

APPENDIX C:

ABORIGINAL CONSULTATION

Organisation/Group	Representative Contacted	Date	Comments	AHMS Contact
Native Title Tribunal	-	31.1.2011	Sent a letter/fax advising of the project and seeking information on the relevant Aboriginal parties known to practise cultural heritage in the region of the study area.	Anna Biggs
Office of Registrar	-			
Native Title Tribunal	-	11.2.11	Response received advising of no Native Title Claims within the study area	Anna Biggs
Tharawal LALC	Robyn Straub	1.3.2011	Sent a letter/fax advising of the project and seeking information on the relevant Aboriginal parties known to practise cultural heritage in the region of the study area.	Alan Williams
Liverpool City Council	-			
OEH	Miranda Morton			
Catchment Management Authority Sydney Metro	-			
NTSCORP	-			
OEH	Miranda Morton	7.3.11	Received a response outlining seven groups including the Gandangara LALC rather than the Tharawal LALC.	Alan Williams
Liverpool City Council	Anita Hanna	18.3.11	Advised that the Tharawal LALC and Gandangara LALC would be the most appropriate organisations to contact.	Alan Williams
Gandangara LALC	Gail Tobler	22.3.11	Sent a letter/fax advising of the project and seeking information on the relevant Aboriginal parties known to practise cultural heritage in the region of the study area. Also sought clarification as to whether the study area was located within their LALC boundary of Tharawal's.	Alan Williams
Gandangara LALC	Cindy Coran	22.3.11	Cindy confirmed that the project was not in the Gandangara LALC boundary.	Alan Williams
Liverpool City Champion		25.5.11	Advert placed in newspaper	Kris Gallen
DLO, DTAC, DACHA, DCAC, Tharawal LALC, Cubbitch Barta Native Title Claimants, Darug Aboriginal Landcare Inc,	Various	24.5.11	Notification letter sent out.	Kris Gallen
DACHA	C Eveningham	30.05.11	Registered an interest in the project.	Alan Williams
Cubbitch Barta	Glenda Chalker	26.5.11	Registered an interest in the project.	Alan Williams

DTAC	John Riley	09.06.11	Rang & registered an interest in the project.	Alan Williams
DACHA		16.06.11	Presentation of Information, Assessment Methodology and Sampling Strategy sent out	Kris Gallen
Cubbitch Barta	Glenda Chalker	16.06.11	Presentation of Information, Assessment Methodology and Sampling Strategy sent out	Kris Gallen
DTAC		16.06.11	Presentation of Information, Assessment Methodology and Sampling Strategy sent out	Kris Gallen
DTAC	John Riley	22.6.11	Contacted AW by phone and indicated his agreement with the methodology and information provided.	Alan Williams
DACHA	Celestine Everingham	24.6.11	Provided comments supporting the methodology.	Alan Williams
OEH	Lou Ewins	27.6.11	Sent a letter outlining the registered Aboriginal parties, notification letters and newspaper advert.	Alan Williams
Tharawal LALC	Robyn Straub	27.6.11	Sent a letter outlining the registered Aboriginal parties, notification letters and newspaper advert.	Alan Williams
DACHA	Celestine Everingham	13.7.11	Will have a site officer available for survey, but requires a fax with definite dates.	Fenella Atkinson
DTAC	John Reilly	13.7.11	Is presently available early next week (week beginning 18 July) and all following week (beginning 25 July), but will then be unavailable for 1 or 2 weeks.	Fenella Atkinson
Cubbitch Barta	Glenda Chalker	13.7.11	Left message, and sent email to Glenda.	Fenella Atkinson
Tharawal LALC	-	13.7.11	Left message for LALC	Fenella Atkinson
Tharawal LALC	Dulcine Blair	15.7.11	Dulcine would like to register the LALC as a stakeholder, and would like a site officer to participate in the survey. Would have someone available in the week starting 25 July. Fenella then emailed details to Dulcine (including notification letter, presentation of info, proposed methodology).	Fenella Atkinson
Tharawal LALC	Dulcine Blair	15.7.11	Emailed letter registering the interest of Tharawal LALC in the project.	Fenella Atkinson
Sydney Metropolitan CMA	John Carse	18.7.11	Letter advising that SMCMA unable to provide list of all known local Aboriginal people who may be interested in being consulted on the project.	Alan Williams
Cubbitch Barta	Glenda Chalker	20.7.11	Phoned Glenda to confirm survey for Monday and	Anna Biggs

			Tuesday next week. She said she will bring her workers comp and public liability insurance certificates with her as it may be too late to post them. She suggested meeting in the carpark opposite the main entrance to the Defence site. Arranged to meet there at 8am Monday. She confirmed their rates as \$800/ day plus GST; +85 c/ km travel + \$200 for any reporting. She said she has surveyed the area before and alerted me to a registered site that may be located in or very near to the survey area. I said I'd check my AHIMS map and bring the site card.	
Cubbitch Barta	Glenda Chalker	20.7.11	Texted Glenda that I forgot to ask for her car rego, which the client wants for security reasons.	Anna Biggs
Cubbitch Barta	Glenda Chalker	20.7.11	Glenda texted car rego: GC317.	Anna Biggs
Cubbitch Barta	Glenda Chalker	20.7.11	Texted acknowledgement of receipt of car rego no.	Anna Biggs
Tharawal LALC	Dulcine Blair	20.7.11	Phoned Dulcine to confirm survey for Monday and Tuesday next week. Told her I have received the signed schedule of rates from the client and would forward it to her. She said she would email me the insurance certificates now. She said Donna Whillock will be the sites officer, and to phone her to ask her car rego. Said I could probably also just email the meeting place map etc. Directly to Donna.	Anna Biggs
Tharawal LALC	Dulcine Blair	20.7.11	Received email of workers comp and public liability.	Anna Biggs
Tharawal LALC	Dulcine Blair	20.7.11	Emailed signed copy of schedule of rates (signed by Rebecca Sommer).	Anna Biggs
DTAC	Terry Wright	20.7.11	Phoned to confirm survey for Monday and Tuesday. Sandra Lee is currently in hospital. Terry said he had asked Dirk, their accountant to forward details of their rates and insurance certificates, but has not received them yet. I said if necessary he can always get John to pass them on to us on Monday morning. He said he'd prefer to get them to us before that, and he'll ring Dirk.	Anna Biggs

			I said I'd phone John with the survey details.	
DTAC	John Reilly	20.7.11	Tried phoning John regarding survey details. No answer. Sent missed call as text message.	Anna Biggs
DACHA	Celestine Everingham	20.7.11	Tried phoning Celestine to confirm survey for Monday and Tuesday. Left message confirming Monday and Tuesday and asked her to phone me for details.	Anna Biggs
DACHA	Celestine Everingham	21.7.11	Sent fax with survey details and request for sites officer to wear PPE. Also advised to address invoice to Hyder c/- AHMS. Requested copies of insurances, rates and rego.	Anna Biggs
Tharawal LALC	Donna Whillock	20.7.11	Phoned Donna to confirm Monday Tuesday. She can't do Monday now. Said I'll see if I can change the dates but we're pretty booked up.	Anna Biggs
Tharawal LALC	Dulcine Blair	20.7.11	Phoned Dulcine to say Donna says she can't do Monday, is there anyone else who might be able to do it. She said, possibly Neale and she needs to check, but will phone me back first thing in the morning to let me know.	Anna Biggs
Tharawal LALC	Donna Whillock	20.7.11	Tried phoning Donna back to let her know change in plans. No answer	Anna Biggs
Tharawal LALC	Dulcine Blair	21.7.11	Phoned Dulcine to ask if Neale is available and can do the survey. She said yes. She gave me both TLALC regos for the Defence security. I said I'd email her the survey details to pass on.	Anna Biggs
Tharawal LALC	Donna Whillock	21.7.11	Tried phoning Donna back to let her know change in plans. No answer. Left message for her to phone me.	Anna Biggs
DACHA	Celestine Everingham	21.7.11	Celestine phoned to say the map didn't fax through legibly and could she have a street address of the meeting place. I said it's on Moorebank avenue between Anzac Road and Chatham Ave, and it's the second carpark on the right hand side when you're travelling south. She said the sites officer participating will be Tim Wells. Gave her my mobile number for Tim.	Anna Biggs
DACHA	Celestine Everingham	21.7.11	Phoned Celestine to ask Tim's rego number. She	Anna Biggs

			said it's in the fax she just sent.	
DTAC	John Reilly	21.7.11	Phoned John Reilly to give him survey details and ask for vehicle rego. He asked if I can text him the details.	Anna Biggs
DACHA	Celestine Everingham	21.7.11	Received fax from Celestine with insurances, confirmation of rates (\$660/day) and Tim's rego # STJ703.	Anna Biggs
Cubbitch Batrta	Glenda Chalker	21.7.11	Texted Glenda to ask her to wear high vis and steel caps.	Anna Biggs
Tharawal LALC	Dulcine Blair	21.7.11	Sent email to advise to address invoice to Hyder c/- AHMS.	Anna Biggs
Tharawal LALC	Dulcine Blair	21.7.11	Sent email with survey meeting place and time details and request for sites officers to wear PPE.	Anna Biggs
DTAC	John Reilly	21.7.11	Texted survey details and request to wear PPE to John.	Anna Biggs
Cubbitch Batrta	Glenda Chalker	21.7.11	Sent email to advise to address invoice to Hyder c/- AHMS	Anna Biggs
DTAC	Sandra Lee	21.7.11	Sent email to advise to address invoice to Hyder c/- AHMS.	Anna Biggs
Tharawal LALC	Donna Whillock	22.7.11	Donna phoned back. Told her Neale will survey Monday with us. Said she is still all right for Tuesday. I said I would email her the details.	Anna Biggs
Tharawal LALC	Donna Whillock	22.7.11	Texted Donna to ask car rego.	Anna Biggs
Tharawal LALC	Donna Whillock	22.7.11	Donna texted rego: BHP33P	Anna Biggs
Tharawal LALC	Donna Whillock	22.7.11	Texted acknowledgment of receipt of rego no.	Anna Biggs
DTAC	Terry Wright	22.7.11	Phoned to ask if he has insurances certificates and rates yet. No answer. No message service.	Anna Biggs
DTAC	Terry Wright. Dirk Schmitt	22.7.11	Emailed to ask for insurance certificates and rates.	Anna Biggs
DTAC	Terry Wright	22.7.11	Phoned to ask for rates and insurances. He said he'd phone Dirk right away.	Anna Biggs
DTAC	Terry Wright	22.7.11	Phoned to ask for rates and insurances. No answer.	Anna Biggs
DTAC	Terry Wright	22.7.11	Phoned to ask for rates and insurances. No answer.	Anna Biggs
Tharawal LALC	Dulcine Blair	22.7.11	Phoned to say I have to cancel Monday but we will still survey on Tuesday. Neale can't do Monday now anyway, as he's lost his drivers licence.	Anna Biggs.

