



Our ref: DOC21/960885

Mr Vaughan Macdonald  
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Attention: Mr Tony McAteer, Planning Officer  
[tony.mcateer@richmondvalley.nsw.gov.au](mailto:tony.mcateer@richmondvalley.nsw.gov.au)

### **Planning Proposal – Rileys Hill Village, Rileys Hill**

Dear Mr Macdonald

Thank you for the opportunity to comment on the planning proposal for Rileys Hill Village under the *Richmond Valley Local Environmental Plan 2012* (LEP). I apologise for the delay in responding.

The planning proposal has been reviewed and the following comments are provided:

#### **State and local heritage considerations under the *Heritage Act 1977***

Based on the information provided, we have reviewed the planning proposal against our records and do not believe that there are any identified impacts on items listed on the State Heritage Register.

In relation to historic archaeology, if the proponent has not already undertaken their own investigation to assess the likelihood of 'relics' and any subsequent management required under the *Heritage Act 1977*, they should do so.

#### **Aboriginal cultural heritage considerations under the *National Parks and Wildlife Act 1974***

Heritage NSW support the conservation and protection of Aboriginal cultural heritage values. It is noted that an Aboriginal cultural heritage assessment report (ACHAR) prepared by Everick Heritage has been completed in support of this proposal.

The outcomes of the ACHAR should be used to inform the planning proposal. If significant Aboriginal cultural heritage values have been identified within the planning proposal areas, then options to avoid impact to these values need to be explored. For example, where the significance of Aboriginal cultural heritage values has been assessed as high, then conservation and avoidance of these values through footprint design should always be the first option. If impact cannot be avoided or if the values have been assessed as moderate, appropriate mitigation measures should be negotiated with the registered Aboriginal parties.

Please note that HNSW have not reviewed the supplied ACHAR. Any future Aboriginal Heritage Impact Permit (AHIP) applications or other referrals will be reviewed on their merits and in accordance with legislated guidelines and policy, found here: <https://www.heritage.nsw.gov.au/applications/aboriginal-objects-and-places/before-you-apply/>.

When submitting an ACHAR in support of an AHIP application, please ensure that it meets the requirements of the guidelines <https://www.heritage.nsw.gov.au/assets/Uploads/files/Guide-to-Investigating-Assessing-and-Reporting-on-Aboriginal-Cultural-Heritage-in-New-South-Wales.pdf>.

### **General Comments**

Prior to finalisation of the proposal, Council should be satisfied that all necessary heritage assessments have been undertaken and that any impacts have been sufficiently addressed. Council's assessment should include, but not be limited to, a search of the State Heritage Inventory (<https://www.heritage.nsw.gov.au/search-for-heritage/search-for-nsw-heritage/>) and the Aboriginal Heritage Information Management System (<https://www.heritage.nsw.gov.au/protecting-our-heritage/record-aboriginal-sites/>).

If you have any questions please contact Andreana Kennedy, Senior Heritage Policy Officer, Strategic Relationships and Planning at Heritage NSW, Department of Premier and Cabinet by phone on 02 8289 6692 or via email at [andreana.kennedy@environment.nsw.gov.au](mailto:andreana.kennedy@environment.nsw.gov.au).

Yours sincerely



**Rochelle Johnston**  
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**Heritage NSW**

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