1030-1048 and 1050-1064 Mamre Road, Kemps Creek: Aboriginal Cultural Heritage Assessment

FINAL REPORT

Prepared for ESR Developments (Australia) Pty Ltd

3 November 2023

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Glossary

ACHA	Aboriginal Cultural Heritage Assessment
ACHMP	Aboriginal Cultural Heritage Management Plan
AHIMS	Aboriginal Heritage Information Management System
Biosis	Biosis Pty Ltd
Consultation requirements	*Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010a)
DA	Determining Authority
DCCEW	Department of Climate Change, Energy, the Environment and Water (now Heritage NSW)
DP	Deposited Plan
DPE	Department of Planning and Environment
ESR Australia	ESR Developments (Australia) Pty Ltd
EP&A Act	*Environmental Planning and Assessment Act 1979*
GDA	Geocentric Datum of Australia
GPS	Global Positioning System
GSV	Ground Surface Visibility
GFA	Gross Floor Area
Heritage NSW	Heritage NSW, Department of Planning and Environment
ICOMOS	International Council on Monuments and Sites
LALC	Local Aboriginal Land Council
LEP	Local Environmental Plan
LGA	Local Government Area
Mamre Road Precinct DCP	*Mamre Road Precinct Development Control Plan 2021*
MGA	Map Grid of Australia
NHL	National Heritage List
NNTT	National Native Title Tribunal
NPW Act	*National Parks and Wildlife Act 1974*
NPWS	National Parks and Wildlife Service
NSW	New South Wales

NTSCORP	Native Title Services Corporation
PAD	Potential Archaeological Deposit
RAPs	Registered Aboriginal Parties
SEARs	Secretary Environmental Assessment Requirements
SEPP	State Environmental Planning Policy
SSD	State Significant Development
Study area	1030-1048 and 10450-1064 Mamre Road, Kemps Creek (Lot 3 and 4 DP 250002)
the Code	*Code of Practice for Archaeological Investigation of Aboriginal Objects in NSW* (DECCW 2010b)

Summary

Biosis Pty Ltd (Biosis) was commissioned by ESR Developments (Australia) Pty Ltd (ESR Australia) to undertake an Aboriginal Cultural Heritage Assessment (ACHA) of a proposed industrial development at 1030 - 1048 and 1050 - 1064 Mamre Road, Kemps Creek, New South Wales (NSW) (Lot 3 and 4 DP 250002) (the study area). The study area is located approximately 22 kilometres south of Penrith and approximately 53 kilometres west of the Sydney central business district (CBD).

The project is to be assessed as a State Significant Development (SSD) application (SSD-46983729 (Westlink Industrial Estate – Stage 2)) under Part 4 of the *Environmental Planning and Assessment Act 1979* (EP&A Act). Secretary Environmental Assessment Requirements (SEARs) (10 August 2022) have requested that an ACHA is prepared for the project.

Consultation

The Aboriginal community was consulted regarding the heritage management of the project throughout its lifespan. Consultation has been undertaken as per the process outlined in the DECCW document, *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010a) (consultation requirements). The appropriate government bodies were notified and advertisements placed in The Western Weekender (11 February 2022), which resulted in the following Aboriginal organisations registering their interest (Table 1) (**please note that three groups have requested that their details are not shared, and their correspondence has not been included in this ACHA):

Table 1 List of registered Aboriginal parties and group contact

No.	Organisation	Contact person
1	A1 Indigenous Services	Carolyn Hickey
2	Confidential Party No. 1	N/A
3	B.H. Heritage Consultants	Ralph Hampton
4	Butucarbin Aboriginal Corporation	Jennifer Beale
5	Clive Freeman	Clive Freeman
6	Confidential Party No. 2	N/A
7	Darug Custodian Aboriginal Corporation	Justine Coplin
8	Deerubbin Local Aboriginal Land Council	Kevin Cavanagh
9	Didge Ngunawal Clan	Lillie and Paul Boyd
10	Gilay Consultants	Carol Slater
11	Ginninderra Aboriginal Corporation	Steven and Krystle Carroll
12	Julia Narayan	Julia Narayan

No.	Organisation	Contact person
13	Kamilaroi Yankuntjatjara Working Group	Phil Khan
14	Mundawari Heritage Consultants	Dean Delponte
15	Muragadi Heritage Indigenous Corporation	Jesse Johnson
16	Murra Bidgee Mullangari Aboriginal Corporation	Darleen Johnson
17	Waawaar Awaa Aboriginal Corporation	Rodney and Barry Gunther
18	Wailwan Aboriginal Group	Philip Boney
19	Confidential Party No. 3	N/A
20	Yulay Cultural Services	Arika Jalomaki

A search conducted by the National Native Title Tribunal (NNTT) listed no Registered Native Title Claims, Unregistered Claimant Applications or Registered Indigenous Land Use Agreements within the study area. The Office of the Registrar, Aboriginal Land Rights Act 1983 (NSW) was also contacted but no response was received.

Upon registration, the registered Aboriginal parties (RAPs) were invited to provide their knowledge on the study area and on the proposal provided in the project information and methodology. The responses identify the study area as significant due to the continued occupation and the complex sites located within close proximity. Responses from the RAPs are included in Appendix 3.

Site officers from elected RAPs (A1 Indigenous Services, Darug Custodian Aboriginal Corporation, Kamilaroi Yankuntjatjara Working Group, and Waawaar Awaa Aboriginal Corporation) participated in the archaeological test excavations and provided comments on the study area with regard to the proposal:

- While the whole area is important this would have not been a permanent site and Aboriginal people are not likely to camp there due to the distance to Kemps Creek, and that it is not surprising to find a low amount of artefacts. Camping would have been undertaken closer to Kemps Creek.

The outcome of the consultation process was that the RAPs considered the study area to have a high level of cultural significance, although that significance was not clearly defined. The results of the consultation process are included in this document.

- Darug Custodian Aboriginal Corporation [7] responded to project information and methodology pack on 25 May 2022 and the review of the draft ACHA and AR on 29 June 2022:

  "This area is significant to the Darug people due to the evidence of continued occupation, within close proximity to this project site there is a complex of significant sites."

- Kamilaroi Yankuntjatjara Working Group [13] responded to the project information and methodology pack via email on 17 June 2022:

  "The study area is a place of significant to our people as it's an ecosystem rich with an abundance of resources available, as the flora and fauna is thriving. The area would have been a hunting and gathering area for our people along with healing and medicinal practices within the area."

The recommendations that resulted from the consultation process are provided below.

Results

The ACHA assessment undertook background research for the proposed study area. Key considerations arising from the background research include:

- A search of the Aboriginal Heritage Information Management System (AHIMS) register identified 93 Aboriginal cultural heritage sites within a 3.5 by 3.5 kilometre search of the study area (AHIMS search date: 25 July 2023, Client Service ID: 803412). Site types in the vicinity of the study area include artefacts, Potential Archaeological Deposits (PADs), modified trees, and grinding grooves. Silcrete is the dominant raw material type in the vicinity of the study area.
- There is one creek line within the study area, a non-perennial second order water course, which is a tributary of Kemps Creek, a perennial fourth order creekline, Kemps Creek is located approximately 247 metres west of the study area.
- A review of historical sources and aerials show that the study area has primarily been used for agricultural purposes. Historical disturbances include vegetation clearance, the construction of a house and subsurface infrastructure, cropping, the construction of dams, and use of the study area for agricultural purposes over the last 50 years.

An archaeological survey was conducted on 18 February and 31 May 2022. The overall effectiveness of the survey for examining the ground for Aboriginal sites was deemed low. This was attributed to vegetation cover restricting ground surface visibility (GSV) combined with a low amount of exposures. In total five PADs were identified.

Test excavations were undertaken as a part of this assessment from 2 to 5 August 2022. A total of 41 test pits were excavated across the study area. Three artefacts were identified as part of the testing program and one Aboriginal site was identified. The Aboriginal site identified as part of the project is outlined in Table 2 below.

Table 2 Site details

Site name	Site type	Significance	Type of harm before mitigated	Consequence of unmitigated harm	Site specific recommendations
AHIMS 45-5-5634 (Mamre Road PAD 1)	Sub-surface artefact deposit	Low	Direct	Total loss of value	Avoidance is not possible as part of the development. This site should be managed under an Aboriginal Cultural Heritage Management Plan (ACHMP) following SSD approval.

Management recommendations

Prior to any development impacts occurring within the study area, the following is recommended:

Recommendation 1: Development of an Aboriginal Cultural Heritage Management Plan

As per Section 4.41 of the EP&A Act an Aboriginal Heritage Impact Permit (AHIP) under the *National Parks and Wildlife Act 1974* (NPW Act) is not required for SSD projects authorised by a development consent. All works must be conducted in accordance with the SSD consent conditions.

It is recommended an ACHMP be developed in order to appropriately manage Aboriginal cultural heritage identified within the study area. This will identify how to properly manage Aboriginal heritage for the project

and would include unanticipated finds protocols and a heritage induction to be undertaken by the site personnel prior to works. The ACHMP should also detail the long term care and control of AHIMS 45-5-5634/Mamre Road PAD 1.

The ACHMP must be prepared by a suitably qualified archaeologist in consultation with the RAPs for the project.

Recommendation 2: Long term care and control agreement

The establishment of a long term care agreement via the ACHMP in consultation with RAPs should be developed in order to ensure the artefacts identified as part of this assessment are adequately cared for. Several management options are possible depending on the wishes of RAPs. Artefacts recovered from the excavations can be given back to the Aboriginal community through a care and control agreement where they can then be used to teach subsequent generations about Aboriginal culture or can be reburied in a culturally appropriate place.

This approach considers the principles of Ecologically Sustainable Development (ESD) and intergenerational equity and more importantly ensures that recovered artefacts are managed according to the wishes of RAPs.

Recommendation 3: Continued consultation with the RAPs

As per the consultation guidelines it is recommended that the proponent provides a copy of this report to the RAPs and considers all comments received. The proponent should continue to inform these groups about the management of Aboriginal cultural heritage sites within the study area throughout the life of the project. The RAPs should be consulted in regards to the resting place of the artefacts.

Recommendation 4: Native landscaping

Consultation with Kamilaroi Yankuntjatjara Working Group has also recommended that native landscaping be implemented for the project. ESR Australia are to consult with the landscape architect for the project.

Recommendation 5: Discovery of unanticipated Aboriginal objects

All Aboriginal objects and Places are protected under the NSW NPW Act. It is an offence to disturb an Aboriginal site without a consent permit issued by Heritage NSW, Department of Planning and Environment (DPE) (Heritage NSW) or SSD approval issued by DPE. Should any Aboriginal objects be encountered during works associated with this proposal, works must cease in the vicinity and the find should not be moved until assessed by a qualified archaeologist. If the find is determined to be an Aboriginal object the archaeologist will provide further recommendations. These may include notifying Heritage NSW and RAPs.

Recommendation 6: Discovery of unanticipated historical relics

Relics are historical archaeological resources of local or State significance and are protected in NSW under the *Heritage Act 1977* (Heritage Act). Relics cannot be disturbed except with a permit or exception/exemption notification. Should unanticipated relics be discovered during the course of the project, work in the vicinity must cease and an archaeologist contacted to make a preliminary assessment of the find. The Heritage Council will require notification if the find is assessed as a relic.

Recommendation 7: Discovery of human remains

If any suspected human remains are discovered during any activity you must:

1. Immediately cease all work at that location and not further move or disturb the remains.

2. Notify the NSW Police and Heritage NSW Environmental Line on 131 555 as soon as practicable and provide details of the remains and their location.
3. Not recommence work at that location unless authorised in writing by Heritage NSW.

1 Introduction

1.1 Project background

Biosis has been commissioned by ESR Australia to undertake an ACHA for the proposed subdivision at 1030-1048 and 1050-1064 Mamre Road, Kemps Creek, NSW (Lot 3 and 4 DP 250002) (Figure 1).

This report details the investigation, consultation and assessment of Aboriginal cultural heritage undertaken for the study area. The Archaeological Report (AR) in Appendix 5 details the findings of the archaeological investigations conducted as part of the ACHA. As required under Section 2.3 of the *Code of Practice for the Archaeological Investigation of Aboriginal Objects in NSW* (DECCW 2010b) (the Code), the AR provides evidence about the material traces of Aboriginal land use to support the conclusions and management recommendations in the ACHA.

The project is to be assessed as an SSD application (SSD-46983729 (Westlink Industrial Estate – Stage 2)) under Part 4 of the EP&A Act. This ACHA has assessed 1030-1048 and 1050-1064 Mamre Road, Kemps Creek, NSW (Lot 3 and 4 DP 250002) only.

1.2 Response to project SEARs requirements

This ACHA has been prepared in response to the SEARs requirements (SSD-46983729) (Table 3). This ACHA identifies, describes and documents Aboriginal cultural heritage values that exist within the study area in accordance with the Code, consultation requirements and the *Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW* (OEH 2011). This ACHA details the investigation, consultation and assessment of Aboriginal cultural heritage undertaken for the study area.

Table 3 Response to project SEARs requirements

SEAR No.	Heading	Issue and Assessment requirements	Documentation	Section of report responding to SEARs
18	Aboriginal Cultural Heritage	Provide an Aboriginal Cultural Heritage Assessment Report prepared in accordance with relevant guidelines, identifying, describing and assessing any impacts for any Aboriginal cultural heritage values on the land.	Aboriginal Cultural Heritage Assessment Report	Refer to the AR in Appendix 5, and Sections 2, 3, 4, 5, 6 of the ACHA.

1.3 Study area

The study area is located within Lot 3 and 4 DP 250002 and is approximately 22 kilometres south of Penrith and approximately 53 kilometres west of the Sydney CBD (Figure 1). It encompasses 21.8 hectares of private land and the adjacent road reserves. It is currently zoned IN1 (General Industrial).

The study area is within the:

- Penrith Local Government Area (LGA).
- Parish of Melville.

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- County of Cumberland (Figure 2).

The study area is bounded by Mamre Road to the west with private property to the north, east and south .

1.4 Proposed development

The proposal is for a warehouse and distribution centre with ancillary office space with a total gross floor area (GFA) of approximately 38,500 m^2 (Figure 3). Specifically, the proposal seeks approval for:

- Site preparation works, including demolition, clearing of all vegetation, bulk earthworks and retaining walls, construction of new internal roads and stormwater and drainage works.
- Subdivision of the site.
- Construction of an industrial warehouse buildings with ancillary office space comprising a total GFA of approximately 38,500m^2, including:
  - Loading docks and hardstand area, on-lot car parking and internal accessways.
  - Associated landscaping and signage.
  - Hours of operation of 24 hours, 7 days a week.