Cubbitch Batrta	Glenda Chalker	22.7.11	Left message that we are cancelling Monday but going ahead with Tuesday at this stage.	Anna Biggs
DACHA	Tim Wells	23.7.11	Phoned to say we're cancelling Monday but going ahead with Tuesday. No answer; sent text.	Anna Biggs
DTAC	John Reilly	23.7.11	Phoned to say we're cancelling Monday but going ahead with Tuesday. No answer; sent text.	Anna Biggs
DACHA	Tim Wells	24.7.11	Phoned Tim to check he'd got the message. All good.	Anna Biggs
DACHA	Celestine Everingham	24.7.11	Phoned her to say we'd had to cancel Monday and I'm not sure if Tim got the message.	Anna Biggs
DTAC	John Reilly	23.7.11	John texted to say he got the message and would call Monday.	Anna Biggs
DTAC	John Reilly	23.7.11	John phoned to confirm Tuesday.	Anna Biggs
DTAC	John Reilly	23.7.11	Texted John to say insurances received and good to go for tomorrow.	Anna Biggs
DLO	Gordon Workman	25.7.11	GW rang to express an interest in the project, asked FA to resend notification letter by email, and said he would respond with an expression of interest.	Fenella Atkinson
Yarrowalk	Scott Franks	26.7.11	Scott left message expressing interest in the project, and concern that Yarrowalk had not been contacted. Fenella returned call, arranged that Scott would come out for a half-day site visit. Scott is available Thursday afternoon.	Fenella Atkinson
DTAC, DACHA, TLALC, Cubbitch Barta	John Reilly, Tim Wells, Donna Whillock, Glenda Chalker	26.7.11	Debrief talk after survey. I asked if everyone was happy with the survey coverage, and if anyone felt the need to come back out. They said it was fine, and no one wanted to come back out. I said I hadn't given the client any indication of what further work might need doing as I want to cross reference with the land use data first. Glenda said her main area of concern was the terrace along the east side of the river, which is largely north of the subject area. A further area of concern may be the west side of the rail corridor to the south of the SIMTA site.	Anna Biggs
DLO	Gordon Workman	26.7.11	Phoned Gordon to check his availability for a quick half day site tour. He said any time this	Anna Biggs

			week is okay, but he's not available for 3 months from Monday.	
DLO	Gordon Workman	26.7.11	Missed call from Gordon.	Anna Biggs
DLO	Gordon Workman	26.7.11	Phoned Gordon back to pencil in Thursday morning for the site tour.	Anna Biggs
Tocomwall	Scott Franks	27.7.11	Phoned Scott to check what time he is available tomorrow for the survey. No answer. Left message to phone me.	Anna Biggs
Tocomwall	Scott Franks	27.7.11	Scott phoned and spoke to Al. Said he can make 1pm tomorrow.	Alan Williams
Tocomwall, DLO	Scott Franks, Gordon Workman	27.7.11	Emailed map of meeting place and details of survey tomorrow. Said I was still awaiting confirmation from client re: access to one area and would let them know when that happens.	Anna Biggs
Tocomwall, DLO	Scott Franks, Gordon Workman	27.7.11	Emailed that I have had final confirmation from client that 1pm tomorrow is okay.	Anna Biggs
DLO	Gordon Workman	27.7.11	Gordon responded 'ok'.	Anna Biggs
Tocomwall, DLO	Scott Franks, Gordon Workman	27.7.11	Printed copies of notification letter (Gordon) and Presentation of Information (Scott and Gordon) to give them at site visit.	Anna Biggs
Tocomwall	Scott Franks	28.7.11	Received email of rates from Scott.	Anna Biggs
Tocomwall	Scott Franks	28.7.11	Emailed acknowledgement of receipt of rates.	Anna Biggs
Tocomwall	Scott Franks	28.7.11	Scott emailed to ask who to address invoice to.	Anna Biggs
Tocomwall	Scott Franks	28.7.11	Sent email with billing details.	Anna Biggs
Tocomwall	Sarah	28.7.11	Received email with request for Rebecca Sommer's email/ fax to send invoice.	Anna Biggs
Tocomwall	Sarah	28.7.11	Sent email asking her to send invoice to me.	Anna Biggs
Tocomwall	Sarah	28.7.11	Received email with invoice attached for \$802.24	Anna Biggs
Tocomwall	Sarah	28.7.11	Sent email asking about 2 hours reporting/ admin.	Anna Biggs
Tocomwall	Sarah	29.7.11	Email received saying report will be with us by Monday.	Anna Biggs
Tocomwall	Scott	1.8.11	Scott phoned to say he has been in touch with elder, Tony Williams regarding the circular feature identified during the survey. His Photos aren't that good so he asked if I can send ours and the sketch to show Tony. Tony thinks it may be a marker. He has a map that his father made of cultural features in that area. He would be	Anna Biggs

Tocomwall	Scott	1.8.11	Scott phoned to say he has been in touch with elder, Tony Williams regarding the circular feature identified during the survey. His Photos aren't that good so he asked if I can send ours and the sketch to show Tony. Tony thinks it may be a marker. He has a map that his father made of cultural features in that area. He would be interested in seeing the feature, but in the first instance Scott will meet with him and show him the recording. They may pop in today. I said I will probably be in the office from 2-5pm today.	Anna Biggs
Tocomwall	Scott	1.8.11	Emailed Scott 2 good photos and the sketch of the circular feature to show Tony Williams.	Anna Biggs
DLO	Gordon Workman	6.8.11	Gordon emailed to ask where to send invoice.	Anna Biggs
DLO	Gordon Workman	7.8.11	Emailed Gordon with invoicing details.	Anna Biggs
Cubbitch Barta	Glenda Chalker	9.9.11	Texted Glenda to check that she hasn't sent her invoice in yet.	Anna Biggs
DLO	Gordon Workman	9.9.11	Texted Gordon to check that he hasn't sent his invoice in yet.	Anna Biggs
DLO	Gordon Workman	9.9.11	Gordon phoned to say he posted the invoice (#0136) on 28 August. I said it doesn't look like it has arrived but I will check and get back to him. He said he'd email a copy.	Anna Biggs
DLO	Gordon Workman	9.9.11	Received invoice by email.	Anna Biggs
DLO	Gordon Workman	9.9.11	Gordon texted that he has emailed invoice.	Anna Biggs
DLO	Gordon Workman	9.9.11	Texted Gordon invoice received.	Anna Biggs
Tharawal LALC	Dulcine Blair	9.9.11	Emailed Dulcine to ask if invoice has been sent yet.	Anna Biggs
DLO	Gordon Workman	9.9.11	Phoned Gordon to ask if he can scan and send the invoice at higher resolution as Hyder has requested this. He did it while I was on the phone. I told him I'd received it and it was better, and I'd sent it through to Hyder now.	Anna Biggs
DLO	Gordon Workman	9.9.11	Received email from Gordon of invoice scanned at higher resolution.	Anna Biggs
All RAPs	-	16.1.12	E-mailed and/or posted a copy of the draft report for review. A period of 28 days was provided.	Alan Williams
Cubbitch Barta	Glenda Chalker	25.1.12	Received comments regarding the draft report by post.	Alan Williams
Tharawal LALC	Alfred Fazldeen	10.2.2012	Received comments regarding the draft report by email.	Alan Williams
All RAPs	-	16.2.2012	Draft report review period closes.	Alan Williams
DACHA	Celestine Everingham	7.3.2012	Received comments regarding the draft report by fax.	Alan Williams

REQUEST FOR SEARCH OF LAND CLAIM REGISTER



OFFICE OF THE REGISTRAR
ABORIGINAL LAND RIGHTS ACT 1983 (NSW)

11-13 Mansfield Street
Glebe NSW 2037
PO Box 112, Glebe NSW 2037
P. 02 9562 6327 F. 02 9562 6350

Please print all details clearly using block letters

Full name of person requesting search: *(name for correspondence)*

Anna Biggs

Name of company:

AHMS

Postal address:

*349 Annandale Street
Annandale
NSW 2038*

Telephone number:

(02) 9555 4000

Fax number:

(02) 9555 7005

Land identifiers:

(lot, dp, reserve number –
not crown plan number or vol id)

Lot 4 / DP1130937

Parish name:

Minto / St Luke

County name:

Cumberland

To assist the office in assigning priorities, please answer the following:

1) Purpose for which information is required:

Aboriginal heritage Due Diligence Assessment.

2) If urgent consideration is required, reason for urgency:

Signature, position and date:

*Anna Biggs - Archaeologist, AHMS
7/02/2011*

Please note:

1. Searches are completed within 5 working days and returned by ordinary mail.
2. The register covers only crown land.
3. All information is required including a name for correspondence before the search will be completed.
4. The person to whom correspondence is addressed must sign the form.

