



Mr Andy Nixey
Industry Key Sites
Department of Planning, Industry & Environment
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Our reference: DOC21/667057

Referred by email

Dear Andy

**HERITAGE NSW – ABORIGINAL CULTURAL HERITAGE REGULATION
ADVICE ON NOTICE OF EXHIBITION - MODIFICATION 1**

**Project: Royal Far West Concept Plan Modification
SSD Modification Application no: MP10 0159 MOD 1**

Thank you for requesting our input on the Modification Application for the above State Significant Development project.

Heritage NSW (HNSW) has reviewed the available supporting documentation and direct DPIE Planning to the conditions stipulated in Schedule 3, Item 17 MP10-0159 Concept Approval Instrument, issued 18 April 2013 under the *Environmental Planning and Assessment Act 1979* pertaining to Heritage, requiring all future applications (such as the current modification proposal), to 'demonstrate consistency with the Aboriginal cultural heritage recommendations in the *Cultural Heritage Assessment and Aboriginal Archaeological Assessment* (Dallas and Tuck; 2011). In addition, Schedule 4 (page 11 of 12) – Statement of Commitments, requires the proponent to conduct an "Aboriginal archaeological test excavation...within the areas identified as archaeologically sensitive (in accordance with Dallas and Tuck, 2011) immediately following demolition" of existing structures within the Royal Far West development area.

HNSW supports the proposed Aboriginal test excavation and recommends that the development and implementation of the archaeological program and any mitigation (if required) be undertaken in consultation with the Aboriginal community, in accordance with HNSW's *Aboriginal cultural heritage consultation requirements for proponents* (DECCW 2010), to ensure Aboriginal engagement and perspectives are embedded into all stages of the project.

If you have any questions regarding these comments, please contact Rebecca Yit, Archaeologist at Heritage NSW, on 4927 3244 or rebecca.yit@environment.nsw.gov.au.

Yours sincerely

Dr Samantha Higgs
Senior Team Leader
Aboriginal Cultural Heritage Regulation - North
Heritage NSW

Date: 2 September 2021