1.5 Planning approvals

The proposed development will be assessed against Part 4 of the EP&A Act. Other relevant legislation and planning instruments that will inform this assessment include:

- Commonwealth *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).
- NPW Act.
- NSW *National Parks and Wildlife Amendment Act 2010.*
- *State Environmental Planning Policy* (SEPP) (Industry and Employment) 2021.
- SEPP (Precincts – Western Parkland City) 2021.
- *Penrith Local Environmental Plan 2010* (LEP).
- *Penrith Development Control Plan 2014* (DCP).
- *Mamre Road Precinct Development Control Plan 2021* (Mamre Road Precinct DCP).

1.5.1 Mamre Road Precinct Development Control Plan 2021

The Mamre Road Precinct DCP aims to ensure that Aboriginal heritage values are managed appropriately in order to produce conservation outcomes. This includes archaeological and culturally significant areas. The DCP has mapped areas of high and moderate Aboriginal archaeological potential along Mamre Road; however, it was noted by Heritage NSW in their review of the DCP that the designations of potential were primarily based on a desktop assessment and predictive modelling with very limited field survey. The study area contains areas of moderate-high Aboriginal potential in the north-western and south-eastern corners of the study area (Photo 1).

The DCP has a list of controls for completing assessments for Aboriginal heritage. For ground disturbing works this includes completing an Aboriginal Due Diligence Assessment for areas that have not yet been mapped or areas of low potential as a first step. If land is within or adjacent to land that contains a known

Aboriginal cultural heritage site, assessments must consider and comply with the requirements of the NPW Act.

The DCP determines that an ACHA is required as the study area contains areas of moderate-high Aboriginal archaeological potential and that these areas would be impacted by the proposed development. The DCP also states that an AHIP will be required if impacts to Aboriginal heritage cannot be avoided. This project is a SSD and as such an AHIP will not be required. This is a result of the overall assessment of State significant projects that addresses all heritage issues and is subject to the consent authority of the Minister for Planning or delegates. Therefore these projects do not require an AHIP under the NPW Act.

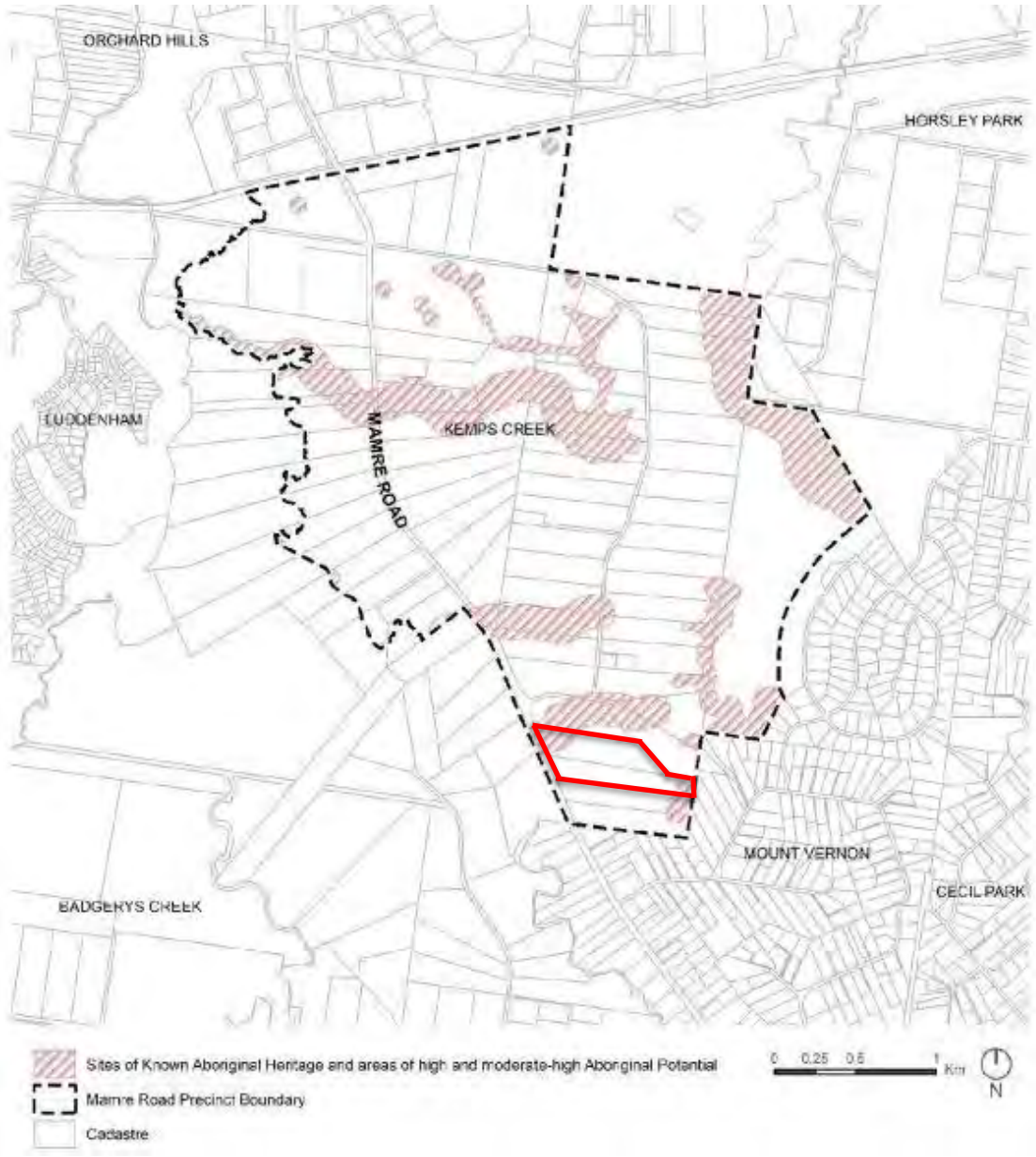

Photo 1 Mamre Road Precinct DCP 2021 archaeological potential (study area in red) (Source: NSW Planning portal)

1.6 Restricted and confidential information

Appendix 1 in the AR contains AHIMS information which is confidential and not to be made public. This is clearly marked on the title page for the Attachment.

1.7 Aboriginal cultural heritage

1.7.1 General description

According to Allen and O'Connell (2003), Aboriginal people have inhabited the Australian continent for the last 50,000 years. New evidence out of the Northern Territory has pushed this date back with the Malakanunja II rock shelter dated at around 65,000 years BP (before present) (Clarkson et al. 2017).

In NSW, according to Bowler et al. (2003), Aboriginal people have occupied the land for over 42,000 years. However, preliminary evidence presented by Biosis (2016) from a subsurface testing program in south-western NSW suggests Aboriginal people may have occupied the semi-arid zone of the region for 50,000 years.

Without being part of the Aboriginal culture and the productions of this culture, it is not possible for non-Aboriginal people to fully understand the meaning of site, objects and places to Aboriginal people – only to move closer towards understanding this meaning with the help of the Aboriginal community. Similarly, definitions of Aboriginal culture and cultural heritage without this involvement constitute outsider interpretations.

With this preface Aboriginal cultural heritage broadly refers to things that relate to Aboriginal culture and hold cultural meaning and significance to Aboriginal people (DECCW 2010a, p.3). There is an understanding in Aboriginal culture that everything is interconnected. In essence Aboriginal cultural heritage can be viewed as potentially encompassing any part of the tangible and/or intangible landscape, that is, 'Country' (DECCW 2010a, p.iii).

Aboriginal people's interpretation of cultural value is based on their 'traditions, observance, lore, customs, beliefs and history' (DECCW 2010a, p.3). The things associated with Aboriginal cultural heritage are continually and actively being defined by Aboriginal people (DECCW 2010a, p.3). These things can be associated with traditional, historical or contemporary Aboriginal culture (DECCW 2010a, p.3).

1.7.2 Tangible Aboriginal cultural heritage

Three categories of tangible Aboriginal cultural heritage may be defined:

- Things that have been observably modified by Aboriginal people.
- Things that may have been modified by Aboriginal people but no discernible traces of that activity remain.
- Things never physically modified by Aboriginal people (but associated with Dreamtime Ancestors who shaped those things).

1.7.3 Intangible Aboriginal cultural heritage

Examples of intangible Aboriginal cultural heritage would include memories, Dreamings and stories and 'ways of doing', which would include language (both physical and verbal) and ceremonies (DECCW 2010a, p.3).

1.7.4 Statutory

Currently Aboriginal cultural heritage, as statutorily defined by the NPW Act, consists of objects and places which are protected under Part 6 of the Act.

Aboriginal objects are defined as:

> *any deposit, object or material evidence…relating to the Aboriginal habitation of the area that comprises NSW, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction, and includes Aboriginal remains*

Aboriginal places are defined as a place that is or was of special Aboriginal cultural significance. Places are declared under section 84 of the NPW Act.

1.7.5 Values

Aboriginal cultural heritage is valued by Aboriginal people as it is used to define their identity as both individuals and as part of a group (DECCW 2010a, p.iii). More specifically it is used:

- To provide a:
  - '*Connection and sense of belonging to Country*' (DECCW 2010a, p.iii).
  - Link between the present and the past (DECCW 2010a, p.iii).
- As a learning tool to teach Aboriginal culture to younger Aboriginal generations and the general public (DECCW 2010a, p.3).
- As further evidence of Aboriginal occupation prior to European settlement for people who do not understand the magnitude to which Aboriginal people occupied the continent (DECCW 2010a, p.3).

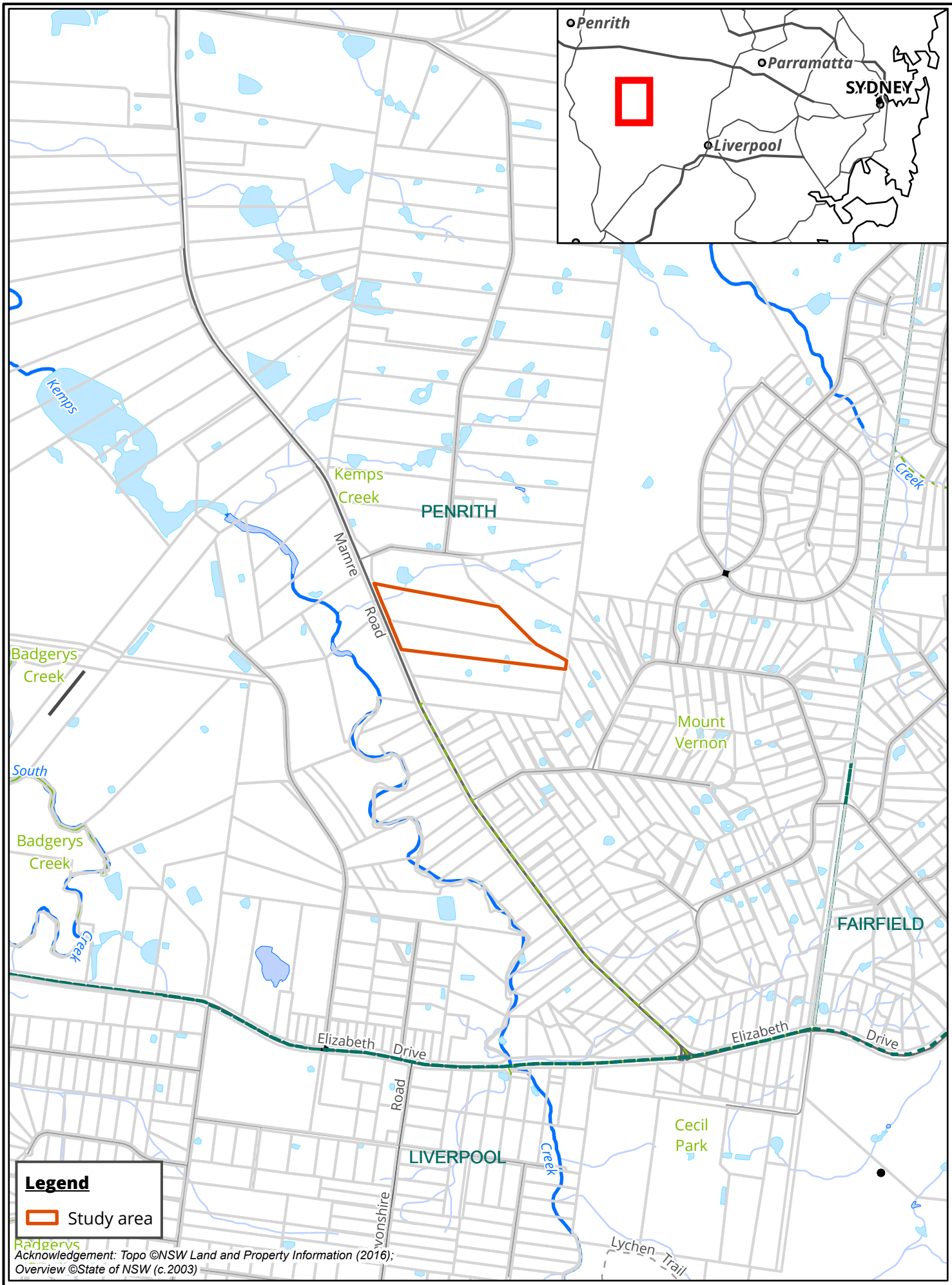

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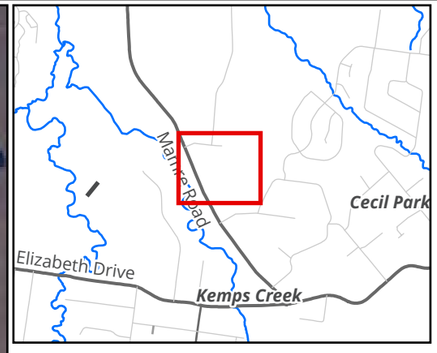
Figure 1 Location of the study area

Matter: 37009
Date: 02 June 2022,
Drawn by: JET, Checked by: MC, Last edited by: jtownsend
Location:P:\37000s\37009\Mapping\37009_MamreRd, Layout: 37009_ACHA_F1_Locality