11-13 Mansfield Street
Glebe NSW 2037
PO Box 112, Glebe NSW 2037
P. 02 9562 6327 F. 02 9562 6350

Anna Biggs
Archaeological and Heritage Management Solutions
349 Annandale Street
Annandale NSW 2038

8 February 2011

Dear Anna

Request - Search for Aboriginal Land Claim

I refer to your email dated 7 February 2011 to search the Register of Aboriginal Land Claims database in relation to land you described as:

**Lot: 1 DP 1048263, Lot: 1 DP 825352, Lot: 3005 DP 1125930
Lot: 1 DP 1061150, Lot: 5 DP 833516, Lot: 104 DP 1143827
Lot: 52 DP 517310, Lot: 51 DP 515696 Lot: 9 DP 833516**

**Parish: Holsworthy
County: Cumberland**

I have searched the Register of Aboriginal Land Claims database and the subject land described does not appear on the Register as being affected by an Aboriginal Land Claim in pursuant to sections 36 or 37 of the *Aboriginal Land Rights Act 1983*.

Yours sincerely



Courtney Field
Administrative Officer
Office of the Registrar, *Aboriginal Land Rights Act 1983*

Please Note: Search Requests should not be made over privately owned land. Crown Land is the only land in NSW that is likely to be affected by an Aboriginal Land Claim under the Aboriginal Land Rights Act. It is not necessary to make a search over privately owned – even if an Aboriginal Land Claim has been made over privately owned land it would be refused as soon as this is known.

REQUEST FOR SEARCH OF LAND CLAIM REGISTER



OFFICE OF THE REGISTRAR
ABORIGINAL LAND RIGHTS ACT 1983 (NSW)

11-13 Mansfield Street
Glebe NSW 2037
PO Box 112, Glebe NSW 2037
P. 02 9562 6327 F. 02 9562 6350

Please print all details clearly using block letters

Full name of person requesting search: (name for correspondence)

Anna Biggs
Name of company:

AHMS

Postal address:

349 Annandale Street
Annandale
NSW 2038

Telephone number: (02) 9555 4000

Fax number: (02) 9555 7005

Land identifiers:

(lot, dp, reserve number –
not crown plan number or vol id)

Lot 4 / DP1130937

Parish name:

Minto / St Luke

County name:

Cumberland

To assist the office in assigning priorities, please answer the following:

1) Purpose for which information is required:

Aboriginal heritage Due Diligence Assessment.

2) If urgent consideration is required, reason for urgency:

Signature, position and date:

Anna Biggs - Archaeologist, AHMS
7/02/2011

Please note:

1. Searches are completed within 5 working days and returned by ordinary mail.
2. The register covers only crown land.
3. All information is required including a name for correspondence before the search will be completed.
4. The person to whom correspondence is addressed must sign the form.

11-13 Mansfield Street
Glebe NSW 2037
PO Box 112, Glebe NSW 2037
P. 02 9562 6327 F. 02 9562 6350

Anna Biggs
Archaeological and Heritage Management Solutions
349 Annandale Street
Annandale NSW 2038

8 February 2011

Dear Anna

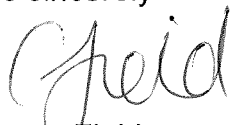
Request - Search for Aboriginal Land Claim

I refer to your email dated 7 February 2011 to search the Register of Aboriginal Land Claims database in relation to land you described as:

Lot: 4 DP 1130937
Parish: Minto / St Lukes
County: Cumberland

I have searched the Register of Aboriginal Land Claims database and the subject land described does not appear on the Register as being affected by an Aboriginal Land Claim in pursuant to sections 36 or 37 of the *Aboriginal Land Rights Act 1983*.

Yours sincerely



Courtney Field
Administrative Officer
Office of the Registrar, *Aboriginal Land Rights Act 1983*

Please Note: Search Requests should not be made over privately owned land. Crown Land is the only land in NSW that is likely to be affected by an Aboriginal Land Claim under the Aboriginal Land Rights Act. It is not necessary to make a search over privately owned – even if an Aboriginal Land Claim has been made over privately owned land it would be refused as soon as this is known.



Search request

Your details	Name: Anna Biggs
	Position: Archaeologist
	Company/organisation: AHMS
	Postal address: 349 Annandale Street, Annandale, NSW 2038
	Your reference: Moorebank
	Email address: annab@arksolutions.com.au
	Telephone No.: (02) 9555 4000
	Fax No.: (02) 9555 7005

How long will the search take?

A search of the Registers may take up to three working days. We will contact you if a result cannot be provided within this timeframe. A search against the Registers and databases may take up to five working days and be more costly. A search against the Registers is a search to ascertain whether there is a native title determination, claim or land use agreement over the specified area.

How much does a search cost?

We are unable to provide estimates of costs for individual searches. A guide is \$22.00 for a search where you provide us with the Tribunal/Federal Court file number or name. Charges are applied at a rate of \$21.45 for the first 15 minutes of searching and \$7.15 each five minutes thereafter, plus postage/courier costs. Photocopy charges are 50c per page. The average cost of geospatial analysis is \$79.20 per hour. This charge will be included in the total cost of the search. All charges are inclusive of GST. **Please do not send any monies or cheques before the search is completed. The Tribunal will send you an invoice.**

In some cases charges do not apply, for example if assisting you is a function of the Tribunal under the Native Title Act. To help determine whether charges apply, tick the appropriate box if:

- ☐ you are a party to a native title application (or their legal representative) – please provide the Federal Court or Tribunal file number or name
- ☐ you know that you have an interest within the area covered by a particular application and intend to become a party – please note: you may be asked to provide evidence of that interest
- ☐ you are a party to native title negotiations related to indigenous land use agreements (ILUAs), objection to ILUA or statutory access (or their legal representative)
- ☐ you are an officer of a State or Territory government organisation
- ☐ you are unable to pay due to financial hardship (the Tribunal will require some evidence of your financial position before a decision can be made to exempt you from the charges, e.g. a Commonwealth health care or concession card).

How would you like to receive the search results and invoice (if applicable):

- ☐ Post
- ☐ Fax — large attachments, such as maps, can not be faxed with search results
- ☒ Email — attachments such as maps (if any) can not be emailed with search results

☐ Courier

Request details	Date of request: 7 February 2011
	When is the request required by: ASAP
	Is there a reason this request should receive priority? (For example: Court order, mediation etc): -

We will contact you if this timeframe cannot be met and/or if geospatial analysis is required.

Details of the area to be searched Please complete at least one of the following description fields or provide a clear map of the area including landmarks	Federal Court/Tribunal file number/application name (if known): -
	NORTHERN TERRITORY Tenure: Lot: Town: Section: Hundred: Northern Territory Portion: Pastoral Lease number or name: Mining/ Exploration details: (i.e. EL No or MCN No):
	STATE & ACT Tenure: Land parcels: Lot number(s): 4/1130937 and 3001/1125930 Property name: Tenure (for example, agricultural lease): Commonwealth of Australia Shire(s): LGA- Liverpool County: Cumberland Parish: 3001/1125930- Holsworthy, 4/1130937- Minto / St Luke Town: Moorebank State/Territory: NSW Mining tenure: Tenement number(s) or block/sub block description:
	Other details: (additional information may be attached):

Note: Map coordinates that form part of the attachments to a search result will not be sent with results unless specifically requested. Maps and any other formal attachments will be sent.

Fax, mail or email the completed form to the:

National Native Title Tribunal, GPO Box 9973 in your capital city

Email enquiries@nntt.gov.au, Freecall: 1800 640 501, Facsimile:

WA	(08) 9221 7158	Qld	(07) 3226 8235	NSW	(02) 9233 5613
NT	(08) 8981 7982	Vic/Tas	(03) 9606 0680	SA	(08) 8224 0939

Tribunal use only:

- ☐ fee exemption
- ☐ geospatial request — client contacted on (date): _____
- ☐ assistance recorded
- ☐ request completed
- ☐ invoice generated on (date): _____



ABN 93695453413



Ground Floor, Macquarie Tower,
10 Valentine Ave, Parramatta. NSW 2150
PO Box 3720, Parramatta. NSW 2124.
Tel: 02 9895 7898 Fax: 02 9895 7330
Internet: www.sydney.cma.nsw.gov.au

File Ref: SM01718-1
Letter No: 0604361
Contact: Margaret Bottrell
Phone: 9895 7458
Email: margaret.bottrell@cma.nsw.gov.au

15 July 2011

Alan Williams Senior Archaeologist
Archaeological and Heritage Management Solutions
349 Annandale St,
Annandale NSW 2038

Dear Mr Williams

**Re: Request for information on Aboriginal stakeholders for works at
Defence National Storage Distribution Centre (DNSDC), Moorebank Avenue,
Moorebank. NSW**

I refer to your letter of 1 March 2011 seeking Cultural Heritage Consultation for the subject Assessment. I apologise for the delay in response to your request.

Because of the size and complexity of Sydney, I regret to advise that the Sydney Metropolitan Catchment Management Authority (SMCMA) is unable to provide a list of all known local Aboriginal people who may be interested in being consulted on the project.

As per the Office of Environment and Heritage (OEH) Guidelines for Aboriginal Cultural Heritage Assessments 2010, we trust that you have sent a copy of this letter to:

- The relevant (OEH) EPRG regional office
- The relevant Local Aboriginal Land Council(s) (LALC)
- The Registrar, *Aboriginal Land Rights Act*
- The National Native Title Tribunal
- Native Title Services Corporation (NTSCorp)
- Relevant local council(s)

Your letter will be forwarded to the SMCMA Aboriginal Advisory Committee (AAC) for their information.

Please contact Margaret Bottrell at the SMCMA on the above contact numbers for further information.

