57(2) of the *Heritage Act 1977* (the Act) granting an exemption from section 57(1) of the Act in respect of the engaging in or carrying out of any activities described in Schedule C by the owner, manager, mortgagee or lessee (or persons authorised by the owner or manager) of the item described in Schedule A on the land identified in Schedule B.

This Order takes effect on the date it is published in the NSW Government Gazette.

Dated this 28<sup>th</sup> day of May 2024.

The Hon Penny Sharpe MLC  
**Minister for Heritage**

## **SCHEDULE A**

The item known as *Hayden Orpheum Picture Palace (formerly Cremorne Orpheum Theatre)* SHR No. 02087, situated on the land described in Schedule B.

## **SCHEDULE B**

The item known as *Hayden Orpheum Picture Palace (formerly Cremorne Orpheum Theatre)* SHR No. 02087, located as identified on the plan catalogued HC Plan 3318 in the office of the Heritage Council of New South Wales.

## **SCHEDULE C**

The following specified activities/ works to an item by the owner, manager, mortgagee or lessee do not require approval under section 57(1) of the Act.

### **GENERAL CONDITIONS**

The General Conditions of Standard Exemptions to subsection 57(1) of the Act made under subsection 57(2) apply.

### **EXEMPTION 1: ALTERATION OF NON-PUBLIC ROOMS AND SPACES AND ASSOCIATED EQUIPMENT**

#### Specified activities/ works:

- (a) Alterations to back-of-house offices, kitchens and non-public toilets, storage areas, prop rooms, dressing rooms, theatre egress and service areas.
- (b) Alterations to backstage areas including the removal or replacement of screens, speakers, drapes, side drops, back drops and associated equipment not affecting significant fabric.
- (c) Alterations to air conditioning auxiliary gear-cooling tower, boiler/generator exhaust state air supply inlets, including maintenance or renewal of air conditioning plant on building roof, not visible from Military Road.

#### Relevant standards

- (i) Must not affect configuration of original back-of-house areas such as organ shaft and projection room or be visible from public facing areas.

### **EXEMPTION 2: ALTERATIONS TO CAFÉ SPACE ON MILITARY ROAD FRONTAGE**

#### Specified activities/ works:

- (a) Internal fit-out of café on Military Road frontage, not affecting the shopfront windows, wooden entry doors, terrazzo step or significant fabric.

### **EXEMPTION 3: REPAIR OR REPLACEMENT OF INTERIOR FURNISHINGS**

#### Specified activities/ works:

- (a) Repair or replacement to doors, seats, carpets, curtains and drapes for wear, tear, or damage, noting that any new materials must match like-for-like.

### **EXEMPTION 4: SIGNAGE**

#### Specified activities/ works:

- (a) Repair of the Military Road exterior signage associated with the usage of the Hayden Orpheum Picture Palace (being the illuminated name, illuminated art deco styled decorative sign, angled digital marquee sign, poster boxes and reader board/marquee letter signage).
- (b) Installation of temporary signs and banners associated with a specific usage of the Hayden Orpheum Picture Palace.

#### Relevant standards

- (i) Where such work does not obscure, detract from or harm the building's design or architectural features.

### **EXEMPTION 5: MINOR REPAIR OF SIGNIFICANT FABRIC**

#### Specified activities/ works:

- (a) Minor repair of the following significant fabric: Military Road awning; Military Road and Parraween Street terrazzo (steps, entryways and foyer flooring); Military Road and Parraween Street wood and glass entrance doors (including bevelled and/or etched glass, and door handles); interior bannisters and railings (including box office and candy bar); Nordic dancer statues and statuettes (including wall niches); foyer, bar and theatre decorative lighting; foyer, bar and theatre decorative wall and ceiling features.

#### Relevant standards

- (i) Specified activities/works must not be major repair or replacement.
- (ii) Specified activities/works must be carried out under advice of a suitably qualified and experienced heritage consultant.
- (iii) Specified activities/works must be undertaken by a suitably qualified tradespersons with practical experience in conservation and restoration of similar heritage structures, materials, and construction methods.
- (iv) Specified activities/works must not impact the heritage significance of the item.
- (v) The repair must maximise protection and retention of significant fabric and conserve existing detailing.
- (vi) Replacing decayed or damaged fabric must be like-for-like.
- (vii) The composition of elements of the fabric (such as renders, mortars, and timber species and metal types) are to remain the same (unless intrusive fabric).