0 200 400 600 800 1,000
Metres
Scale 1:25,000@ A4, GDA 1994 MGA Zone 56

N



Legend

- Study area
- Lot

Figure 2 Study area detail

0 40 80 120 160 200

Metres

Scale: 1:4,000@ A3

Coordinate System:
GDA 1994 MGA Zone 56

N

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Matter: 37009, Date: 01 June 2022,
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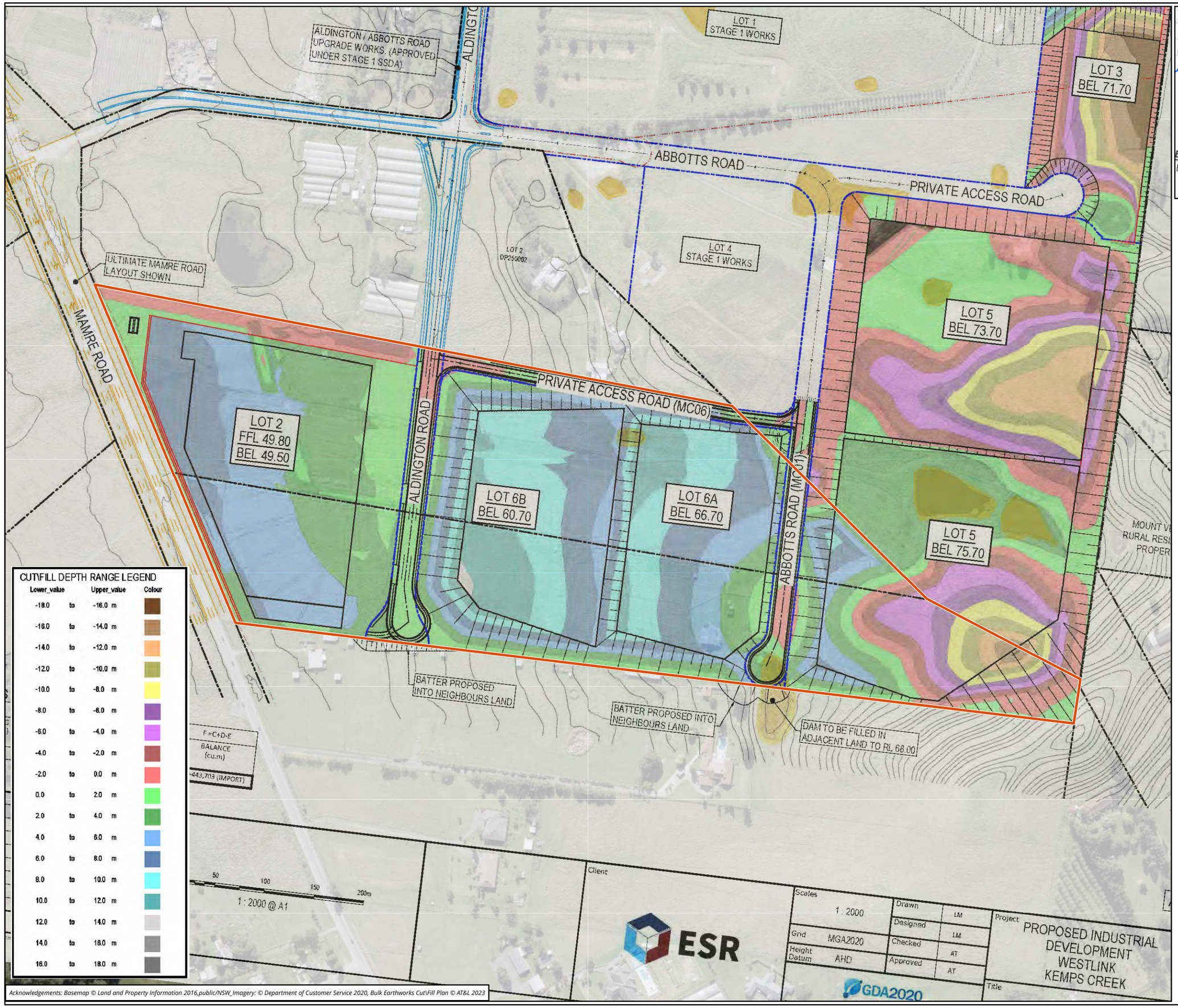
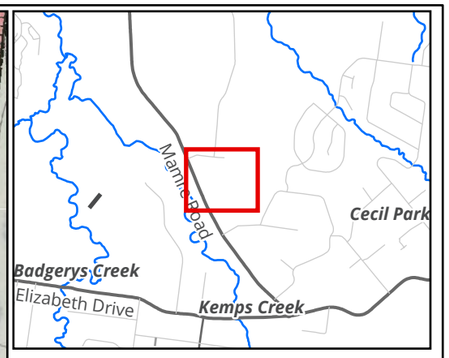
37009_MamreRd, Layout: 37009_ACHA_F2_StudyArea





Legend

Study area

Figure 3 Proposed works

0 20 40 60 80 100

Metres

Scale: 1:3,500@ A3

Coordinate System: GDA 1994 MGA Zone 56

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2 Study area context

This section discusses the study area in regards to its landscape, environmental and Aboriginal cultural heritage context. This section should be read in conjunction with the AR attached in Appendix 5. The background research has been undertaken in accordance with the Code.

2.1 Topography and hydrology

The study area is located within the Cumberland Lowlands physiographic region that consists of low lying, gently undulating plains and low hills, with a dense drainage net of predominantly northward flowing channels (Bannerman & Hazelton 1990a, p.2). Topographically, the study area is characterised by steep slopes within the eastern portion of the study area. This landscape is situated on the Bringelly Shale formation and alluvial floodplain deposit. The Bringelly Shale formation is part of the Wianamatta group, and consists of shale, carbonaceous claystone, laminate, lithic sandstone and rare coal. Artefact scatters are common in this geological unit, as are PADs. The presence of underlying shale deposits suggests that sites commonly found within sandstone formations, such as grinding grooves and rock shelters/rock art, are less likely to be present. Alluvial floodplain deposits consist of alluvium, and this is comprised of gravel, sand, silt, and clay from sandstone and shale that overlies buried estuarine sediments (Hazelton 1992, p.68). Alluvial floodplains are deposited when flooding breaks through the river bank, with deposited materials varying depending on the energy of the river (Nanson, & Croke 1992).

Stream order is recognised as a factor which assists the development of predictive modelling in Sydney Basin Aboriginal archaeology, and has seen extensive use in predictive modelling for the Sydney region, most notably by Jo McDonald Cultural Heritage Management (JMCHM) (JMCHM 2000, JMCHM 2005a, JMCHM 2005b, JMCHM 2008). These predictive models have a tendency to favour higher order streams as the locations of campsites and therefore archaeological deposits. Larger water sources would have been more likely to provide a stable source of water and by extension other resources which would have been used by Aboriginal groups.

The stream order system used for this assessment was originally developed by Strahler (1952). It functions by adding two streams of equal order at their confluence to form a higher order stream, as shown in Photo 2. As stream order increases, so does the likelihood that the stream would be a perennial source of water.

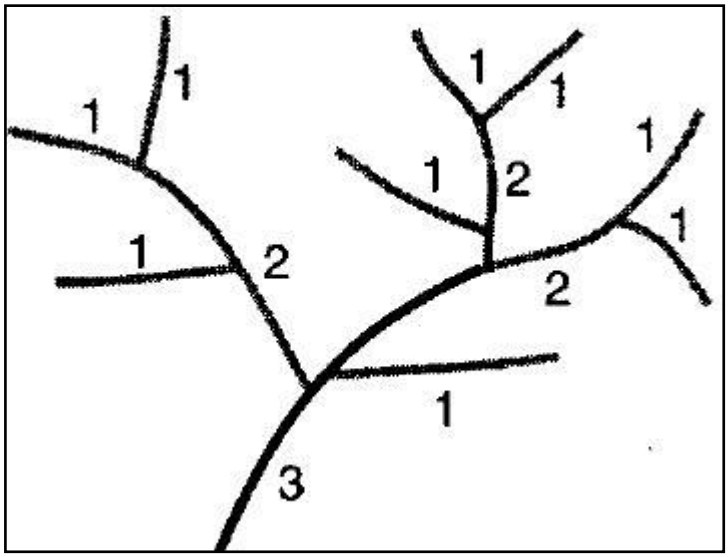


Photo 2 Diagram showing Strahler stream order (Ritter et al. 1995, p.151)

There is one creek line in the north-western corner of the study area. This is a non-perennial second order water course, which is a tributary of Kemps Creek, a perennial fourth order creekline. Kemps Creek is located approximately 247 metres west of the study area. There is one dam located in the south-eastern portion of the study area. Proximity to a permanent water source is considered a positive indicators for past Aboriginal land use.

2.2 Soil landscapes

Soil landscapes have distinct morphological and topological characteristics that result in specific archaeological potential. Because they are defined by a combination of soils, topography, vegetation and weathering conditions, soil landscapes are essentially terrain units that provide a useful way to summarise archaeological potential and exposure.

The study area is located within two soil landscapes, the Luddenham and Blacktown soil landscapes. The Luddenham soil landscape consists of low rolling to steep low hills with local reliefs of 50-120 metres, slopes of 5–20%, convex narrow ridges and hillcrests with moderately inclined slopes containing drainage lines (Bannerman & Hazelton 1990a, p.63). The Luddenham soil landscape is considered erosional, and because of lateral movement, especially on inclined landforms, is unlikely to preserve archaeological material on the surface or in situ as this material is removed by these forces.

The Blacktown soil landscape comprises gently undulating rises, broad rounded crests and gently inclined slopes, of less than 5% (Bannerman & Hazelton 1990b, p.28). The Blacktown soil landscape is a residual landscape which develops slowly, allowing geomorphic processes to preserve Aboriginal objects as they are deposited on the surface. Because of a lack of erosional forces, there is little lateral movement on the surface or below, and thus may preserve archaeological material in-situ provided ground disturbances have not occurred.

2.3 Climate and rainfall

Climate data was provided by the Horsley Park Equestrian Centre AWS NSW weather station approximately 7.4 kilometres from the study area (Station No. 067119) (Bureau of Meteorology 2022).

- The mean maximum temperature is highest in January when it reaches 30.0 degrees.

- The lowest mean maximum temperature is in July at 17.4 degrees.
- The mean minimum temperature is highest in January at 18.0 degrees and lowest in July at 5.8 degrees.
- The average rainfall is highest in February at 124.5 millimetres and lowest in July at 5.8 millimetres.

Based on modern climate data it is likely the study area would have provided a temperate area with seasonal high average rainfalls. This would likely reflect an abundance of seasonal resources and water sources making it likely the area was occupied. This would also suggest the presence of Aboriginal sites is likely as a result.

2.4 Landscape resources

Aboriginal people used plant resources in a variety of ways. Fibres were twisted into string, which was used for many purposes, including the weaving of nets, baskets and fishing lines. String was also used for personal adornment. Bark was used in the provision of shelter; a large sheet of bark being propped against a stick to form a gunyah (Attenbrow 2002).

Within the Cumberland subregion of the Sydney Basin Bioregion a variety of vegetation types are present, with Grey Box *Eucalyptus microcarpa*, Forest Red Gum *E. tereticornis*, Narrow-leaved Ironbark *E. crebra* woodland, and Spotted Gum *Corymbia maculata* present on shale hills. Hard-Leaved Scribbly Gum *E. sclerophylla*, Rough-Barked Apple *Angophora floribunda*, and Old Man Banksia *Banksia serrata* are identified on alluvial sands and gravels. Broad-Leaved Apple *Angophora subvelutina*, Cabbage Gum *E. amplifolia*, Forest Red Gum, and Swamp Oak *Casuarina glauca* are present on river flats. Tall Spike Rush *Eleocharis sphacelata*, and Juncus *Juncus effuses* and Parramatta Red Gum *E. parramattensis* are noted around lagoons and swamps (NPWS 2003, p.193).

The type of vegetation found within the Luddenham soil landscape includes extensively cleared open dry sclerophyll forest (Bannerman & Hazelton 1990a, p.64). The dominant tree species include Spotted Gum *E. maculata* and Grey Box *E. moluccana.* Broad-leaved Iron Bark *E. fibrosa,* Narrow Leaved Ironbark *E. crebra*, Forest Red Gum and Woolybutt *E. longifolia* are also present. The understory shrub species include Blackthorn *Bursaria spinose*, Coffee Bush *Breynia oblongifolia*, Forest Oak *Alocasuarina torulosa*, Hickory *Acacia implexa* and *Clerodendrum tomenlosum*. While common grasses include Speargrass *Aristida vagans*, Bordered Panic Grass *Entolasia marginate* and Paddock Lovegrass *Theineda australis* (Bannerman & Hazelton 1990a, p.64).

Common tree species include Broad-leaved Apple *Angophora subvelutina*, Cabbage Gum *E. amplifolia* and Swamp Oak *Casuarina glauca.* On elevated stream banks a tall shrubland of Paperbark *Melaleuca spp.* and Tea Tree *Leptospernum spp.* may occur.

The Blacktown soil landscape typically supports dry sclerophyll forest; predominantly species of eucalypt, including Forest Red Gum *E. tereticornis*, Narrow Leaved Ironbark *E. crebra*, and Grey Box *E. moluccana* (Bannerman & Hazelton 1990a, p.29). Broad Leaved Ironbark *E. fibrosa* and White Stringy Bark *E. globoidea* are also occasionally present.

As well as being important food sources, animal products were also used for tool making and fashioning a myriad of utilitarian and ceremonial items. For example, tail sinews are known to have been used to make fastening cord, while 'bone points', which would have functioned as awls or piercers, are sometimes present as part of the archaeological record. Animals such as Brush-tailed Possums were highly prized for their fur, with possum skin cloaks worn fastened over one shoulder and under the other. Kangaroo teeth were incorporated into decorative items, such as head bands (Attenbrow 2002).

Native fauna that would have been present in the vicinity of the study area include Australian Wood Duck *Chenonetta jubata*, White-Faced Heron *Egretta novaehollandiae*, Eastern Long-Necked Tortoise *Chelodina longicollis*, Eastern Water Skink *Eulamprus quoyii*, Garden Skink *Lampropholis guichenoti*, Welcome Swallow *Hirundo neoxena*, Western Swamphen *Porphyrio porphyrio*, as well as arboreal fauna including owls *Strigiformes*, Ringtailed Possum *Pseudocheirus peregrinus* and Brushtailed Possums *Trichosrus vulpecula*, and gliders *Petauridae*.