Yours sincerely

John Carse
GENERAL MANAGER



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22 March 2011

Our ref: 100730-1

Gail Tobler
Gandangara LALC
PO Box 1038
Liverpool NSW

Cc: Sydney Metro Catchment Management Authority, Liverpool City Council, Department of Environment, Climate Change and Water, NTSCORP, Tharawal LALC

Re: Request for Information on Aboriginal Stakeholders for works at Defence National Storage Distribution Centre (DNSDC), Moorebank Avenue, Moorebank, NSW

In accordance with NSW Department of Environment, Climate Change and Water's (DECCW) (2010) *Aboriginal Cultural Heritage Consultation Requirements for Proponents*, I am writing to notify you that we are working for SIMTA to undertake the assessment of the proposed development of the Defence National Storage and Distribution Centres (DNSDC) and associated adjoining land at Moorebank, NSW (Department of Planning Application Reference Number: MP10_0193).

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Please don't hesitate to contact me on (02) 9555 4000 if you have any queries or concerns.

Yours sincerely,

Alan Williams
Senior Archaeologist



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ACN: 088 058 388

1 March 2011

Our ref: 100730-1

Miranda Morton
NSW Department of Environment, Climate Change and Water
Metropolitan EPRG
Planning and Aboriginal Heritage Section
PO Box 668
Parramatta, NSW 2124

Cc: Tharawal Local Aboriginal Land Council, Liverpool City Council, Sydney Metro Catchment Management Authority, NTSCORP

Re: Request for Information on Aboriginal Stakeholders for works at Defence National Storage Distribution Centre (DNSDC), Moorebank Avenue, Moorebank, NSW

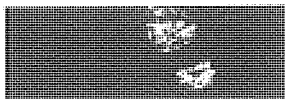
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Email info@arksolutions.com.au ACN:088 058 388 ABN: 45 088 058 388

Your Ref: 100730-1
Our Ref: DOC11/11489

Contact: Miranda Morton (02) 9995 6836

Attn: Alan Williams
Senior Archaeologist
Archaeological and Heritage Management Services
349 Annandale Street
ANNANDALE NSW 2038

Dear Mr Williams,

**RE: DECCW ABORIGINAL CULTURAL HERITAGE CONSULTATION REQUIREMENTS
FOR PROPONENTS 2010: Moorebank, NSW**

Thank you for your letter dated 1/3/2011 to the Department of Environment, Climate Change and Water (DECCW) regarding the above matter.

Before making an application for the issue of an Aboriginal Heritage Impact Permit, the proposed applicant must carry out an Aboriginal community consultation process in accordance with the National Parks and Wildlife Regulation 2009 and completed to the stage described in subclause 80C.

Please find attached the list of Aboriginal stakeholders known to DECCW that may have an interest in the project.

Further, receipt of this information does not remove the requirement of a proponent/consultant to advertise in local print media and contact other bodies seeking interested Aboriginal parties. Consultation with Aboriginal stakeholders must be in accordance with the *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* which can be found on the DECCW public website by accessing the following link:

<http://www.environment.nsw.gov.au/resources/cultureheritage/commconsultation/09781ACHconsultreq.pdf>

Please note that these requirements replace the *Interim Community Consultation Requirements for Applicants, December 2004*.



If you wish to discuss any of the above matters further please contact Miranda Morton, Aboriginal Heritage Planning Officer, on (02) 9995 6836.

Yours sincerely,

 7/3/11

Lou Ewins
Manager
Planning and Aboriginal Heritage
Metropolitan Branch
Environmental Protection & Regulation

Liverpool LGA

Darug Custodial Aboriginal Corporation	Leanne Watson	02 4577 5181 / 0415 770 163	PO Box 81, Windsor NSW 2756
Darug Tribal Aboriginal Corporation	Sandra Lee	02 9622 4081	PO Box 441, Blacktown NSW 2148
Darug Aboriginal Cultural Heritage Assessments	Gordon Morton	02 4567 7421 or 0422 865 831	90 Hermitage Rd, Kurrajong Hills NSW 2758
Darug Land Observations	Gordon Workman	0415 663 763/ fax 02 9831 8868	PO Box 571, Plumpton, NSW 2761
Darug Aboriginal Land Care Inc	Des Dyer	0408 360 814	18a Perigee Close, Doonside 2767
Cubbitch Barta	Glenda Chalker	0427 218 425	55 Nightingale Rd, Pheasants Nest NSW 2574
Gandangara LALC	Mark (Jack) Johnson	(02) 96025280	PO Box 1038 Liverpool NSW 2170

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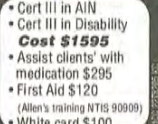
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Sydney Intermodal Terminal Alliance (SIMTA),
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heritage assessment for the re-development of
the existing Defence National Storage
Distribution Centre and associated rail corridor
lands, Moorebank, NSW. Aboriginal people who
hold cultural knowledge and wish to be
consulted regarding the heritage assessment are
invited to register their interest. The
consultation may be used to assist in the
preparation of relevant Environmental
Assessment and/or other approvals required for
the proposed development and assist the
Director General of Department of Planning
and Infrastructure in making a determination
under the Environmental Planning and
Assessment Act 1979.

Registrations of interest should be provided by
no later than Friday 10 June 2011 to Alan
Williams by:
Phone - (02) 9555 4000
Fax - (02) 9555 7005
Email - awilliams@ahms.com.au

Post:
Attn: Alan Williams
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Proposed Recycling Facility
Newbridge Road, Moorebank.

Residents of Georges Fair and nearby areas of
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representatives from Nexus Environmental
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Tuesday, 31 May 2011 6:00pm to 8:00pm
New Brighton Golf Club, Function Room
180 Nuwarra Road, Moorebank NSW 2170

Please ring Judith Stubbs and Associates
for bookings or inquiries 02 4283 7300.

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1 March 2011

Our ref: 100730-1

General Manager
Liverpool City Council
Locked Bag 7064
Liverpool BC NSW 1871

Cc: Tharawal Local Aboriginal Land Council, Liverpool City Council, Department of Environment, Climate Change and Water, NTSCORP, Sydney Metro Catchment Management Authority

Re: Request for Information on Aboriginal Stakeholders for works at Defence National Storage Distribution Centre (DNSDC), Moorebank Avenue, Moorebank, NSW

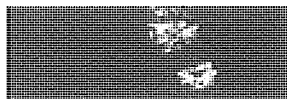
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Please don't hesitate to contact me on (02) 9555 4000 if you have any queries or concerns.

Yours sincerely,

Alan Williams
Senior Archaeologist



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Email info@arksolutions.com.au

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Alan Williams

From: Anita Hanna [CCDCP@liverpool.nsw.gov.au]
Sent: Friday, 18 March 2011 11:57 AM
To: Alan Williams
Subject: Re: request for information on Aboriginal Stakeholders - DNSDC, Moorebank

Hi Alan

In response to your letter dated 1 March 2011, I would suggest that you contact Tharawal Local Aboriginal Land Council (phone: 4681 0059) and Gandangara Local Aboriginal Land Council (phone: 9602 5280). They may be able to assist you to identify relevant Aboriginal stakeholders in relation to the works at the Defence National Storage Distribution Centre, Moorebank.

Please feel free to contact me if I can be of further assistance.

Anita Hanna
*Coordinator Community Development
Community Services*

Liverpool City Council
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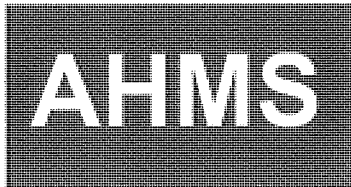
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1 March 2011

Our ref: 100730-1

General Manager
Sydney Metropolitan CMA
Ground Floor, 10 Valentine Avenue
Parramatta, NSW 2150

Cc: Tharawal Local Aboriginal Land Council, Liverpool City Council, Department of Environment, Climate Change and Water, NTSCORP

Re: Request for Information on Aboriginal Stakeholders for works at Defence National Storage Distribution Centre (DNSDC), Moorebank Avenue, Moorebank, NSW

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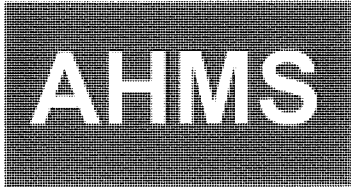


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ACN: 088 058 388

1 March 2011

Our ref: 100730-1

General Manager
Native Title Services Corporation
PO Box 2105
Strawberry Hills 2012

Cc: Tharawal Local Aboriginal Land Council, Liverpool City Council, Department of Environment, Climate Change and Water, Sydney Metro Catchment Management Authority

Re: Request for Information on Aboriginal Stakeholders for works at Defence National Storage Distribution Centre (DNSDC), Moorebank Avenue, Moorebank, NSW

Dear Sir / Madam,

In accordance with NSW Department of Environment, Climate Change and Water's (DECCW) (2010) *Aboriginal Cultural Heritage Consultation Requirements for Proponents*, I am writing to notify you that we have been engaged by SIMTA to undertake the assessment of the proposed development of the Defence National Storage and Distribution Centres (DNSDC) and associated adjoining land at Moorebank, NSW (Department of Planning Application Reference Number: MP10_0193).

As required by these guidelines, I am writing to you to request that you identify the relevant Aboriginal individuals and / or communities that you are aware could provide knowledge of Aboriginal cultural heritage within this area. Can you please provide this information to me as soon as possible, preferably by 11 March 2011, at the Sydney address above, or by email to: alanw@arksolutions.com.au.

Please don't hesitate to contact me on (02) 9555 4000 if you have any queries or concerns.

