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Sent: Fri, 27 May 2022 11:28:04 +1000
To: "sarah.farnese@wsc.nsw.gov.au" <sarah.farnese@wsc.nsw.gov.au>
Cc: "James Sellwood" <James.Sellwood@environment.nsw.gov.au>
Subject: Response to Planning Proposal 2, 4, 6 Myrtle Street, Bowral, and 26 Elizabeth Street, Moss Vale

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Hi Sarah

Thank you for the opportunity to provide comment on the planning proposal to list '2, 4 and 6 Myrtle Street, Bowral' within the existing Bowral Conservation Area and to include '26 Elizabeth Street, Moss Vale' as a Local heritage item under *Wingecarribee Local Environmental Plan 2010* (LEP). My apologies that our response is late, we have recently been through a restructure which has impacted on our staff resources.

I note that Council has undertaken heritage assessments of the subject sites, in accordance with the Heritage Council of NSW's criteria for listing at a Local level. Based on the findings, the proposal to list the items on the LEP and Bowral Conservation Area was supported by the Wingecarribee Local Planning Panel. Heritage NSW encourages the identification and listing of this new Local heritage item.

I note that as heritage of local significance is protected under the *Environmental Planning and Assessment Act 1979* and under Council LEPs, Council is the consent authority, and as such:

- listing of new Local heritage items and Heritage Conservation Areas (HCAs), and
- assessment and consideration of impacts on Local heritage items and HCAs rests with Council.

I note that the Heritage Council, and Heritage NSW as its Delegate, do not have a role in the approval of new Local heritage listings and HCAs to LEPs, or in the assessment of impacts to existing Local heritage listed under LEPs. As such, we do not provide advice on planning matters which impact on Local heritage.

Our current legislative responsibilities include the administration of the *Heritage Act 1977* and the administration of the Aboriginal cultural heritage functions under the *National Parks and Wildlife Act 1974*. As we do not have a legislative role in the approval of Local heritage listings or the assessment of impacts to Local heritage, we do not require further referral/consultation on this planning proposal.

If you have any questions about the above, please don't hesitate to contact me.

Kind Regards,

Stela Razzaque
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I acknowledge and respect the traditional custodians and ancestors of the lands I work across.

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