The presence of the landscape resources listed above would have increased the inhabitability of the study area, and may have meant that the study area was used as a resource gathering zone.

2.5 European land use history

The earliest exploration of the Penrith region was led by Captain Watkin Tench, an officer in the Marine Corps, accompanied by Mr Lowe (surgeon's mate of the Sirius), Mr Arndell (assistant surgeon to the Colony), two other marines, and a convict, in 1789. The group reached the Nepean River on 28 June 1789 (Oehm, A. 2006, Paul Davies Pty Ltd 2007a, p.11). Later that year, the Penrith Ford was crossed, and in 1791 the course of the Nepean had been explored from the ford to Grose River. By 1791, it had been confirmed that the Hawkesbury and Nepean rivers were the same watercourse; however, each of the names were kept, transitioning from one to the other at the junction with the Grose River (Thorpe 1986, p.12). From 1803, Charles Grimes and James Meehan surveyed areas of the eastern bank of the Nepean following the sanctioning of settlement in this area by Governor Philip Gidley King, likely in part for the fertile soils associated with the Nepean River floodplain. The portions of land ranged from 40 to 200 acres (approximately 16.2 to 81 hectares), with several of 1,000 acres (404.6 hectares) and above. These were granted to officials, free settlers and military staff (Paul Davies Pty Ltd 2007a, p.11, Thorpe 1986, p.12). Over time, around 1,699 Europeans had settled in the Nepean region, most of whom were of Irish and English heritage and were emancipists or convicts assigned to free settlers or those associated with the government or military (Paul Davies Pty Ltd 2007b). Until the establishment of the Great Western Road around 1815, there was no official passage to the Nepean area. In the same year, Governor Lachlan Macquarie conducted his inspection tour of the region (Thorpe 1986, p.12). The Great Western Road had developed into a main route for travel and communication for the Nepean region by 1817, and in this year the government town of Penrith was also established. Penrith remained a small, roadside settlement into the 1830s (Thorpe 1986, p.12).

The development of the region was centred around agricultural and pastoral land use, which evolved from the 1830s to the mid-twentieth century. Historical aerial photography provides a record of development within the study area during the 20th century. The following historical aerials are available within the associated AR (Appendix 5). The earliest aerial dating to 1947 displays the study area has undergone the initial vegetation clearing, with Mamre Road already established on the western boundary of the study area. The aerial from 1965 depicts minimal change, with 1975 displaying the emergence of residential housing to the south-east of the study area and a dam on the southern boundary. By 1986, the southern portion of the study area has been further developed, with a residential structure constructed. Land use remains agricultural. Aerial imagery dating to 2005 shows little further construction, but landscaping works have been undertaken in the northern portion of the study area with the establishment of access tracks and hedging. Recent aerial imagery from 2021 shows the extension of the residential property in the south of the study area.

3 Aboriginal cultural heritage context

3.1 Ethnohistory

It is generally accepted that Aboriginal people have inhabited the Australian landmass for the last 65,000 years (Clarkson et al. 2017). Dates of the earliest occupation of the continent by Aboriginal people are subject to continued revision as more research is undertaken. The study area falls within the Sydney Basin. Aboriginal occupation of the region extends well back into the Pleistocene period (i.e. prior to 10,000 years before present (BP)). This is evidenced by radiocarbon dates retrieved from excavated sites at Shaw's Creek K2 (14,700 years BP) (Attenbrow 2010, p.18), at Windsor with 33,000 BP (Karskens et al. 2019) as well as sites in Parramatta (approximately 25,000–30,000 BP and 14,000 BP) (JMCHM 2005a, 2005c, Williams et al. 2021).

Archaeological evidence of Aboriginal occupation of the Cumberland Plains indicates that the area was intensively occupied from approximately 6,000 to 4,000 years BP (Dallas 1982, Mcdonald 2008, White & McDonald 2010). Such 'young' dates are probably more a reflection of the conditions associated with the preservation of this evidence and the areas that have been subject to surface and sub-surface archaeological investigations, rather than actual evidence of Aboriginal occupation prior to this time.

Our knowledge of Aboriginal people and their land-use patterns and lifestyles prior to European contact is mainly reliant on documents written by non-Aboriginal people. These documents are affected by the inherent bias of the class and cultures of their authors, who were also often describing a culture that they did not fully understand - a culture that was in a heightened state of disruption given the arrival of settlers and disease. Early written records can however be used in conjunction with archaeological information and surviving oral histories from members of the Aboriginal community in order to gain a picture of Aboriginal life in the region.

Despite a proliferation of Aboriginal heritage sites there is considerable ongoing debate about the nature, territory and range of pre-contact Aboriginal language groups in the greater Sydney region. These debates have arisen largely because, by the time colonial diarists, missionaries and proto-anthropologists began making detailed records of Aboriginal people in the late nineteenth century, pre-European Aboriginal groups had been broken up and reconfigured by European settlement activity. The following information relating to Aboriginal people on the Cumberland Plains is based on such early records.

There is some confusion relating to group names, which can be explained by the use of differing terminologies in early historical references. Language groups were not the main political or social units in Aboriginal life. Instead, land custodianship and ownership centred on the smaller named groups that comprised the broader language grouping. There is some variation in the terminology used to categorise these smaller groups; the terms used by Attenbrow (2010) will be used here.

The study area is in the vicinity of three language groups, Dharawal, Gundungurra and the hinterland Darug. Attenbrow (2010, p.34) suggests:

- The Gundungurra covered "the southern rim of the Cumberland Plain west of the Georges River, as well as the southern Blue Mountains".
- The Dharawal covered "the south side of Botany Bay, extending as far as the Shoalhaven River; from the coast to the Georges River and Appin, possibly as far west as Camden".
- The hinterland Darug covered the area "from Appin in the south to the Hawkesbury River in the north; west of the Georges River, Parramatta, the Lane Cove River and Berowra Creek".

These areas are considered to be indicative only and would have changed through time.

After the arrival of European colonisers the movement of Aboriginal people became increasingly restricted. European expansion along the Cumberland Plain was swift and soon there had been considerable loss of land to agriculture. At the same time diseases such as small pox were having a devastating effect on the Aboriginal population. Death, starvation and disease were some of the disrupting factors that led to a reorganisation of the social practices of Aboriginal communities after European contact. The formation of new social groups and alliances were made as Aboriginal people sought to retain some semblance of their previous lifestyle.

3.2 Aboriginal heritage located in the study area

A search of the AHIMS database on 25 July 2023 (Client Service ID: 803412) identified 93 Aboriginal archaeological sites within a 3.5 by 3.5 kilometre search area, centred on the proposed study area. One site that has been identified by this assessment is located within the study area (AHIMS 45-5-5634/Mamre Road PAD 1) and has been described below (Figure 4). There are also three AHIMS sites located within 160 metres of the northern boundary of the study area (Figure 4). These sites consist of three grey silcrete isolated finds (AHIMS 45-5-5503/Abbot's Rd Kemps Creek IF1, AHIMS 45-5-5504/Abbot's Rd Kemps Creek IF2 and AHIMS 45-5-5505/Abbot's Rd Kemps Creek IF3). These sites are all isolated finds identified in July 2021 by Barrett Owen of Urbis Pty Ltd.

An archaeological survey was conducted on 18 February and 31 May 2022. The overall effectiveness of the survey for examining the ground for Aboriginal sites was deemed low. This was attributed to vegetation cover restricting ground surface visibility combined with a low amount of exposures. In total five PADs were identified.

Following the results of the archaeological survey a test excavation program was undertaken to characterise the extent, nature and archaeological (scientific) value of Aboriginal cultural heritage within areas of PAD. Test excavations were undertaken as a part of this assessment from 2 to 5 August 2022. A total of 41 test pits were excavated across six PADs within the study area. Three artefacts were identified as part of the testing program and one Aboriginal site was identified.

The AR attached in Appendix 5 provides details for Aboriginal sites identified during the archaeological assessment and shown on Figure 5. A brief description the site is provided below.

AHIMS 45-5-5634 (Mamre Road PAD 1)

Mamre Road PAD 1 is located on a gentle slope landform in the eastern portion of the study area. Mamre Road PAD 1 was subject to testing as part of this program which contained three Aboriginal stone artefacts from test pit 1, test pit 1.1 and test pit 2 within PAD 2, transect 1. The artefacts were all silcrete, with two proximal flake and one angular flake identified. The Mamre Road PAD 1 site extent covers a 1 metre buffer and has a length of 40 meters. Soils within this site were shallow at 250 millimetres in depth. Disturbances observed within the area relate to land clearing.

3.3 Interpretation of past Aboriginal land use

The study area is situated within the Cumberland Lowlands which features undulating plains and low hills with dense drainage lines. The study area itself reflects this, possessing undulating hills with steeply to moderately inclined upper to mid slopes, moderately to gently inclined lower slopes, and crests. There is one creek line within the study area, a non-perennial, second order natural water course tributary of Kemps Creek, a perennial fourth order creekline, crossing the north-west corner of the study area. The tributary runs south-east to north-west from Kemps Creek which is located approximately 247 metres west of the study

area. Background research identified that the study area is located in the Bringelly Shale geological unit commonly associated with Aboriginal artefact scatter sites and PADs. The study area is also underlain by the erosional Luddenham soil landscape and the residual Blacktown soil landscape. Both soil landscapes have the potential to retain artefacts in relatively undisturbed contexts.

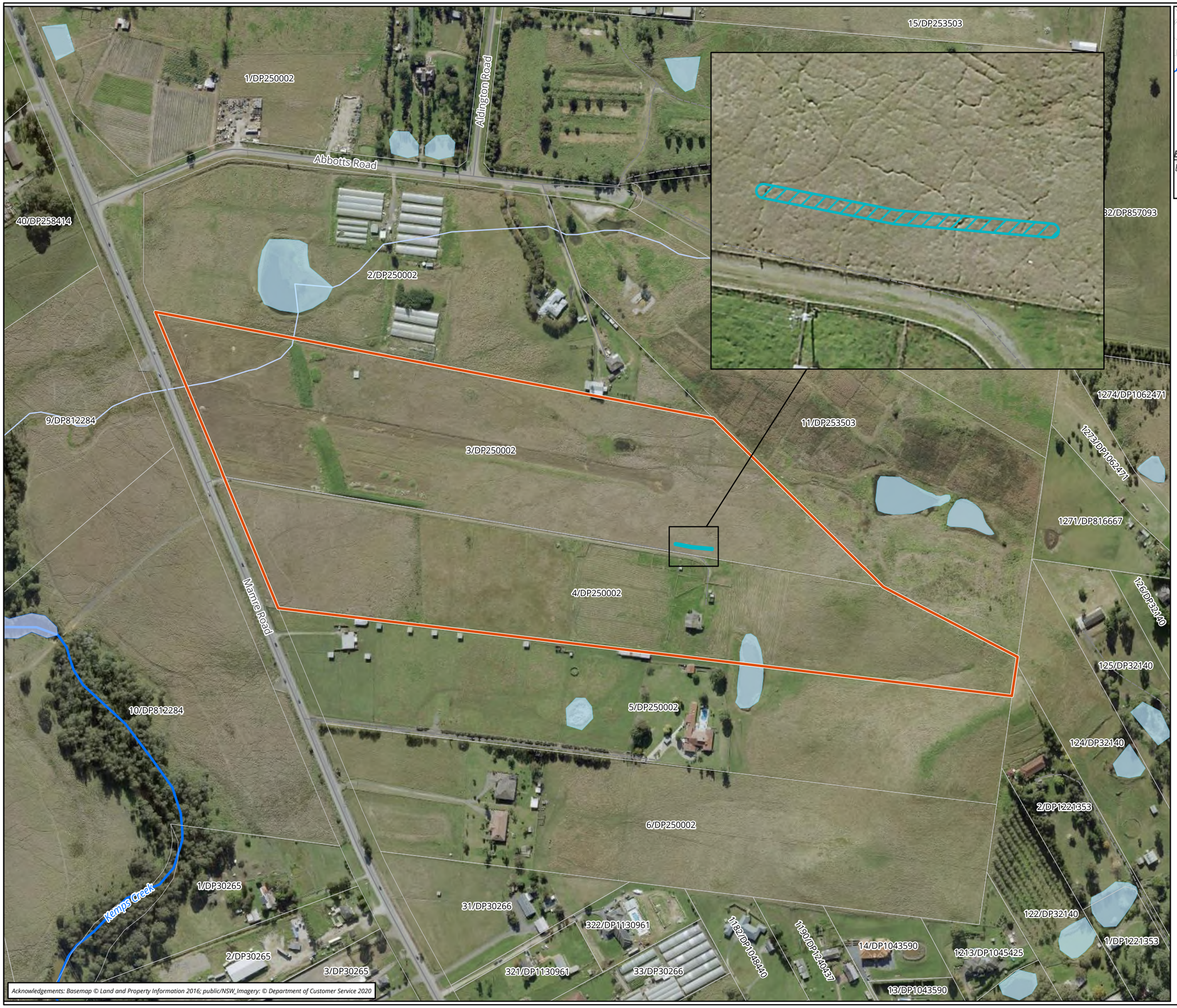
A review of historical sources and aerials show that the study area has primarily been used for agricultural purposes. Historical disturbances include vegetation clearance, the construction of a house and subsurface infrastructure, cropping, the construction of dams, and use of the study area for agricultural purposes over the last 50 years. However, large portions of the study area did not display observable disturbances and it is unlikely that any potential archaeological deposits in these locations would have been destroyed. The test excavations revealed typical Luddenham and Blacktown soil profiles, with minimal disturbances from land clearing.