Yours sincerely,

Alan Williams
Senior Archaeologist



Archaeological and Heritage Management Solutions Pty Ltd

349 Annandale St, Annandale, NSW 2038 Phone (02) 9555 4000 Fax (02) 9555 7005

Email info@arksolutions.com.au

ACN:088 058 388 ABN: 45 088 058 388

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30/5/11

Darug Aboriginal Cultural Heritage Assessments

ABN 51734106483

Gordon Morton

Mob: 0422 865 831

Fax: 45 677 421

Celestine Everingham

90 Hermitage Rd., Kurrajong Hills, 2758

Ph/Fax: 45677 421

Mob: 0432 528 896

30. 5. 11

Attention

Alan Williams

re Defence National Storage & Distribution Centres
— Moonebank, N. SW.

DHCH wish to be consulted and involved in
this project at all levels. Thank you for your
correspondence and we look forward to working
with you on this project.

Yours Sincerely,
C. Everingham

Cubbitch Barta Native Title Claimants
Aboriginal Corporation,
55 Nightingale Road,
PHEASANTS NEST. N.S.W 2574.
26th May, 2011.

AHMS,
349 Annandale Street,
ANNANDALE. N.S.W. 2038.

Dear Alan,

RE; DEFENCE PROJECT
MOOREBANK

Cubbitch Barta Native Title Claimants Aboriginal Corporation would like to take this opportunity of expressing an interest in the above project.

The nominated person for the project is Glenda Chalker, and Sites Officer, who has been involved in all surveys that have taken place within the Holsworthy area over the last twenty years, including one only recently with Navin Officer.

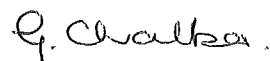
Cubbitch Barta wishes to be involved in all levels including fieldwork, because of my extensive knowledge of the area, including sites that have been destroyed in the past in the name of housing, and those that still exist

The daily rate for fieldwork is \$800-00, plus 85c kilometre and \$200-00 for all assessments and correspondence needed for the life of the project.

I do not believe that this is the appropriate place to talk about specifics in regards to the Culture & Heritage within the area.

Please find attached copies of Workers Compensation and Public Liability and Professional Indemnity policies policies.

Yours faithfully,



Glenda Chalker
Hon. Chairperson
Phone/Fax 02 46841129 0427218425



ABN 93695453413



Ground Floor, Macquarie Tower,
10 Valentine Ave, Parramatta. NSW 2150
PO Box 3720, Parramatta. NSW 2124.
Tel: 02 9895 7898 Fax: 02 9895 7330
Internet: www.sydney.cma.nsw.gov.au

File Ref: SM01718-1
Letter No: 0604361
Contact: Margaret Bottrell
Phone: 9895 7458
Email: margaret.bottrell@cma.nsw.gov.au

15 July 2011

Alan Williams Senior Archaeologist
Archaeological and Heritage Management Solutions
349 Annandale St,
Annandale NSW 2038

Dear Mr Williams

**Re: Request for information on Aboriginal stakeholders for works at
Defence National Storage Distribution Centre (DNSDC), Moorebank Avenue,
Moorebank. NSW**

I refer to your letter of 1 March 2011 seeking Cultural Heritage Consultation for the subject Assessment. I apologise for the delay in response to your request.

Because of the size and complexity of Sydney, I regret to advise that the Sydney Metropolitan Catchment Management Authority (SMCMA) is unable to provide a list of all known local Aboriginal people who may be interested in being consulted on the project.

As per the Office of Environment and Heritage (OEH) Guidelines for Aboriginal Cultural Heritage Assessments 2010, we trust that you have sent a copy of this letter to:

- The relevant (OEH) EPRG regional office
- The relevant Local Aboriginal Land Council(s) (LALC)
- The Registrar, *Aboriginal Land Rights Act*
- The National Native Title Tribunal
- Native Title Services Corporation (NTSCorp)
- Relevant local council(s)

Your letter will be forwarded to the SMCMA Aboriginal Advisory Committee (AAC) for their information.

Please contact Margaret Bottrell at the SMCMA on the above contact numbers for further information.

Yours sincerely

John Carse
GENERAL MANAGER



ARCHAEOLOGICAL & HERITAGE MANAGEMENT SOLUTIONS

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W: www.ahms.com.au

ABN: 45 088 058 388

ACN: 088 058 388

22 March 2011

Our ref: 111216-2

Name

Address

Re: Notification of Aboriginal Heritage Study - Defence National Storage and Distribution Centres (DNSDC) and associated adjoining land at Moorebank, NSW - Information and Request for Interest

Dear Name,

Background

In mid - late 2010, Archaeological and Heritage Management Solutions Pty Ltd (AHMS) was engaged by Hyder Consulting on behalf of Stockland to undertake a preliminary assessment of the Defence National Storage and Distribution Centres (DNSDC) and associated adjoining lands at Moorebank, NSW (Figure 1). The preliminary assessment was undertaken to provide baseline information to advise on the proposed re-development of the area for a freight terminal (SIMTA Facility) and to assist with the submission of a Concept Environment Assessment (EA) under Part 3A of the *Environmental Planning and Assessment Act, 1979*.

The preliminary assessment was largely desktop, with a brief site inspection of the existing Defence structures to the east of Moorebank Avenue. Areas to the south of this, including parts of Georges River were not inspected.

The preliminary assessment identified that the DNSDC was heavily impacted by the historical activities, and retained low potential for Aboriginal objects and/or sites to occur. Similarly, the extensive sand mining to the west of Georges River was considered to have destroyed any Aboriginal objects/sites that may have been present. However, areas to the north of the railway line, the RAAF golf course and the banks of the Georges River could not be determined based on the assessment and further investigation was recommended. The instigation of Aboriginal consultation in accordance with the appropriate guidelines was also recommended.

The Concept EA has now been approved for the project by the Department of Planning (Department of Planning Application Reference Number: MP10_0193) and subsequent approvals to undertake the actual works are being compiled. As part of this next phase of works, AHMS has been asked to develop a formal Aboriginal impact assessment in accordance with the Department of Environment, Climate Change and Water (DECCW) (2010) *Code of Practise for Archaeological Investigations of Aboriginal Objects in New South Wales* and (2010) *Aboriginal Consultation Cultural Heritage Requirements for Proponents*.

ABORIGINAL, HISTORIC & INDUSTRIAL HERITAGE

SURVEY & ASSESSMENT

CONSERVATION PLANNING

STRUCTURAL RECORDING

EXCAVATION & ANALYSIS

Project Components and Timing

AHMS began the project in mid-late July 2011. The Concept Approval was granted by DoP on 24 December 2010, with subsequent assessment occurring in early 2011. Aboriginal consultation in accordance with the DECCW guidelines began in late February 2011 (see below).

AHMS is now developing the desktop part of the Aboriginal heritage assessment, including review of AHMS information, predictive modelling and background on the study area to identify Aboriginal heritage values and issues. We are also in the process of developing the proposed fieldwork and a generic excavation methodology.

Given the findings of the preliminary assessment report, the area requiring further surface (and potentially sub-surface) investigation are broadly understood and will form the focus of the assessment. The fieldwork and a generic excavation methodology will be developed by early April 2011 for review by Hyder Consulting. Once any comments have been received and integrated, the methodology will be distributed to you for your consideration. At this stage, we are hoping for this to happen in late April 2011. A period of 28 days will be provided for comment on this document.

Once the methodology has been reviewed by all Aboriginal stakeholders over this period, AHMS will begin to organise the fieldwork. At this stage, around 1 day to undertake a site inspection has been considered appropriate for the investigations. Further undefined time will be afforded if further surface or sub-surface investigation is required. The amount of registered Aboriginal stakeholders required for the fieldwork and the amount of time each individual/organisation will be involved in the fieldwork will depend on the level of interest the project receives and the number of Aboriginal stakeholders that register an interest. At this stage, we believe the fieldwork will occur in May 2011 depending on a range of factors.

Once the fieldwork is complete, AHMS will compile the overall assessment report and, following review by Hyder Consulting, will provide it to the registered Aboriginal stakeholders for comment. We envisage this would occur in May/June 2011.

Current Situation

Aboriginal consultation began in late February 2011 and involved the identification of relevant Aboriginal stakeholders through Native Title Tribunal, Office of Registrar, Local Councils, Local Aboriginal Land Councils, the Department of Environment, Climate Change and Water (DECCW), etc. We are still awaiting responses from several of these. Responses that have been received indicate some 7 Aboriginal parties that may be interested in this project.

In accordance with DECCW (2010) *Aboriginal Consultation Cultural Heritage Requirements for Proponents*, I am writing to formally notify you that we have been engaged by Hyder Consulting to undertake the assessment of DNSDC and associated lands, and are seeking your interest in being consulted on the project. An important part of the assessment will be Aboriginal community consultation that aims to identify cultural values and places of importance to the Aboriginal community within the subject land.

Under these guidelines, AHMS requires written expression of interest from Aboriginal stakeholders who wish to be consulted/involved in this project. Therefore if you are interested in being consulted on this project, please provide written expressions of interest to Alan Williams (A: AHMS, 349 Annandale Street, Annandale, NSW 2038; T: 02 9555 4000; F: 02 9555 7005; E: awilliams@ahms.com.au).

Please note that if you have already provided such a response due to the project already being advertised, you are not required to send a response again (although please note the information AHMS requires below).

The notification period for such registration is considered to be 14 days from the date of this letter (XX April 2011).

To avoid unnecessary delays in subsequent stages of the project, can you please ensure we receive written correspondence on the following:

1. A nominated representative of your organisation with which to undertake consultation on this project;
2. A clear identification of the organisation you are representing throughout this project;
3. Your nominated individual's contact information including phone number, fax number, postal address and e-mail (if available);
4. What level of consultation you wish to be involved in (i.e. Do you wish to attend meetings? Do you wish to be involved in the fieldwork? Do you simply want a copy of the final report?);
5. If you wish to be involved in any meetings or fieldwork, please ensure we have current copies of your public liability, workers compensation and professional indemnity (if available) insurances as soon as possible. Please also provide details of your current hourly, half day and full day rates¹;
6. Any cultural information you may have on these areas to assist in AHMS' development of the predictive models and desktop review currently being compiled (although such discussion will be undertaken throughout the project); and
7. If available, your nominated sites/field officers and information on their experience.

