

HMS Application ID: 9509

Ms Kelli White
Bega Valley Shire Council
PO BOX 492
Bega NSW 2550
Email: kwhite@begavalley.nsw.gov.au
Letter uploaded to the NSW Planning Portal

Address: 253 Wanatta Lane, Wolumla

Proposal: Construction of a 30,000 tonne per annum covered aerated static pile composting facility, covered receivals hall, administration building, pads for compost maturation, leachate ponds and associated infrastructure.

Development Application no: 2024.321, CNR-79557, A-97975. Received: 7 March 2025.

Subject: General Terms of Approval for Integrated Development Application, *National Parks and Wildlife Act 1974*

Dear Ms White

This letter contains our general terms of approval for the above integrated development application that will require an Aboriginal Heritage Impact Permit pursuant to s.90 of the *National Parks and Wildlife Act 1974*. We note that:

- We requested further information on 27 March 2025 (HMS 9509).
- A revised final report 'Aboriginal Cultural Heritage Assessment Report Lot 402/-/DP1191314 Bega Central Waste Facility, 235 Wanatta Lane, Wolumla NSW 2550' prepared by AMAC dated 28 May 2025 was uploaded to the portal on 17 July 2025.

We have reviewed the revised Aboriginal Cultural Heritage Assessment Report (ACHAR), prepared by AMAC dated 28 May 2025. The ACHAR and Appendix A: Aboriginal Archaeological Technical Report have identified that Aboriginal objects known as stone artefact site 62-6-0861 will be impacted from the proposal and stone artefact sites 62-6-0862 and 62-6-0865 will be partially impacted by the proposal.

Sites 62-6-0864 (culturally modified tree) and 62-6-0866 (artefact site) will be avoided by the works and protected. An artefact of site 62-6-0862 will be protected by a metal fencing enclosure. An Aboriginal heritage management plan is proposed to be developed with Registered Aboriginal Parties to ensure sites remaining are protected and not inadvertently impacted.

Mitigation is proposed in the form of community collection of the impacted portions of sites 62-6-0861, 62-6-0862 under an Aboriginal Heritage Impact Permit.

The report also refers to proposed erosion gully remediation works that do not form part of the current development application 2024.321.

Public submissions were uploaded to the portal on 18 and 27 June 2025. No submissions referred to Aboriginal cultural heritage matters.

Considering the above, and in accordance with Section 4.47 of the *Environmental Planning and Assessment Act 1979*, the following general terms of approval are granted:

Approved development

1. Development must be in accordance with:
 - a. Aboriginal Cultural Heritage Assessment Report Lot 402/-/DP1191314 Bega Central Waste Facility, 235 Wanatta Lane, Wolumla NSW 2550 including Appendix A: Aboriginal Archaeological Technical Report (AMAC, 28 May 2025) for works covered by the current development application 2024.321 only.
 - b. Environmental Impact Statement Organics Processing Facility (Talis Consultants, 18 December 2024).
 - c. Bega Valley Shire Council Organics Processing Facility 15,000TPA LOT 402 DP1191314 Wanatta Lane, Wolumla, NSW Proposed Layout (Soilco Developments, 15 January 2025).

Except as amended by the following general terms of approval:

2. A s.90 Aboriginal Heritage Impact Permit for the proposed works must be sought and granted prior to the commencement of works
<https://www.environment.nsw.gov.au/topics/heritage/apply-for-heritage-approvals-and-permits/aboriginal-objects-and-places>
3. The Aboriginal Heritage Impact Permit application must be accompanied by appropriate documentation and mapping as outlined in *Applying for an Aboriginal Heritage Impact Permit: Guide for applicants* <https://www.environment.nsw.gov.au/publications/applying-aboriginal-heritage-impact-permit-guide-applicants>
4. Consultation with the Aboriginal community undertaken as part of the Aboriginal Heritage Impact Permit application must be in accordance with the *Aboriginal cultural heritage consultation requirements for proponents* <https://www.environment.nsw.gov.au/publications/aboriginal-cultural-heritage-consultation-requirements-proponents>
5. The Aboriginal Heritage Impact Permit application must be completed with reference to the requirements of the *Guide to investigating, assessing and reporting on Aboriginal cultural heritage*

in NSW <https://www.environment.nsw.gov.au/publications/guide-investigating-assessing-and-reporting-aboriginal-cultural-heritage-new-south-wales>

6. The Aboriginal Heritage Impact Permit application must include complete records satisfying the requirements of the *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* <https://www.environment.nsw.gov.au/publications/code-practice-archaeological-investigation-aboriginal-objects-nsw>
7. Long term management of Aboriginal objects must be considered as part of the Aboriginal Heritage Impact Permit application.

Please note that any modification of the above development that will result in impacts to Aboriginal cultural heritage must be referred to Heritage NSW to determine whether changes to these general terms of approval are required.

Advice

It is recommended that the Aboriginal Cultural Heritage Assessment Report is updated with the following information at the time of submission of the Aboriginal Heritage Impact Permit application:

- Present an AHIMS search within 12 months currency. The current data is from 8 December 2022.
- Provide Aboriginal Site Impact Recording Forms to AHIMS following the results of the archaeological test excavation.
- Consultation records identified in Appendix B.
- The updated impact assessment and site boundary map provided in the Aboriginal Archaeological Technical Report Figure 8-7 will also need to be presented in the main report.
- Update the site-specific recommendations table in the Aboriginal Cultural Heritage Assessment Report to be consistent with updates in the Aboriginal Archaeological Technical Report.

Aboriginal community consultation must be maintained

Consultation with the registered Aboriginal parties must be maintained. We recommend updates on the project are provided to the registered Aboriginal parties every six months to ensure the consultation is continuous.

If you have any questions in relation to these general terms of approval, please contact Lyndon Patterson, Senior Assessments Officer at Heritage NSW on (02) 9873 8500 or heritagemailbox@environment.nsw.gov.au

Yours sincerely

Tempe Beaven

Tempe Beaven
Practice Lead, Heritage Referrals
Heritage NSW
Department of Climate Change, Energy, the Environment and Water
As Delegate under *National Parks and Wildlife Act 1974*
21 July 2025