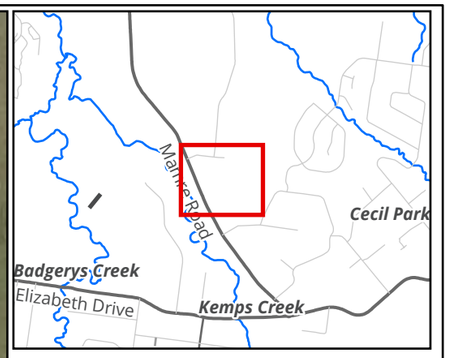
Predictive modelling developed by Rich and McDonald would indicate that "hillslope zones may also be intact and have good potential" (McDonald & Rich 1993). Later predictive modelling by JMCHM for the area primarily identified the potential for sites to be present in association with water sources, with the size and density increasing with stream order. It was also noted that creek junctions provide a focus for activity. Other locations such as ridgetops between drainage lines may provide evidence of occupation (JMCHM 2000). Based on the landforms observed in the study area during the archaeological survey and the results of previous assessments in the vicinity of the study area, areas of minimal disturbance were assessed as containing PAD, with five PADs identified. Areas of disturbance identified by the survey and background research have impacted soils and are assessed with low archaeological potential to contain Aboriginal sites as a result.

Results of the test excavations yielded three artefacts over a total of 41 test pits. The number of artefacts uncovered as part of these test excavations makes it difficult to undertake an in-depth lithic analysis. The low density artefact scatter across a gentle slope is consistent with other excavations in the area at similar distances to water sources. While this analysis is limited due to the small sample size and can only make a limited contribution to the artefact trends and analysis in the area, it does conform to the previous studies and trends (JMCHM 2008, Biosis 2017, Biosis 2018**)**. The low density of artefacts recovered from the site suggests that the area was not likely to have been used for short or long term occupation but was instead used for transitory activities such as resource gathering. This was confirmed by the RAPs during test excavations, who stated that while the whole area is important, it would have not been a permanent site and past Aboriginal people were not likely to camp there due to the distance to Kemps Creek, and that it is not surprising to find a low artefact density.

Figure 4 AHIMS within the vicinity of the study area

****FIGURE 4 HAS BEEN REMOVED FROM THIS DOCUMENT FOR PUBLIC EXHIBITION**





Legend

- Study area
- Lot
- AHIMS 45-5-5634 / Mamre Road PAD 1

Figure 5 Aboriginal sites in the study area

0 25 50 75 100 125

Metres

Scale: 1:4,000@ A3

Coordinate System:
GDA 1994 MGA Zone 56

N

biosis

Matter: 37009, Date: 01 November 2023,
Drawn by: JET, Checked by: AV, Last edited by: hliswoyo
Location: P:\39500s\39590\Mapping\
37009_MamreRd_Updates_for_39590, Layout: 37009_ACHA_F5_AboriginalSites

4 Aboriginal community consultation

Consultation with the Aboriginal community has been undertaken in compliance with the consultation requirements as detailed below. A consultation log of all communications with RAPs is provided in Appendix 1.

4.1 Stage 1: Notification of project proposal and registration of interest

4.1.1 Identification of relevant Aboriginal stakeholders

In accordance with the consultation guidelines, Biosis notified the following bodies regarding the proposal:

- Penrith City Council
- Heritage NSW.
- NSW Native Title Services Corporation Limited (NTSCORP Limited).
- Office of the Registrar, Aboriginal Land Rights Act 1983 of Aboriginal Owners.
- National Native Title Tribunal (NNTT).
- Greater Sydney Local Land Services.
- Deerubbin LALC.

A list of known Aboriginal stakeholders in the Penrith region was provided by Heritage NSW (a copy of this response is provided in Appendix 2 and include:

- A1 Indigenous Services
- Amanda Hickey Cultural Services
- Anthony Williams
- Aragung Aboriginal Cultural Heritage Site Assessments
- B.H. Heritage Consultants
- Badu
- Barking Owl Aboriginal Corporation
- Barraby Cultural Services
- Biamanga
- Bidjawong Aboriginal Corporation
- Bilinga
- Butucarbin Aboriginal Corporation
- Callendulla
- Clive Freeman
- Corroboree Aboriginal Corporation
- Darug Aboriginal Cultural Heritage Assessments
- Darug Boorooberongal Elders Aboriginal Corporation
- Darug Custodian Aboriginal Corporation
- Darug Land Observations
- Darug Tribal Aboriginal Corporation
- Deerubbin Local Aboriginal Land Council
- Dharug
- Dhinawan Culture & Heritage Pty Ltd
- Didge Ngunawal Clan
- DJMD Consultancy
- Galamaay Cultural Consultants (GCC)
- Gilay Consultants

- Ginninderra Aboriginal Corporation
- Goobah Developments
- Goodradigbee Cultural & Heritage Aboriginal Corporation,
- Gulaga
- Gunjeewong Cultural Heritage Aboriginal Corporation
- Gunyuu
- HSB Consultants
- Jerringong
- Julia Narayan
- Kamilaroi Yankuntjatjara Working Group
- Minnamunnung
- Mundawari Heritage Consultants
- Munyunga
- Mura Indigenous Corporation
- Muragadi Heritage Indigenous Corporation
- Murra Bidgee Mullangari Aboriginal Corporation
- Murramarang
- Murrumbul
- Ngambaa Cultural Connections
- Nundagurri
- Pemulwuy CHTS
- Rane Consulting
- Thauaira
- Thoorga Nura
- Tocomwall
- Waawaar Awaa Aboriginal Corporation
- Wailwan Aboriginal Group
- Walbunja
- Walgalu
- Warragil Cultural Services
- Widescope Indigenous Group
- Wingikara
- Woka Aboriginal Corporation
- Wori Wooilywa
- Wullung
- Wurrumay Pty Ltd
- Yerramurra
- Yulay Cultural Services
- Yurrandaali Cultural Services

A search conducted by the NNTT listed no Registered Native Title Claims, Unregistered Claimant Applications or Registered Indigenous Land Use Agreements within the study area. The Office of the Registrar, *Aboriginal Land Rights Act 1983* (NSW) was also contacted but no response was received.

4.1.2 Public notice

In accordance with the consultation guidelines, a public notification was placed in the following newspaper:

- *The Western Weekender* (11 February 2022).

The advertisement invited Aboriginal people who hold cultural knowledge to register their interest in a process of community consultation to provide assistance in determining the significance of Aboriginal object(s) and/or places in the vicinity of the study area. A copy of the public notice is provided in Appendix 2.

4.1.3 Registration of Aboriginal parties

Aboriginal groups identified in Section 4.1.1 were sent a letter inviting them to register their interest in a process of community consultation to provide assistance in determining the significance of Aboriginal object(s) and/or places in the vicinity of the study area. In response to the letters and public notice, a total of 20 groups registered their interest in the project. Responses to registration from Aboriginal parties are

provided in Appendix 3. A full list of Aboriginal parties who registered for consultation is provided below in (Table 4) (**please note that three groups have requested that their details are not shared, and their correspondence has not been included in this ACHA):

Table 4 List of registered Aboriginal parties

No.	Organisation	Contact person
1	A1 Indigenous Services	Carolyn Hickey
2	Confidential Party No. 1	N/A
3	B.H. Heritage Consultants	Ralph Hampton
4	Butucarbin Aboriginal Corporation	Jennifer Beale
5	Clive Freeman	Clive Freeman
6	Confidential Party No. 2	N/A
7	Darug Custodian Aboriginal Corporation	Justine Coplin
8	Deerubbin Local Aboriginal Land Council	Kevin Cavanagh
9	Didge Ngunawal Clan	Lillie and Paul Boyd
10	Gilay Consultants	Carol Slater
11	Ginninderra Aboriginal Corporation	Steven and Krystle Carroll
12	Julia Narayan	Julia Narayan
13	Kamilaroi Yankuntjatjara Working Group	Phil Khan
14	Mundawari Heritage Consultants	Dean Delponte
15	Muragadi Heritage Indigenous Corporation	Jesse Johnson
16	Murra Bidgee Mullangari Aboriginal Corporation	Darleen Johnson
17	Waawaar Awaa Aboriginal Corporation	Rodney and Barry Gunther
18	Wailwan Aboriginal Group	Philip Boney
19	Confidential Party No. 3	N/A
20	Yulay Cultural Services	Arika Jalomaki

4.2 Project update – June 2022

On 1 June 2022, Biosis provided RAPs with a project update that included a change of proponent and inclusion of one additional lot added to the proposed development. A copy of the project update is provided at the end of Appendix 2.

4.3 Stage 2: Presentation of information about the proposed project

On 3 June 2022, Biosis provided RAPs with details about the proposed development works (project information pack). A copy of the project information pack is provided in Appendix 3.

4.4 Stage 3: Gathering information about cultural significance

4.4.1 Archaeological assessment methodology information pack

On 3 June 2022, Biosis provided each RAP with a copy of the project methodology pack outlining the proposed ACHA process and methodology for this project. RAPs were given 28 days to review and prepare feedback on the proposed methodology. A reminder email was sent to groups that had not yet responded on 23 June 2022 that the close of Stage 2 and 3 was set for 1 July 2022. A copy of the project methodology pack is provided in Appendix 3.

DNC [9] responded via email on 3 June 2022, "DNC lives in the Penrith LGA, and we totally agree to what has been proposed towards Mamre Rd, Kemps Creek project". DNC [9] also responded via email on 13/06/2022 "DNC is happy with everything towards this project at Mamre Rd Kemps Creek".

Mundawari Heritage Consultants [14] responded via email on 5 June 2022:

> *"Thank you for providing us with a copy of the project information and proposed assessment methodology.*
>
> *We agree with the proposed methodology outlined for this project and our preference would be for any cultural material that is identified to be reburied on site in a suitable location (if possible) which would not be impacted by any future development."*

Murra Bidgee Mullangari Aboriginal Corporation [16] responded via email on 6 June 2022, "I have read the project information and ACHA for the above project, I endorse the recommendations made".

Muragadi Heritage Indigenous Corporation [15] responded via email on 7 June 2022, "I have read the project information, ACHAR and methodology for the above project, I agree with the recommendations made".

A1 Indigenous Services [1] responded via email on 8 June 2022, "I have reviewed the document and support the Information and Methodology".

Gilay Consultants [10] responded via email on 16 June 2022 "Received thank you'"

Kamilaroi Yankuntjatjara Working Group [13] responded via email on 16 June 2022 (the same response was also sent on 17 June 2022, this has been included in Appendix 1 and Appendix 3):

> *"Thank you for your report for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek.*
>
> *Here at Kamilaroi- Yankuntjara Working Group we hold 50 years of cultural knowledge of the area. We hold a deep connection to Mother Earth, the sky, and our water ways. Aboriginal people have a spiritual connection to the land, it holds stories, history. It is for this reason we must not destroy the land or pollute it as it will become sick and so will we. Mother Earth gives to us and in return we care for her. Kamilaroi- Yankuntjara Working Group aim to protect and conserve our sacred sites especially our burial sites and the tangible and intangible.*

The study area is highly significant to us Aboriginal people, the intangible aspects like being connected to land is of importance as we hold a spiritual connection to the land. The site is close to water ways that are utilised by aboriginal people. Understanding the intangible aspects is highly important to our people because we are connected to place not only artefacts, but there are also stories that must be heard around the creation of the area, these should be sort by yarning with the traditional owners of the land.

Has the proponent sort a cultural interpretation plan for the project, to recognise Aboriginal people as the owners of the land? Ways in which this can be archived is through design, art, digital displays, apps, native gardens etc. It is important to incorporate interpretation into you project as it educates the wider community and our next generations about the traditional owners of the land keeping our culture alive. A keeping place should also be sort to keep artefacts on country.

We would like to agree to your report, we look forward to furthering consultation".

Biosis responded via email on 13 July 2022, "Thank you for your email, and apologies in the delay in getting back to you. I have passed your question on to the client and will get back to you when I have a response.." Kamilaroi Yankuntjatjara Working Group [13] responded via email on 14 July 2022, "Thank you". Biosis responded via email on 10 August 2022,

"My apologies in getting back to you.

I had a chat with the client and they are able to incorporate native plants into the landscaping for the project. I will be also including this as a recommendation in the report.

Please let me know if you have any questions.".

Yulay Cultural Services [20] responded via email on 21 June 2022, "On behalf of Yulay cultural service's I have read and agree with the assessment methodology".

B.H. Heritage Consultants [3] responded via email on 24 June 2022, "I was just wondering did I register for this project if not can I register for this project please thank you". Biosis responded via email on 24 June 2022, "Thank you for your email. I can confirm with you that you have registered for this project. If you have any questions please let me know." B.H. Heritage Consultants [3] responded via email on 24 June 2022, "Great, thanks for letting me know".

Darug Custodian Aboriginal Corporation [7] responded via email on 29 June 2022,

"Our group is a non- profit organisation that has been active for over forty years in Western Sydney, we are a Darug community group with over three hundred members. The main aim in our constitution is the care of Darug sites, places, wildlife and to promote our culture and provide education on the Darug history.

Our group promotes Darug Culture and works on numerous projects that are culturally based as a proud and diverse group. It has been discussed by our group and with many consultants and researches that our history is generic and is usually from an early colonists perspective or solely based on archaeology and sites. These histories are adequate but they lack the people's stories and parts of important events and connections of the Darug people and also other Aboriginal people that now call this area home and have done so for numerous generations.

This area is significant to the Darug people due to the evidence of continued occupation, within close proximity to this project site there is a complex of significant sites.

Landscapes and landforms are significant to us for the information that they hold and the connection to Darug people. Aboriginal people (Darug) had a complex lifestyle that was based on respect and belonging to the land, all aspects of life and survival did not impact on

the land but helped to care for and conserve land and the sustenance that the land provided. As Darug people moved through the land there were no impacts left, although there was evidence of movement and lifestyle, the people moved

through areas with knowledge of their areas and followed signs that were left in the landscape. Darug people knew which areas were not to be entered and respected the areas that were sacred.

Knowledge of culture, lifestyle and lore have been part of Darug people's lives for thousands of years, this was passed down to the next generations and this started with birth and continued for a lifetime. Darug people spent a lifetime learning and as people grew older they passed through stages of knowledge, elders became elders with the learning of stages of knowledge not by their age, being an elder is part of the kinship system this was a very complicated system based on respect.

Darug sites are all connected, our country has a complex of sites that hold our heritage and past history, evidence of the Darug lifestyle and occupation are all across our country, due to the rapid development of Sydney many of our sites have been destroyed, our sites are thousands of years old and within the short period of time that Australia has been developed pre contact our sites have disappeared.

The Aboriginal cultural heritage consultation requirements for proponents Section 4.1.8 refers to "Aboriginal organisations representing Aboriginal people who hold cultural knowledge". Recent consultation meetings have revealed that many of these Aboriginal organisations and individuals do not hold cultural knowledge of the Western Sydney area. The increasing involvement of such parties in cultural heritage management means that genuine local Aboriginal organisations are unable to properly care for our cultural heritage.