Please note that registration of interest will not necessarily lead to participation in fieldwork. Participants would be engaged based on several criteria, including the *response to the questions above*, basis of experience, cultural knowledge and personnel requirements for the fieldwork.

It is AHMS' preference to consult primarily by phone and e-mail - the latter used for distribution of updates, documentation and other information. Therefore, please ensure that these details are provided to AHMS as a matter of priority.

Please don't hesitate to contact me on (02) 9555 4000 if you have any queries or concerns.

Yours sincerely,



Alan Williams
Senior Archaeologist

¹ Please note that Hyder Consulting is likely may be seeking short meetings and minor investigation of areas during and following this assessment that do not require an 8 hour day. Such activities will not be paid at a full day rate. Individuals/organisations that provide hourly and half day rates will, therefore, be preferentially selected for such activities in contrast to those that only provide full day rates.



Figure 1. The DNSDC portion of the proposed SIMTA Facility shaded pink.

ABORIGINAL, HISTORIC & INDUSTRIAL HERITAGE

SURVEY & ASSESSMENT

CONSERVATION PLANNING

STRUCTURAL RECORDING

EXCAVATION & ANALYSIS

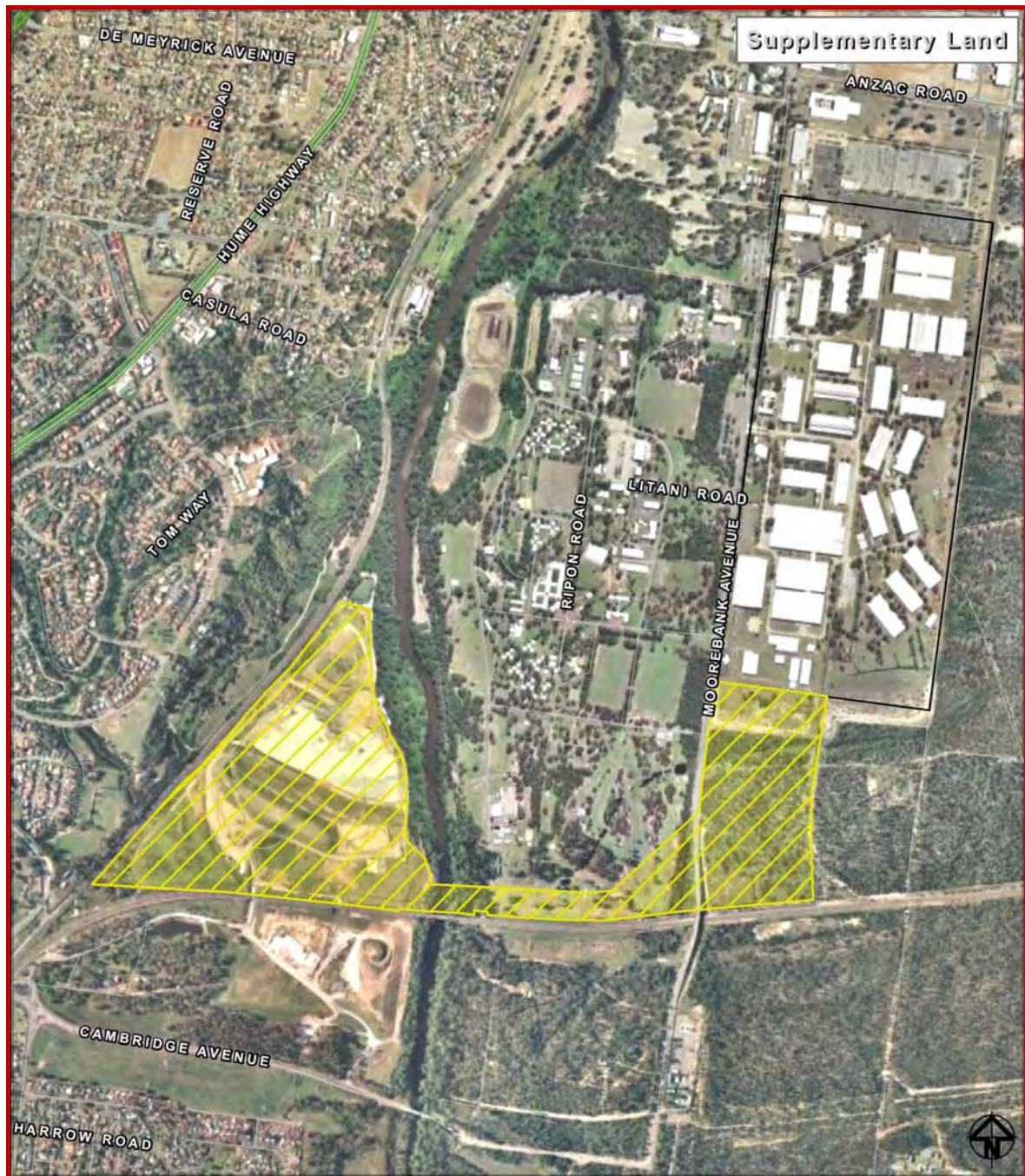


Figure 2. The Supplementary Lands hatched and shaded yellow



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E: info@arksolutions.com.au

W: www.ahms.com.au

ABN: 45 088 058 388

ACN: 088 058 388

14 June 2011

Our ref: 111216-2

«First_Name» «Last_Name»

«Company_Name»

«Address_Line_1»

«City» «State» «ZIP_Code»

Re: Presentation of Information, Assessment Methodology and Sampling Strategy - Defence National Storage and Distribution Centres (DNSDC) and associated adjoining land at Moorebank, NSW

Dear «First_Name»,

As you will be aware, The Sydney Intermodal Terminal Alliance (SIMTA) is a joint venture between Stockland, Qube Logistics and QR National. The SIMTA site is located on the land parcel known as the Defence National Storage and Distribution Centre (DNSDC) site in Moorebank Avenue, Moorebank, south west of Sydney (**Figure 1**). SIMTA proposes to develop the DNSDC site into an intermodal terminal facility and warehouse/distribution facility, which will offer container storage and warehousing solutions with direct rail access. It is proposed that rail access will be via a new rail line within a rail corridor over Commonwealth land to the south of the DNSDC site as well as on Council owned land to the west of Georges River.

Due to the scale of the project and following recommendations in earlier studies, SIMTA commissioned Archaeological and Heritage Management Solutions Pty Ltd (AHMS) to develop an Aboriginal Cultural Heritage Assessment (ACHA) for the project.

The ACHA will inform a Concept Environmental Assessment under Part 3A of the *Environmental Planning and Assessment Act 1979* currently being developed by Hyder Consulting for the proposed activity. This letter outlines the proposed heritage management activities. It has been developed to address requirements of Section 4.3 and 4.4 in the Office of Environment & Heritage (OEH) (formerly Department of Environment, Climate Change and Water) *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010*.



Archaeological and Heritage Management Solutions Pty Ltd

349 Annandale St, Annandale, NSW 2038 Phone (02) 9555 4000 Fax (02) 9555 7005

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Proposed Works

The Preliminary Environmental Assessment for the project (**Figure 2** and **Appendix 1**) outlines the following proposed works within the study area:

The proposed intermodal terminal facility will provide container freight distribution and warehousing to service Western and South Western Sydney industrial areas. The SIMTA site will be linked to the Southern Sydney Freight Line. The Concept Plan proposal comprises the following key components:

- **Rail Link** - the Concept Plan includes a rail link that will connect the SIMTA site with the Southern Sydney Freight Line. The detailed design of the rail infrastructure comprising the rail link will be subject to a further Project Application.
- **Intermodal Terminal** - the on-site terminal facilities include 1,200 metres of rail. Freight will arrive by rail and be transported to the warehouse and distribution facilities within the SIMTA site, or be directly loaded on to trucks for transport to warehouses and nearby logistics centres. Exports and empty freight containers will be transported to the facility by truck and then loaded onto rail for transport. The terminal will have capacity for four rail sidings, with areas for container handling and storage and anticipated to have the capacity to handle up to 1 million TEUs per annum.
- **Warehouse and Distribution Facilities** - approximately 300,000m² of warehouses with ancillary offices will be constructed to the east of the intermodal terminal. These buildings are proposed to be constructed in stages in response to site servicing availability and market demands. It is expected that warehouses will range in size, depending on tenant needs.
- **Freight Village** - approximately 8,000m² of support services will be provided on site. These may include site management and security offices, meeting rooms, driver facilities and convenience retail and business services.

Background

In 2010, AHMS was engaged by Hyder Consulting on behalf of SIMTA to undertake a preliminary heritage assessment of the DNSDC and associated adjoining lands at Moorebank, NSW (**Figure 1**). The preliminary heritage assessment was undertaken to provide baseline information to advise on the proposed re-development of the area for a freight terminal (SIMTA Facility) and to assist with the submission of a Concept Plan Application and



Environment Assessment (EA) under Part 3A of the *Environmental Planning and Assessment Act, 1979*.

The preliminary heritage assessment was predominantly a desktop study, with a brief site inspection of the existing Defence structures to the east of Moorebank Avenue. Areas to the south and west of Moorebank Avenue, including parts of the Georges River, were not inspected.

The preliminary heritage assessment identified that the DNSDC has been heavily impacted by historical activities and has low potential for Aboriginal objects and/or sites to be found. Similarly, the extensive sand mining to the west of the Georges River was considered to have destroyed any Aboriginal objects/sites that may have been present. However, areas to the north of the railway line, the RAAF golf course and the banks of the Georges River could not be determined based on the assessment and further investigation was recommended. The initiation of Aboriginal consultation in accordance with the appropriate guidelines was also recommended.

