

29 September 2022

Attention: JFPG004 Pty Ltd
C/O HDC Planning
The Cooperage, Suite 308 56 Bowman Street
Pyrmont NSW 2009

Sea Eagle Estate, Merimbula: advice relating to AHIP variation

Extent Heritage has been engaged to investigate whether the proposed development of Sea Eagle Estate would be covered by existing Aboriginal Heritage Impact Permit (AHIP) #1131988 (AHIMS permit ID 3551). This AHIP was issued to Sea Eagle Estate Pty Ltd, ABN 82 001 705 513 on 30 November 2012. The duration of the AHIP is 15 years.

A subsequent variation to this AHIP, issued on 6 February 2013, changed the parties the AHIP was issued to, adding 'Mr Michael Britten (Acc. Party #309745) and Ms Robyn Savage (Acc. Party #309746)'.

Comparison of the footprint of the currently proposed project with mapping in the AHIP has confirmed that the proposed impacts of the project would fall within an area where harm of Aboriginal objects is authorised by the AHIP.

The project will however require a variation to the AHIP to be granted prior to any ground-disturbing works commencing. Although the existing AHIP has not yet expired, and its area corresponds to the proposed area of impact, an AHIP is linked to specific works, footprint, and development consent and consequently the project would require a variation that documents the currently proposed design. If the project were to proceed without obtaining this AHIP variation, then any harm to Aboriginal objects that might result would not be permitted by the existing AHIP and could therefore be treated as an offence under the *National Parks and Wildlife Act 1974* (NSW).

The requirement for an AHIP variation has been communicated to Extent Heritage from Heritage NSW.

Kind regards,

Oliver Macgregor
Principal Heritage Advisor | Extent Heritage

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