Many Aboriginal organisations listed in the OEH response letter do not contribute to the Aboriginal community of Western Sydney. Individuals listed in the OEH response letter do not represent the community and while they may be consulted with, should not be employed for their own personal financial benefit.

Our organisation is committed to providing benefits back to our local Aboriginal community through such measures as funding the local Aboriginal juniors' touch football team, painting classes for the local children and donating money to various charities. Employment in cultural heritage activities is source of income that organisations such as ours can use to contribute to beneficial activities and support within the community.

Darug custodian Aboriginal Corporation's site officers have knowledge of Darug land, Darug Culture,Oral histories, landforms, sites, Darug history, wildlife, flora and legislative requirements. We have worked with consultants and developers for many years in Western

Sydney (Darug Land) for conservation, site works, developments and interpretation/education strategie.

Darug Custodian Aboriginal Corporation have received and reviewed the report for 1030-1048 and 1050-1064 Mamre Road Kemps Creek.

We support the recommendations set out in this report.

Please contact us with all further enquiries on the above contacts".

Waawaar Awaa Aboriginal Corporation [17] responded via email on 29 June 2022:

"Please find a response to the draft Methodology for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek. Waawaar Awaa Aboriginal Corporation supports the draft Methodology and its recommendations for the proposed industrial development at 1030–1048 and 1050-1064 Mamre Road,Kemps Creek for the following reasons:

• A search of the Aboriginal Heritage Information Management System (AHIMS) database on 23 February 2022 and 10 May 2022 identified 118 and 119 Aboriginal

archaeological sites within a three by three kilometre search area.

• Five PAD's of moderate archaeological potential was identified from an archaeological survey of the study area that was conducted on 18 February 2022 and 31 May 2022.

• Any areas of PAD identified during the field investigation which cannot be avoided by the construction works will be subject to archaeological test excavations in line with the Code of Practice.

• Aboriginal community consultation will be undertaken in accordance with the OEH consultation requirements.

Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.

Response: May best be decided later on depending what is found after test excavations."

4.4.2 Information gathered during fieldwork

Test excavations were attended by representatives from A1 Indigenous Services, Darug Custodian Aboriginal Corporation, Kamilaroi Yankuntjatjara Working Group, and Waawaar Awaa Aboriginal Corporation.

The representatives stated that while the whole area is important this would have not been a permanent site and Aboriginal people are not likely to camp there due to the distance to Kemps Creek, and that it is not surprising to find a low amount of artefacts. Camping would have been undertaken closer to Kemps Creek.

Comments also included the preference for artefacts to be reburied on site in an area that would not be disturbed by future development. It was noted that a 50 metre buffer would be ideal, if this would not be possible a care and control agreement with the RAPs would be preferred. Potential location for the reburial of artefacts could be included in the M12 reburial area.

4.5 Stage 4: Review of draft ACHA report

On 15 August 2022, Biosis provided RAPs with the draft ACHA. RAPs were given 28 days to review and prepare feedback on the report. A reminder email was also sent out on 5 September 2022. A copy of the emails sent out is provided in Appendix 4.

In total, three responses were received:

B.H. Heritage Consultants [3] responded via email on 15 August 2022, "I was just looking at your email and there's no link down the bottom of the email you sent".

Biosis responded via email on 15 August 2022,

"*Thank you for your email. The link to access the reports is here: https://spaces.hightail.com/receive/t12FUH14vr*

If you have any issues accessing the draft report or have any questions please let me know."

Darug Custodian Aboriginal Corporation [7] provided the following response via email on 25 August 2022:

"Our group is a non- profit organisation that has been active for over forty years in Western Sydney, we are a Darug community group with over three hundred members. The main aim in our constitution is the care of Darug sites, places, wildlife and to promote our culture and provide education on the Darug history.

Our group promotes Darug Culture and works on numerous projects that are culturally based as a proud and diverse group. It has been discussed by our group and with many consultants and researches that our history is generic and is usually from an early colonists perspective or solely based on archaeology and sites. These histories are adequate but they lack the people's stories and parts of important events and connections of the Darug people and also other Aboriginal people that now call this area home and have done so for numerous generations.

This area is significant to the Darug people due to the evidence of continued occupation, within close proximity to this project site there is a complex of significant sites.

Landscapes and landforms are significant to us for the information that they hold and the connection to Darug people. Aboriginal people (Darug) had a complex lifestyle that was based on respect and belonging to the land, all aspects of life and survival did not impact on the land but helped to care for and conserve land and the sustenance that the land provided. As Darug people moved through the land there were no impacts left, although there was evidence of movement and lifestyle, the people moved through areas with knowledge of their areas and followed signs that were left in the landscape. Darug people knew which areas were not to be entered and respected the areas that were sacred.

Knowledge of culture, lifestyle and lore have been part of Darug people's lives for thousands of years, this was passed down to the next generations and this started with birth and continued for a lifetime. Darug people spent a lifetime learning and as people grew older they passed through stages of knowledge, elders became elders with the learning of stages of knowledge not by their age, being an elder is part of the kinship system this was a very complicated system based on respect.

Darug sites are all connected, our country has a complex of sites that hold our heritage and past history, evidence of the Darug lifestyle and occupation are all across our country, due to the rapid development of Sydney many of our sites have been destroyed, our sites are thousands of years old and within the short period of time that Australia has been developed pre contact our sites have disappeared.

The Aboriginal cultural heritage consultation requirements for proponents Section 4.1.8 refers to "Aboriginal organisations representing Aboriginal people who hold cultural knowledge". Recent consultation meetings have revealed that many of these Aboriginal organisations and individuals do not hold cultural knowledge of the Western Sydney area. The increasing involvement of such parties in cultural heritage management means that genuine local Aboriginal organisations are unable to properly care for our cultural heritage.

Many Aboriginal organisations listed in the Heritage response letter do not contribute to the Aboriginal community of Western Sydney. Individuals listed in the Heritage response letter do not represent the community and while they may be consulted with, should not be employed for their own personal financial benefit.

Our organisation is committed to providing benefits back to our local Aboriginal community through such measures as funding the local Aboriginal juniors' touch football team, painting classes for the local children and donating money to various charities. Employment in cultural heritage activities is source of income that organisations such as ours can use to contribute to beneficial activities and support within the community.

Darug custodian Aboriginal Corporation's site officers have knowledge of Darug land, Darug Culture,Oral histories, landforms, sites, Darug history, wildlife, flora and legislative requirements. We have worked with consultants and developers for many years in Western Sydney (Darug Land) for conservation, site works, developments and interpretation/education strategies.

Darug Custodian Aboriginal Corporation have received and reviewed the report for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek.

We support the recommendations set out in this report.

Our Country is the traditional land of the Darug people, who speak the Darug language.

Our Country isn't defined or identified by government bodies and their agencies.

These agencies and bodies do not support the people of our Country and are not the traditional custodians and therefore should not be in a position to speak for the Darug people, Darug land or Darug knowledge.

Maintaining cultural protocols is fundamental in obtaining knowledge and invoking discussion for Country. To speak directly to and consult with the people of traditional lands, in this case the Darug people, is necessary to maintain correct protocol and acquire accurate knowledge.

It is culturally inappropriate for any Non-Darug person or group/s to speak on Darug cultural heritage.

Darug people are the only people that have the authority to speak for Darug Country, and hence should be the only peoples that can and must speak for Darug Country."

Gilay Consultants responded [10] via email on 12 September 2022, “Looks good to me”.

No other feedback on the draft ACHA was received.

4.6 Stage 4: Final ACHA

The final ACHA was issued to the RAPs on 25 October 2022, and a copy of this correspondence can be found at the end of Appendix 4.

4.7 Project update - July 2023

Biosis undertook consultation with Heritage NSW to confirm if a project update would be sufficient to notify RAPs as the last correspondence for the project was on 25 October 2022. Heritage NSW confirmed this via email on 17 July 2023 (pers. comm.).

A project update to notify the RAPs that the client had provided updated proposed works for the western portion of the study area was issued on 26 July 2023. The project update included notification that the revised final ACHA would be issued once the changes were made. A copy of this correspondence can be found at the end of Appendix 4.

5 Aboriginal cultural significance assessment

The two main values addressed when assessing the significance of Aboriginal sites are cultural values to the Aboriginal community and archaeological (scientific) values. This report will assess the cultural values of Aboriginal sites in the study area. Details of the scientific significance assessment of Aboriginal sites in the study area are provided in Appendix 5.

5.1 Introduction to the assessment process

Heritage assessment criteria in NSW fall broadly within the significance values outlined in the Australia International Council on Monuments and Sites (ICOMOS) *Burra Charter: The Australia ICOMOS Charter for Places of Cultural Significance* (Australia ICOMOS 2013) (the Burra Charter). This approach to heritage has been adopted by cultural heritage managers and government agencies as the set of guidelines for best practice heritage management in Australia. These values are provided as background and include:

- **Historical significance** (evolution and association) refers to historic values and encompasses the history of aesthetics, science and society, and therefore to a large extent underlies all of the terms set out in this section. A place may have historic value because it has influenced, or has been influenced by, a historic figure, event, phase or activity. It may also have historic value as the site of an important event. For any given place the significance will be greater where evidence of the association or event survives *in situ*, or where the settings are substantially intact, than where it has been changed or evidence does not survive. However, some events or associations may be so important that the place retains significance regardless of subsequent treatment.
- **Aesthetic significance** (Scenic/architectural qualities, creative accomplishment) refers to the sensory, scenic, architectural and creative aspects of the place. It is often closely linked with social values and may include consideration of form, scale, colour, texture, and material of the fabric or landscape, and the smell and sounds associated with the place and its use.
- **Social significance** (contemporary community esteem) refers to the spiritual, traditional, historical or contemporary associations and attachment that the place or area has for the present-day community. Places of social significance have associations with contemporary community identity. These places can have associations with tragic or warmly remembered experiences, periods or events. Communities can experience a sense of loss should a place of social significance be damaged or destroyed. These aspects of heritage significance can only be determined through consultative processes with local communities.
- **Scientific significance** (Archaeological, industrial, educational, research potential and scientific significance values) refers to the importance of a landscape, area, place or object because of its archaeological and/or other technical aspects. Assessment of scientific value is often based on the likely research potential of the area, place or object and will consider the importance of the data involved, its rarity, quality or representativeness, and the degree to which it may contribute further substantial information.

The cultural and archaeological significance of Aboriginal and historic sites and places is assessed on the basis of the significance values outlined above. As well as the Burra Charter significance values guidelines, various government agencies have developed formal criteria and guidelines that have application when assessing the significance of heritage places within NSW. Of primary interest are guidelines prepared by the Australian

Government, Heritage NSW and the Heritage Branch, and the NSW Department of Planning and Environment. The relevant sections of these guidelines are presented below.

These guidelines state that an area may contain evidence and associations which demonstrate one or any combination of the Burra Charter significance values outlined above in reference to Aboriginal heritage. Reference to each of the values should be made when evaluating archaeological and cultural significance for Aboriginal sites and places.

In addition to the previously outlined heritage values, the Heritage NSW *Guidelines to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW* (OEH 2011) also specify the importance of considering cultural landscapes when determining and assessing Aboriginal heritage values. The principle behind a cultural landscape is that 'the significance of individual features is derived from their inter-relatedness within the cultural landscape'. This means that sites or places cannot be 'assessed in isolation' but must be considered as parts of the wider cultural landscape. Hence the site or place will possibly have values derived from its association with other sites and places. By investigating the associations between sites, places, and (for example) natural resources in the cultural landscape the stories behind the features can be told. The context of the cultural landscape can unlock 'better understanding of the cultural meaning and importance' of sites and places.

Although other values may be considered – such as educational or tourism values – the two principal values that are likely to be addressed in consideration of Aboriginal sites and places are the cultural/social significance to Aboriginal people and their archaeological or scientific significance to archaeologists and the Aboriginal community. The determinations of archaeological and cultural significance for sites and places should then be expressed as statements of significance that preface a concise discussion of the contributing factors to Aboriginal cultural heritage significance.

5.2 Cultural (social significance) values

Cultural or social significance refers to the spiritual, traditional, historical and/or contemporary associations and values attached to a place or objects by Aboriginal people. Aboriginal cultural heritage is broadly valued by Aboriginal people as it is used to define their identity as both individuals and as part of a group (DECCW 2010a, p.iii). More specifically it provides:

- A '*connection and sense of belonging to Country*' (DECCW 2010a, p.iii).
- A link between the present and the past (DECCW 2010a, p.3).
- A learning tool to teach Aboriginal culture to younger Aboriginal generations and the general public (DECCW 2010a, p.3).
- Further evidence of Aboriginal occupation prior to European settlement for people who do not understand the magnitude to which Aboriginal people occupied the continent (DECCW 2010a, p.3).

It is acknowledged that Aboriginal people are the primary determiners of the cultural significance of Aboriginal cultural heritage. During consultation the following information was provided by RAPs in regards to the cultural values of the study area.

Darug Custodian Aboriginal Corporation [7] responded to project information and methodology pack on 25 May 2022 and the review of the draft ACHA and AR on 29 June 2022:

> *"This area is significant to the Darug people due to the evidence of continued occupation, within close proximity to this project site there is a complex of significant sites."*

Kamilaroi Yankuntjatjara Working Group [13] responded to the project information and methodology pack via email on 17 June 2022:

> *"The study area is a place of significant to our people as it's an ecosystem rich with an abundance of resources available, as the flora and fauna is thriving. The area would have been a hunting and gathering area for our people along with healing and medicinal practices within the area."*

5.3 Historic values

Historic significance refers to associations a place or object may have with a historically important person, event, phase or activity to the Aboriginal and other communities. Historic values have been assessed for the project by Biosis (2022). A review of these reports indicates that the study area is not known to have any historic associations. Therefore this assessment has concluded that the study area has low historic significance.

5.4 Archaeological (scientific significance) values

An archaeological scientific assessment was undertaken for the study area and is presented in detail as part of the attached AR (Appendix 5). One sub-surface artefact scatter site was identified by the test excavations undertaken, which contained three silcrete artefacts. This site was determined to have low scientific significance.