The project has been declared a major infrastructure project under Part 3A of the EP&A Act and as a result a detailed Aboriginal impact assessment in accordance with the OEH's (2010) *Code of Practise for Archaeological Investigations of Aboriginal Objects in New South Wales* and (2010) *Aboriginal Consultation Cultural Heritage Requirements for Proponents* is to be conducted.

Registered Aboriginal Parties

Following the end of the notification period, three Aboriginal parties registered their interest in the project. These are:

- Darug Aboriginal Cultural Heritage Assessment;
- Darug Tribal Aboriginal Corporation; and
- Cubbitch Barta Native Title Claimants.

The new guidelines specify that it is the role of the registered Aboriginal parties to advise the proponent (SIMTA) on who speaks for Country:

The interests and obligations of Aboriginal people relate to the protection of Aboriginal cultural heritage. It is only Aboriginal people who can determine who is accepted by their community as being authorised to speak for Country and its associated cultural heritage. Where there is a dispute about who speaks for Country,



it is appropriate for Aboriginal people, not DECCW [OEH], or the proponent, to resolve this dispute in a timely manner to enable effective consultation to proceed.¹

Draft Methodology

AHMS proposes to develop the ACHA report, which includes the following tasks:

1. Aboriginal community consultation in accordance with OEH's *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010*.
2. A review of the archaeology, ethno-history, landscape and land-use history of the local area and surrounding region. AHMS would use historical aerial photographs, soil landscape maps, the due diligence advice report and other pertinent information to inform this review;
3. Develop a predictive model of the archaeological potential of the subject areas using information from (2) above;
4. Undertake a field survey with registered Aboriginal parties (RAPs) to further assess the Aboriginal cultural heritage potential of the subject areas, record all (or a representative sample of) identified Aboriginal objects, and to further characterize the Aboriginal archaeological potential of the subject areas in consultation with the RAPs (see below);
5. Undertake test excavations of the subject areas in conjunction with the RAPs to further determine the nature and extent of the Aboriginal heritage resource, and the potential impact to it (see below);
6. Prepare an archaeological report (as an appendix to an ACHA), which summarises the findings of the field survey, assesses potential impacts to Aboriginal heritage, and makes recommendations on any Aboriginal heritage sites and / or objects that may be present within the subject areas;
7. Prepare an ACHA report in consultation with the RAPs, which summarizes the findings of the archaeological report and integrates them with the Aboriginal cultural heritage assessment, and provides management recommendations; and
8. Submit the relevant site cards and Site Impact Recording Forms to OEH.

Field Survey

All field investigation would be undertaken in accordance with OEH's (2010) *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (hereafter 'the Code').

¹ DECCW. 2010. *Aboriginal Cultural Heritage Consultation Requirements for Proponents*, pp. 15.



The field survey would focus on the further characterisation and investigation of the subject areas. Given the extensive size of these areas, it is considered likely that the survey would be undertaken in a series of transects and focus primarily on the rail corridor and banks of the Georges River, since these areas appear the least disturbed. However, investigation of the DNSDC and the edges of the sand quarry will also be undertaken. At this stage, the number of transects cannot be defined, but the budget allows for between three - six days of field investigation. Assuming 10 km are covered a day, it is considered that some 30 - 60 km of transects will be investigated.

The investigations will be undertaken on foot within the proposed study area curtilage. Depending on the number of personnel involved, the distance between individuals will vary between 5 and 10 m apart. Ideally, the transects would have an archaeologist and two to three Aboriginal representatives walking down each side giving a coverage of 25-50 m.

The field surveys will focus on several questions, as follows:

1. Archaeological and cultural material - are there Aboriginal objects present, what is their location, type (e.g. artefact scatter, scarred tree, grinding groove, etc), components (e.g. number of artefacts, type of artefacts, size of tree scar, etc), integrity and condition (e.g. within a disturbed context, eroding from a creek bank, a live or dead tree, etc)?
2. Landform characteristics - what types of landforms are being covered (e.g. lower slopes, floodplains, ridgelines, slopes, etc)? What is their composition, their condition (e.g. disturbed, naturally eroding, areas of accumulation, etc), their soil profile (e.g. a duplex soil, an alluvial soil, exposed bedrock, etc), their vegetation (e.g. tree and vegetation types present within the landform), etc?
3. Effective coverage - how effective is the field surveys? What is the exposure (i.e. how much bare ground is evident as a percentage of the transect) and visibility (i.e. how visible is the ground as a percentage of the transect) along the corridor?
4. Disturbance - are there significant areas of disturbance along the corridor? What is their location and extent, what effect do they have on archaeological material (if present)?

AHMS personnel will document landform type and characteristic, visibility, exposure, disturbance and any archaeological or cultural sites along each section/transect. As well as taking specific GPS co-ordinates and photographs of features/items of interest, a running log of GPS co-ordinates and photographs will be undertaken at 500 m intervals along each transect to document the field surveys thoroughly. AHMS personnel will also have detailed aerial photographs of the proposed alignments upon which information regarding landform features, disturbance and archaeological sites will be documented.



All archaeological or cultural sites will be documented in detail using written notes, photographs, and sketches (where required). At this stage, AHMS is proposing to undertake hand-held GPS readings for all sites identified, as well as marking them on detailed aerial photographs and topographic maps. After the field surveys are completed a surveyor may be commissioned to spatially record the sites in greater detail. AHMS would mark the location of each site with paint and flagging (where appropriate to do so) so the surveyor could re-locate them, with assistance from AHMS where required.

Test Excavation

At this stage, no test excavations are proposed for the project. However, since this is a Part 3A project and is only at Concept stage, there are two options available for test excavations should they be identified as required through the ACHA process:

1. Undertake test excavations as part of the ACHA in accordance with Section 75U of the *Environmental Planning and Assessment Act, 1979* and incorporate the findings into the ACHA; or
2. Using the findings of the ACHA, include areas where archaeological testing and/or salvage prior to development into the Conditions of Consent for the project. This would lead to such investigations occurring after the approval is obtained from Department of Planning, but before the development.

Should the site investigation identify any areas where test excavations are needed to further characterise the Aboriginal sensitivity of an area, AHMS would discuss the options above with the RAPs and SIMTA to identify the most appropriate course of action.

Timeframes

AHMS proposes the following timeframes based on the OEG guidelines and mandatory timeframe requirements:

- Receive comments on the proposed methodology- 13 July 2011
- Site inspection with the RAPs in Moorebank - 18 - 21 July 2011;
- Development of ACHA - 22 July - 5 August 2011; and
- Finalisation of ACHA - 2 September 2011.

Information Sought



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Email info@arksolutions.com.au ACN:088 058 388 ABN: 45 088 058 388

As required by Section 4.3 and 4.4 of OEH's *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010*, AHMS is seeking the following information from your organisation:

1. Your preferred method of communication with AHMS during this project. Please also provide the necessary information (contact person, phone number, fax, e-mail, etc.) to ensure AHMS can undertake this preferred method of communication;
2. Feedback on the proposed methodology outlined above;
3. Any protocols that you would like adopted during this project to obtain and/or use cultural information;
4. Identification of any Aboriginal objects of cultural significance and/or importance that you are aware of within the subject areas;
5. Identification of any places of cultural significance and/or importance that you are aware of within the study area;
6. Information about any individuals who are considered to speak for the area on your behalf. Can you also please identify if these individuals are connected with any of the individuals/organisations above, and/or whether they have registered an interest in the project;
7. Guidance on the protocols, sensitivity, use and/or distribution of any cultural information that you provide AHMS; and
8. Whether you require any further information prior to AHMS proceeding with the assessment and AHIP applications.

For those individuals/organisations that have **not responded** to the notification letter questions, please also provide information on the following:

1. A nominated representative of your organisation with which to undertake consultation on this project;
2. A clear identification of the organisation you are representing throughout this project;
3. Your nominated individual's contact information including phone number, fax number, postal address and e-mail (if available);
4. What level of consultation you wish to be involved in (i.e. Do you wish to attend meetings? Do you wish to be involved in the fieldwork? Do you simply want a copy of the final report?);
5. Your consent or not to provide your contact details to the Department of Environment, Climate Change and Water as part of the consultation process;



6. If you wish to be involved in any meetings or fieldwork, please ensure we have current copies of your public liability, workers compensation and professional indemnity (if available) insurances as soon as possible;
7. Any cultural information you may have on these areas to assist in AHMS' development of the predictive models and desktop review currently being compiled (although such discussion will be undertaken throughout the project); and
8. If available, your nominated sites/field officers and information on their experience.

We request that you provide this information within 10 days of the date of this letter. For further information, please contact Alan Williams on 02 9555 4000.