5.5 Aesthetic values

The study area has been disturbed through land clearance of the native vegetation. However, the overall landscape is a typical example of sloping landforms of the Bringelly Shale geological unit. The landscape of the study area is linked with Aboriginal cultural values and provides context for Aboriginal sites that gives a strong sense of place. The vegetation clearance and other development surrounding the study area indicates that the aesthetic values have been altered from the original landscape before European settlement, and therefore has moderate aesthetic values.

5.6 Statement of significance

The significance of sites was assessed in accordance with the following criteria:

- Requirements of the Code.
- The Burra Charter.
- *Guide to Investigating and Reporting on Aboriginal Heritage.*

The combined use of these guidelines is widely considered to represent the best practice for assessments of Aboriginal cultural heritage. The identification and assessment of cultural heritage values includes the four values of the Burra Charter: social, historical, scientific and aesthetic values. The resultant statement of significance has been constructed for the study area based on the significance ranking criteria assessed in Table 5.

5.6.1 Statement of significance for AHIMS 45-5-5634 (Mamre Road PAD 1)

AHIMS 45-5-5634 (Mamre Road PAD 1) is a low density sub-surface archaeological deposit on a gentle slope landform containing three silcrete artefacts. The site covers an area of approximately 40 by 1 metres. The site

has been disturbed by land clearing and the soil profiles were generally intact. The soil profile varied from moderately compacted dark brown clayey loam and loamy clay to reddish brown, strong brown, and dark brown clay. This low density scatter is considered a common site type in the region with limited potential to contribute further information about Aboriginal occupation and land use within the local region. The Aboriginal community has indicated during consultation that the general area around Kemps Creek has a high significance to the community, due to continued Aboriginal occupation and the resources available. AHIMS 45-5-5634 (Mamre Road PAD 1) does not have any direct historical associations, has a moderate aesthetic significance, and low scientific potential.

Table 5 Significance assessment criteria

Site name	Criteria	Ranking
AHIMS 45-5-5634 (Mamre Road PAD 1)	Cultural – discussions with the local Aboriginal communities reflect that the site is high in value.	High
	Historical – the site is not connected to any historical event or personage.	Low
	Scientific – the site possesses low archaeological values.	Low
	Aesthetic – the site is located within the sloping hills of the Bringelly Shale geological unit. The landscape of the study area is closely linked with Aboriginal cultural values and provides a context for Aboriginal sites that gives a strong sense of place. It has however been cleared of all native vegetation.	Moderate

6 Development limitations and mitigation measures

The proposed future development will consist of a warehouse and logistics hub. The potential impacts of these works on Aboriginal heritage and mitigation measures are presented below.

6.1 Predicted physical impacts

The proposal is for a warehouse and distribution centre with ancillary office space with a total GFA of approximately 38,500 m^2 (Figure 3). Specifically, the proposal seeks approval for:

- Site preparation works, including demolition, clearing of all vegetation, bulk earthworks and retaining walls, construction of new internal roads and stormwater and drainage works.
- Subdivision of the site.
- Construction of an industrial warehouse buildings with ancillary office space comprising a total GFA of approximately 38,500m^2, including:
  - Loading docks and hardstand area, on-lot car parking and internal accessways.
  - Associated landscaping and signage.
  - Hours of operation of 24 hours, 7 days a week.

These works all have the potential to heavily impact ground surfaces through excavation as a result of the bulk earthworks and fill activities. The Aboriginal site within the study area will be impacted by these works. A summary of impacts to Aboriginal sites is provided below in Table 6.

Table 6 Summary of potential archaeological impact

AHIMS site no.	Site name	Significance	Type of harm	Degree of harm	Consequence of harm
AHIMS 45-5-5634	Mamre Road PAD 1	Low	Direct	Total	Total loss of value

6.2 Potential risks to Aboriginal cultural heritage

The current proposed works within the study area include activities which could impact Aboriginal heritage sites or objects. If not mitigated the impact may include:

- Bulk earthworks and fill activities across the study area, which will involve the removal of topsoil and subsoil, and soil deposition.
- Construction of warehouses and associated services and infrastructure, which would involve subsurface excavations for foundations and services.

Left unmitigated, these activities have potential to completely remove or disturb archaeological deposits and Aboriginal objects.

6.3 Management and mitigation measures

Ideally, heritage management involves conservation of sites through the preservation and conservation of fabric and context within a framework of 'doing as much as necessary, as little as possible' (Australia ICOMOS 2013). In cases where conservation is not practical, several options for management are available. For sites, management often involves the salvage of features or artefacts, retrieval of information through excavation or collection (especially where impact cannot be avoided) and interpretation.

Avoidance of identified Aboriginal sites

Avoidance of impact to archaeological and cultural heritage sites through the design of the development is the primary mitigation and management strategy, and should be implemented where practicable. However due to the size of the development area, the entire study area is proposed to be impacted with warehouses to be constructed, along with associated infrastructure and services. To avoid the Aboriginal site the development would have to be redesigned with the warehouse sizes drastically reduced which is not possible at this stage. As avoidance is not possible, the mitigation measures below should be implemented.

Collection of archaeological information

As part of this assessment test excavations and community consultation have been undertaken to determine the archaeological and cultural significance of the study area. Test excavations identified one Aboriginal site and the information obtained from specialist analysis of these sites has been incorporated into this report to characterize and present information on Aboriginal use of the area.

Analysis of the site and data collected throughout the test excavations undertaken in the study area identified a low density artefact site. The site was identified on a gentle slope and consisted of silcrete raw material. This site is similar to those identified by previous assessments on similar landforms at similar distances to water sources. Analysis has provided limited additional information about site patterning in the area. Due to the site representing a low density sporadic deposit which is common in the area, the information obtained from this analysis is of low scientific value as it contributes little information that is not already known from previous assessments but is in fair condition. Further salvage and analysis of the deposits in the study area is not likely to provide any further information relating to Aboriginal land and technology use that is not already known about the area and no further assessment is recommended at this stage as a result. The information obtained from this assessment contributes to our understanding of Aboriginal occupation and allows future generations to access and build on this knowledge in accordance with principles of intergenerational equity and ESD.

Development of an Aboriginal Cultural Heritage Management Plan

As per Section 4.41 of the EP&A Act projects classified as SSDs do not require an AHIP under the NPW Act. Instead, all works must be conducted in accordance with the Conditions of Consent for the SSD issued by the Secretary, DPE. Consequently, it is recommended an ACHMP be developed in order to appropriately manage Aboriginal cultural heritage identified within the study area. An ACHMP sets out specific guidelines and protocols for the management of Aboriginal heritage across the life of the project, inclusive of unanticipated finds protocols, the requirement for heritage inductions to be undertaken by the site personnel prior to works, and long term care and control of Aboriginal archaeological materials. The ACHMP must be prepared by a suitably qualified archaeologist in consultation with the RAPs for the project.

Continued consultation with the registered Aboriginal stakeholders

As per the consultation guidelines it is recommended that the proponent provides a copy of this report to the RAPs and considers all comments received. The proponent should continue to inform these groups about the management of Aboriginal cultural heritage sites within the study area throughout the life of the project.

The establishment of a long term care agreement in consultation with RAPs should be developed in order to ensure the artefacts identified as part of this assessment are adequately cared for. Several management options are possible depending on the wishes of RAPs. Artefacts recovered from the excavations can be given back to the Aboriginal community through a care and control agreement where they can then be used to teach subsequent generations about Aboriginal culture or can be reburied in a culturally appropriate place. A potential reburial location within the study area has been provided in Figure 6.

This approach considers the principles of ESD and intergenerational equity and more importantly ensures that recovered artefacts are managed according to the wishes of RAPs.

Native landscaping

Consultation with Kamilaroi Yankuntjatjara Working Group has also recommended that native landscaping be implemented for the project. ESR Australia are to consult with the landscape architect for the project.

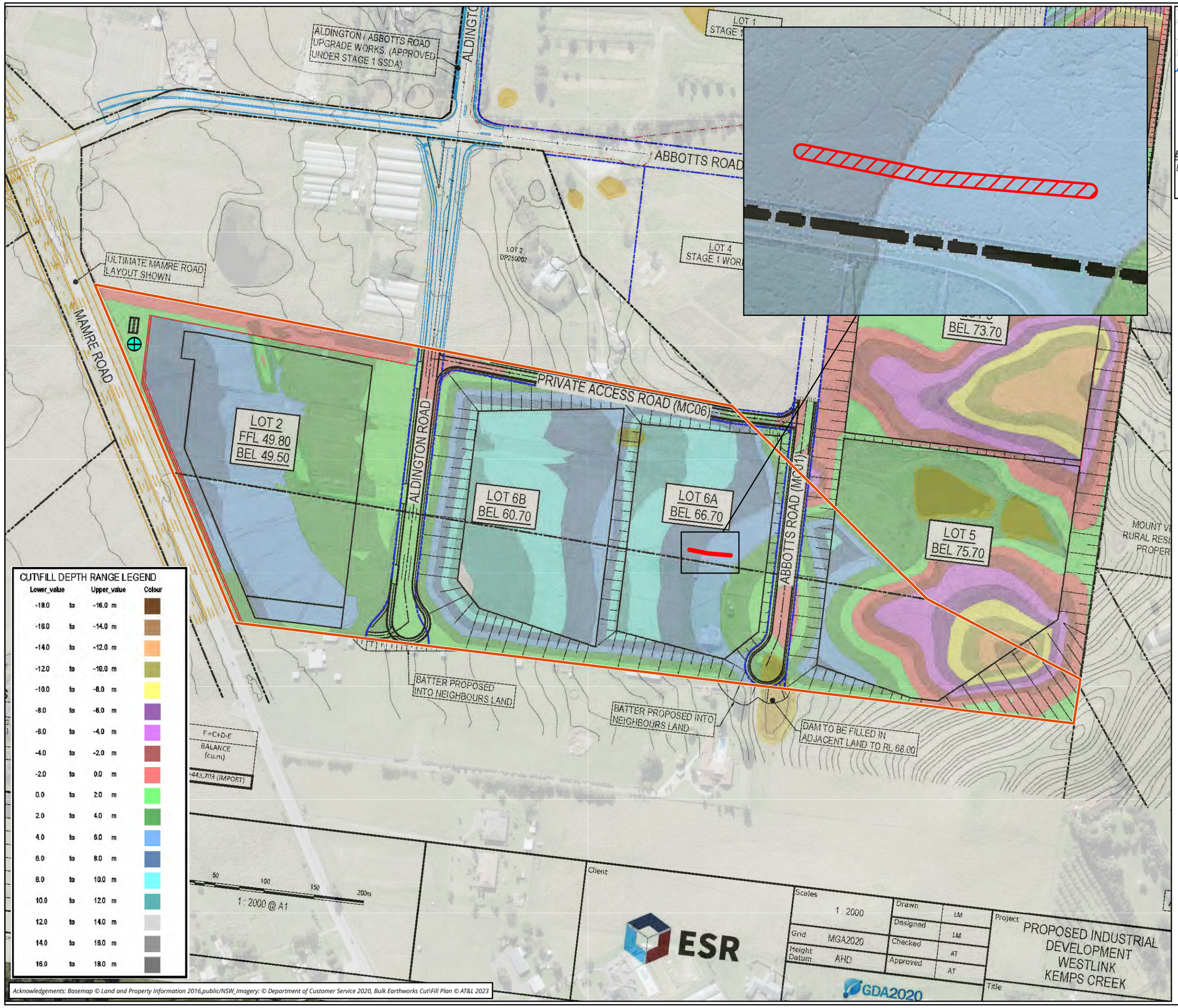
A summary of the impacts of the proposed works to the study area is presented in Table 7 and Table 8 below and in Figure 6.

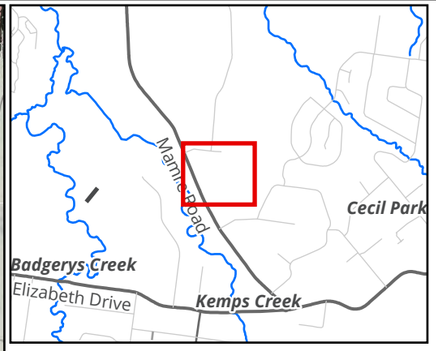
Table 7 Summary of sub-surface impacts of proposed works (SSD-46983729)

Proposed works	Impacts to potential archaeological deposits (Yes/No)
• Site preparation works, including demolition, clearing of all vegetation, bulk earthworks and retaining walls, construction of new internal roads and stormwater and drainage works. • Subdivision of the site. • Construction of an industrial warehouse buildings with ancillary office space comprising a total GFA of approximately 38,500m², including: – Loading docks and hardstand area, on-lot car parking and internal accessways. – Associated landscaping and signage. – Hours of operation of 24 hours, 7 days a week.	Yes – AHIMS 45-5-5634 (Mamre Road PAD 1)

Table 8 Summary of potential archaeological impacts to the study area

AHIMS site	Significance	Type of harm	Degree of harm	Consequence of harm
AHIMS 45-5-5634 (Mamre Road PAD 1)	Low	Direct	Total	An ACHMP should be developed for the study area. This should include a heritage induction for all site workers and contractors should be undertaken in order to prevent any unintentional harm to Aboriginal sites located within the study area and its surrounds; an unexpected finds protocol; and a long term care and control agreement for AHIMS 45-5-5634/Mamre Road PAD 1.





Legend

- Study area
- AHIMS 45-5-5634 / Mamre Road PAD 1
- Proposed Reburial Site

Figure 6 Impact Assessment

0 20 40 60 80 100

Metres

Scale: 1:3,500@ A3

Coordinate System: GDA 1994 MGA Zone 56

biosis

Matter: 39590, Date: 01 November 2023,
Prepared for: AV, Prepared by: HL, Last edited by: hliswoyo
Location: P:\39500s\39590\Mapping\39590_Mamre-rd_Kemps-Creek_ACHA-and-HIS-updates, Layout: 39590_ACHA_F6_ImpactAssessment_West

7 Recommendations

The recommendations below respond specifically to the wishes of the RAPs. Recommendations regarding the archaeological value of the site, and the subsequent management of Aboriginal cultural heritage is provided in the AR (Appendix 5).