Yours sincerely



Alan Williams

Senior Archaeologist





Figure 1. The proposed SIMTA Facility and Supplementary Lands





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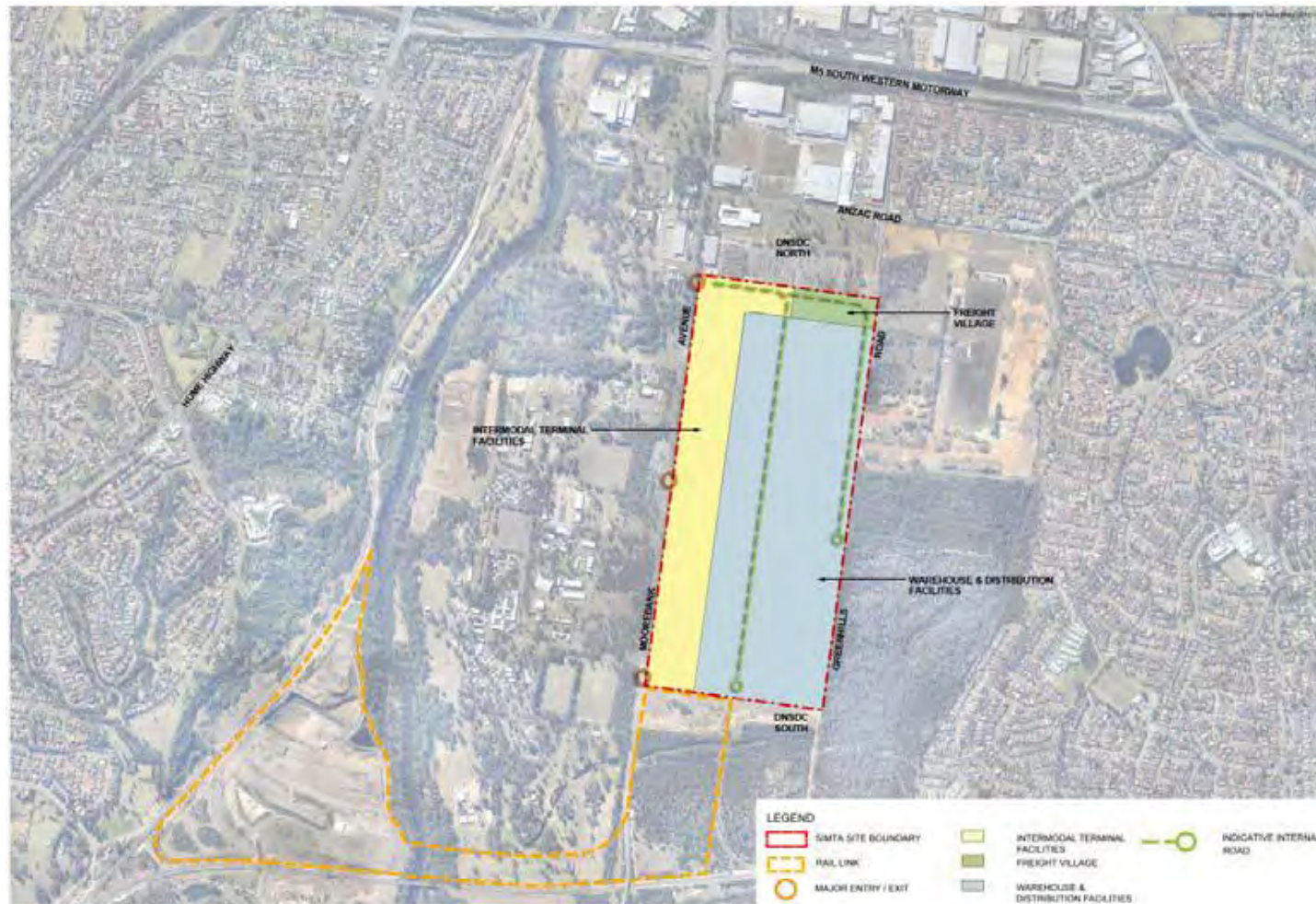


Figure 2. The proposed development based on the Preliminary Environmental Assessment (see Appendix 1).



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RECEIVED

24/6

Darug Aboriginal Cultural Heritage Assessments

ABN 51734106483

Gordon Morton

Mob: 0422 865 831

Fax: 45 677 421

Celestine Everingham

90 Hermitage Rd., Kurrajong Hills, 2758

Ph/Fax: 45677 421

Mob: 0432 528 896

24.6.11

Attention

A. Williams

re: Moorebank NSW - Defence National Storage
(DNSSDC)

DACHA have reviewed your Assessment
Methodology for this area and we support
your objectives. DACHA wish to be involved
in all fieldwork and consulted at all times.
We look forward to hearing from you on
this project.

Yours Sincerely,
C. Everingham

From: Sandra Lee [darug_tribal@live.com.au]
Sent: Friday, 29 July 2011 11:23 AM
To: info
Cc: info
Subject: Re: Attn Anna Biggs Moorebank Survey (DNSDC) 26/07/11

RE: DNSDC Moorebank
Walkover Site Survey 26/07/11

Mostly disturbed area.
Some artifacts were found.
Suggest sample pits to be dug near creek lines.
We agree and support your recommendations.

John Reilly
Aboriginal Archaeological Assessment Officer
Darug Tribal Aboriginal Corporation (D.T.A.C.)



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16 January 2012

Our Ref: 101216-1

Re: Aboriginal Cultural Heritage Assessment - Sydney Intermodal Terminal Alliance (SIMTA), Moorebank - Request for Comment

Dear,

As you may be aware Archaeological and Heritage Management Solutions Pty Ltd (AHMS) undertook an Aboriginal Cultural Heritage Assessment (ACHA) of the Sydney Intermodal Terminal Alliance, Moorebank, NSW in mid to late 2011. A representative of your organisation did participate in an investigation of the project, which is currently a Defence storage facility, as well as parts of a nearby golf course and sand quarry.

There has been several delays with the project, which held up the release of the draft ACHA, which was completed shortly after the field program in August 2011. These issues have now been resolved and the report can now be released for your review and comment.

Can you please review the attached report and provide any comments on the content and finding to AHMS within 28 days of the date of this letter.

If you have any enquires or questions, please don't hesitate to contact Alan Williams on the details above.

Yours Faithfully,

Alan Williams MAACAI
Senior Archaeologist

Cubbitch Barta Native Title Claimants
Aboriginal Corporation
55 Nightingale Road,
PHEASANTS NEST. N.S.W. 2574.
25th January, 2012.

AHMS
359 Annandale Street,
ANNANDALE. N.S.W. 2038.

Dear Alan,

INTERMODAL TERMINAL
MOOREBANK

Thank you for the opportunity of commenting on the DRAFT Aboriginal Cultural Heritage Assessment for the above project, dated August 2011.

Firstly I would like to say that the reference on page 88, in reference to PAD 3 and the paperbark trees, are not on the cover photo as per this document. The trees on the front page are a row of pine trees beside a road.

In regards to the recommendations made in the DRAFT:

Pad 1, is within an area of terrace, above the Georges River. This terrace runs along the river bank the length of the military area, along which there are located several other artefact scatters further north, which were recorded in another survey previously. If this area cannot be avoided then there should be carried out some test excavations.

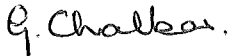
Pad 2, is within the golf course, and there are some areas that contain large mature trees where there has possibly been no disturbance. The area along and close to the rail line has been previously disturbed, and secondly the golf course itself. The reason for my rethinking this is that during the survey, it was and had been raining, and that area was covered in shallow water, which means it was either part of an old swamp, or the level of the land had been changed by one or possibly both of the structures around. The only other thing that I would like to mention that there is a possible scarred tree on the golf course that was not revisited, for some reason or other I believe that a line on a map prevented this from occurring. There has also been extensive clearing according to the aerial map of 1979, and even possibly had buildings on the area.

Pad 3, is very close to the site which was recorded by Mary Dallas, Lance Syme and myself in 2003 (45-5-2883) which from memory was just a little bit to the west of the area where artefacts were located during the survey. This site was just above a swamp area slightly to the west, as is from memory PAD 3, although some of this area may be swampy as well. This area should be left intact for two reasons, one of the possible Aboriginal significance to this area, and also it is one of the few intact natural vegetation areas left in Holsworthy.

According to the aerial map on Figure 10 the southern part of this area appears to be largely cleared and even possibly graded, therefore it would only the northern section, which is still intact I would consider as a PAD, not the southern area. If this area cannot be avoided then there is a reason for testing, but would like to see this possibly remain intact. The only other comment that I would make is the reference on Page 81 to this circular feature, it was not located I believe on the survey that I took part in, or I cannot remember it at all.

There is very little Aboriginal Heritage left in the Holsworthy area, because there has been huge impacts from housing in the past. The work by Boot in the 90's, all destroyed except for one small piece of land that is now a Park with Aboriginal Heritage intact in Wattle Grove. This came about with a lot of time and effort put into negotiations with Delfin and Tharawal Land Council at the time. I was site officer for TLALC, and took part in that negotiations and also collections of surface artefacts where houses now are.

Yours faithfully,



Glenda Chalker

Hon. Secretary

Phone/Fax 02 46841129 0427218425



THARAWAL LOCAL ABORIGINAL LAND COUNCIL

Gibber Gunyah
50 Matthews Lane, Picton NSW 2571

7/2/2012

Alan Williams
Senior archaeologist
AHMS
349 Annandale st
Annandale NSW
2038

RE: Comments for draft Aboriginal Cultural Heritage Assessment (SITA) Moorebank.

Dear Alan,

Thank you for the opportunity to provide feedback and comment on the draft (ACHA) and its draft management recommendations.

I have read the draft report you emailed the (TLALC) and although I was not in attendance at this particular survey, I agree fully with all recommendations made by those who were involved.

Should you have any further questions please contact our office on the details listed below.

Yours Sincerely,

Alfred Fazldeen
Cultural Heritage Officer
Tharawal Local Aboriginal Land Council

**PO Box 168
PICKTON NSW 2571
Phone: 02 4681 0059 Fax: 02 4683 1375 ABN: 60 693 210 407
tharawa@bigpond.net.au**

Darug Aboriginal Cultural Heritage Assessments

ABN 51734106483

Gordon Morton

Mob: 0422 865 831

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Celestine Everingham

90 Hermitage Rd., Kurrajong Hills, 2758

Ph/Fax: 45677 421

Mob: 0432 528 896

7. 3. 12

Attention

Alan Williams

AHMS

re Darug Cultural Heritage Assessment -
Sydney Intermodal Terminal Alliance -
Moorebank, N.S.W.

DHCAHA have reviewed your report on
the above area and we support your
recommendations. We wish to be kept
informed about the project and be part
of any further field work that should
arise.

Yours Sincerely
C. Everingham