7.1 Conclusions

As part of the management and mitigation measures for the proposed works, an ACHA including archaeological survey, test excavations, and consultation with the Aboriginal community was undertaken. This was done to determine the presence and nature of any potential Aboriginal sites so that appropriate management could be undertaken. The archaeological survey identified five PADs, which were tested as part of the test excavation program. One Aboriginal site (AHIMS 45-5-5634/Mamre Road PAD 1) was identified, and consisted of three silcrete artefacts. This site is consistent with regional models and past studies, and will be destroyed by the proposed development. This assessment has positively contributed to our knowledge of Aboriginal land use in the area and will be available for future generations to build on in line with inter-generational equity and precautionary principles. To mitigate harm, the recommendations below have been developed.

Recommendation 1: Development of an Aboriginal Cultural Heritage Management Plan

As per Section 4.41 of the EP&A Act an AHIP under the NPW Act is not required for SSD projects authorised by a development consent. All works must be conducted in accordance with the SSD consent conditions.

It is recommended an ACHMP be developed in order to appropriately manage Aboriginal cultural heritage identified within the study area. This will identify how to properly manage Aboriginal heritage for the project and would include unanticipated finds protocols and a heritage induction to be undertaken by the site personnel prior to works. The ACHMP should also detail the long term care and control of AHIMS 45-5-5634/Mamre Road PAD 1.

The ACHMP must be prepared by a suitably qualified archaeologist in consultation with the RAPs for the project.

Recommendation 2: Long term care and control agreement

The establishment of a long term care agreement via the ACHMP in consultation with RAPs should be developed in order to ensure the artefacts identified as part of this assessment are adequately cared for. Several management options are possible depending on the wishes of RAPs. Artefacts recovered from the excavations can be given back to the Aboriginal community through a care and control agreement where they can then be used to teach subsequent generations about Aboriginal culture or can be reburied in a culturally appropriate place.

This approach considers the principles of ESD and intergenerational equity and more importantly ensures that recovered artefacts are managed according to the wishes of RAPs.

Recommendation 3: Continued consultation with the RAPs

As per the consultation guidelines it is recommended that the proponent provides a copy of this report to the RAPs and considers all comments received. The proponent should continue to inform these groups about the

management of Aboriginal cultural heritage sites within the study area throughout the life of the project. The RAPs should be consulted in regards to the resting place of the artefacts.

Recommendation 4: Native landscaping

Consultation with Kamilaroi Yankuntjatjara Working Group has also recommended that native landscaping be implemented for the project. ESR Australia are to consult with the landscape architect for the project.

Recommendation 5: Discovery of unanticipated Aboriginal objects

All Aboriginal objects and Places are protected under the NSW NPW Act. It is an offence to disturb an Aboriginal site without a consent permit issued by Heritage NSW or SSD approval issued by DPE. Should any Aboriginal objects be encountered during works associated with this proposal, works must cease in the vicinity and the find should not be moved until assessed by a qualified archaeologist. If the find is determined to be an Aboriginal object the archaeologist will provide further recommendations. These may include notifying the Heritage NSW and RAPs.

Recommendation 6: Discovery of unanticipated historical relics

Relics are historical archaeological resources of local or State significance and are protected in NSW under the Heritage Act. Relics cannot be disturbed except with a permit or exception/exemption notification. Should unanticipated relics be discovered during the course of the project, work in the vicinity must cease and an archaeologist contacted to make a preliminary assessment of the find. The Heritage Council will require notification if the find is assessed as a relic.

Recommendation 7: Discovery of human remains

If any suspected human remains are discovered during any activity you must:

1. Immediately cease all work at that location and not further move or disturb the remains.
2. Notify the NSW Police and Heritage NSW Environmental Line on 131 555 as soon as practicable and provide details of the remains and their location.
3. Not recommence work at that location unless authorised in writing by Heritage NSW.

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Appendices

Appendix 1 Consultation log

Stage 1 – Notification of project proposal and registration of interest

Step 1- Identification of Aboriginal people/parties with an interest in the proposed study area.

Organisation contacted	Date and type of contact	Date and type of response	Response details
Heritage NSW, Department of Planning and Environment	07/02/2022, email	25/02/2022, email	"Thank you for your letter of 7 February 2022 about Aboriginal cultural heritage consultation for a proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, NSW, within the Penrith local government area. I appreciate the opportunity to provide input. Please find enclosed a list of known Aboriginal parties for the Penrith local government area (Attachment 1) that we consider likely to have an interest in the proposal. Note this is not an exhaustive list of all interested Aboriginal parties. Receipt of this list does not remove the requirement for a proponent/consultant to advertise the proposal in the local print media and contact other bodies and community groups seeking interested Aboriginal parties, in accordance with the 'Aboriginal cultural heritage consultation requirements for proponents 2010' (the CRs)."
NTSCORP Limited	07/02/2022, email	-	-
Office of the Registrar, Department of Aboriginal Affairs	07/02/2022, email	-	-
Greater Sydney Local Land Services	07/02/2022, email	08/02/2022, email	"Thank you for your recent letter seeking assistance to identify Aboriginal stakeholder organisations and persons who may hold an interest in Country at the project area designated in your correspondence. Greater Sydney Local Land Services (GS LLS) acknowledges that Local Land Services (formerly as Catchment Management Authorities) has been listed in Section 4.1.3.(g) of the Aboriginal Cultural Heritage Consultation requirements for proponents 2010, to support Part 6, of the NSW National Parks and Wildlife Act 1974 as a source of information to obtain the 'names of Aboriginal people who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places'. GS LLS understands and respects the significant role and values that tangible and intangible Aboriginal Cultural Heritage holds for First Nations/Aboriginal people with Country. GS LLS also partners with many First Nations communities on Caring for

Organisation contacted	Date and type of contact	Date and type of response	Response details
			Country projects that aim to protect and enhance those tangible and intangible values in Country including Aboriginal Cultural Heritage. GS LLS considers Aboriginal Cultural Heritage matters in relation to its role in land management and considers cultural heritage issues in the context of Natural Resource Management. However, GS LLS feels that it is not a primary source of contact for First Nations (Aboriginal) communities or persons that may inform or provide comment on development or planning issues. GS LLS strongly recommends you contact Heritage NSW to seek their advice on all-inclusive contact lists of persons and organisations who 'speak for Country' and that may assist with your investigation."
Penrith City Council	07/02/2022, email	11/02/2022, email	"Regarding your enquiry, Biosis may wish to consider contacting the following: https://deerubbin.org.au/contact/"
Deerubbin LALC	07/02/2022, email	-	-
NNTT	07/02/2022, email	08/02/2022, email	"Thank you for your search request received on 07 February 2022 in relation to the above area, please find your results below. Search Results The results provided are based on the information you supplied and are derived from a search of the following Tribunal databases: • Schedule of Native Title Determination Applications • Register of Native Title Claims • Native Title Determinations • Indigenous Land Use Agreements (Registered and notified)"

Step 2- Public advertisement

The public notice was published in *The Western Weekender* on the 11 February 2022. A copy of the advertisement is provided in Appendix 2.

Step 3- Registration of interest.

The registration period ran from the 22 February 2022 to 8 March 2022. Leeway was given to Aboriginal parties/groups who provided responses shortly after the close of this period and they have been registered as Aboriginal parties for consultation.

Organisation contacted	Date and type of contact	Date and type of response	Response details
A1 Indigenous Services	22/02/2022, email	22/02/2022	Registered for the project
Amanda Hickey Cultural Services	22/02/2022, email	-	-

Organisation contacted	Date and type of contact	Date and type of response	Response details
Anthony Williams	22/02/2022, registered post	-	-
Aragung Aboriginal Cultural Heritage Site Assessments	22/02/2022, email	-	-
B.H. Heritage Consultants	22/02/2022, email	24/02/2022	Registered for the project
Badu	22/02/2022, registered post	-	-
Barking Owl Aboriginal Corporation	22/02/2022, email	-	-
Barraby Cultural Services	22/02/2022, email	-	-
Biamanga	22/02/2022, email	-	-
Bidjawong Aboriginal Corporation	22/02/2022, email	-	-
Bilinga	22/02/2022, email	-	-
Butucarbin Aboriginal Corporation	22/02/2022, email	08/03/2022	Registered for the project
Callendulla	22/02/2022, email	-	-
Clive Freeman	22/02/2022, email	26/02/2022	Registered for the project
Corroboree Aboriginal Corporation	22/02/2022, email	-	-
Darug Aboriginal Cultural Heritage Assessments	22/02/2022, registered post	-	-
Darug Boorooberongal Elders Aboriginal Corporation	22/02/2022, email	-	-
Darug Custodian Aboriginal Corporation	22/02/2022, email	23/02/2022	Registered for the project
Darug Land Observations	22/02/2022, email	-	-
Darug Tribal Aboriginal Corporation	22/02/2022, registered post	-	-
Deerubbin Local Aboriginal Land Council	22/02/2022, email	25/02/2022	Registered for the project
Dharug	22/02/2022, email	-	-
Dhinawan Culture & Heritage Pty Ltd	22/02/2022, email	-	-
Didge Ngunawal Clan	22/02/2022, email	22/02/2022	Registered for the project
DJMD Consultancy	22/02/2022, email	-	-

Organisation contacted	Date and type of contact	Date and type of response	Response details
Galamaay Cultural Consultants	22/02/2022, email	-	-
Gilay Consultants	22/02/2022, email	03/03/2022	Registered for the project
Ginninderra Aboriginal Corporation	22/02/2022, email	22/02/2022	Registered for the project
Goobah Developments	22/02/2022, email	-	-
Goodradigbee Cultural & Heritage Aboriginal Corporation	22/02/2022, email	-	-
Gulaga	22/02/2022, email	-	-
Gunjeewong Cultural Heritage Aboriginal Corporation	22/02/2022, email	-	-
Gunyuu	22/02/2022, email	-	-
HSB Consultants	22/02/2022, registered post	-	-
Jerringong	22/02/2022, email	-	-
Julia Narayan	22/02/2022, email	22/02/2022	Registered for the project
Kamilaroi Yankuntjatjara Working Group	22/02/2022, email	24/02/2022	Registered for the project
Minnamunnung	22/02/2022, registered post	-	-
Mundawari Heritage Consultants	22/02/2022, email	23/02/2022	Registered for the project
Munyunga	22/02/2022, email	-	-
Mura Indigenous Corporation	22/02/2022, email	-	-
Muragadi Heritage Indigenous Corporation	22/02/2022, email	22/02/2022	Registered for the project
Murra Bidgee Mullangari Aboriginal Corporation	22/02/2022, email	22/02/2022	Registered for the project
Murramarang	22/02/2022, email	-	-
Murrumbul	22/02/2022, email	-	-
Ngambaa Cultural Connections	22/02/2022, email	-	-
Nundagurri	22/02/2022, email	-	-
Pemulwuy CHTS	22/02/2022, email	-	-
Rane Consulting	22/02/2022, email	-	-

Organisation contacted	Date and type of contact	Date and type of response	Response details
Thauaira	22/02/2022, email	-	-
Thoorga Nura	22/02/2022, email	-	-
Tocomwall	22/02/2022, registered post	-	-
Waawaar Awaa Aboriginal Corporation	22/02/2022, email	06/03/2022	Registered for the project
Wailwan Aboriginal Group	22/02/2022, email	23/02/2022	Registered for the project
Walbunja	22/02/2022, email	-	-
Walgalu	22/02/2022, email	-	-
Warragil Cultural Services	22/02/2022, email	-	-
Widescope Indigenous Group	22/02/2022, registered post	-	-
Wingikara	22/02/2022, email	-	-
Woka Aboriginal Corporation	22/02/2022, email	-	-
Wori Wooilywa	22/02/2022, email	-	-
Wullung	22/02/2022, registered post	-	-
Wurrumay Pty Ltd	22/02/2022, email	-	-
Yerramurra	22/02/2022, email	-	-
Yulay Cultural Services	22/02/2022, email	23/02/2022	Registered for the project
Yurrandaali Cultural Services	22/02/2022, email	-	-

Project update – June 2022

A project update was sent out to all RAPs to advise them that the proponent had changed and also included one additional lot added to the proposed development. A copy of the project update is provided at the end of Appendix 2.

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
1	A1 Indigenous Services	01/06/2022, email	-	-
2	Confidential Party No. 1	01/06/2022, email	-	-
3	B.H. Heritage Consultants	01/06/2022, email	-	-
4	Butucarbin Aboriginal Corporation	01/06/2022, email	-	-
5	Clive Freeman	01/06/2022, email	-	-
6	Confidential Party No. 2	01/06/2022, email	-	-

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
7	Darug Custodian Aboriginal Corporation	01/06/2022, email	-	-
8	Deerubbin Local Aboriginal Land Council	01/06/2022, email	-	-
9	Didge Ngunawal Clan	01/06/2022, email	01/06/2022, email	Thanks
10	Gilay Consultants	01/06/2022, email	03/06/2022, email	Thank you for the update
11	Ginninderra Aboriginal Corporation	01/06/2022, email	08/06/2022, email	Thank you for the update
12	Julia Narayan	01/06/2022, email	-	-
13	Kamilaroi Yankuntjatjara Working Group	01/06/2022, email	02/06/2022, email	Thanks for the update
14	Mundawari Heritage Consultants	01/06/2022, email	-	-
15	Muragadi Heritage Indigenous Corporation	01/06/2022, email	-	-
16	Murra Bidgee Mullangari Aboriginal Corporation	01/06/2022, email	-	-
17	Waawaar Awaa Aboriginal Corporation	01/06/2022, email	-	-
18	Wailwan Aboriginal Group	01/06/2022, email	-	-
19	Confidential Party No. 3	01/06/2022, email	-	-
20	Yulay Cultural Services	01/06/2022, email	-	-

Stage 2 and Stage 3 – Presentation of information about the proposed project and gathering information about cultural significance

Step 1- Provision of project information and methodology pack

On 3 June 2022, Biosis provided each RAP with a copy of the project methodology pack outlining the proposed ACHA process and methodology for this project. RAPs were given 28 days to review and provide feedback on the methodology. A copy of the methodology pack is provided in Appendix 3 and a copy of the covering email is provided following.

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
1	A1 Indigenous Services	03/06/2022, email	08/06/2022, email	I have reviewed the document and support the Information and Methodology
2	Confidential Party No. 1	03/06/2022, email	-	-

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
3	B.H. Heritage Consultants	03/06/2022, email, 23/06/2022, reminder email	24/06/2022, email 24/06/2022, email	I was just wondering did I register for this project if not can I register for this project please thank you Biosis response: Thank you for your email. I can confirm with you that you have registered for this project. If you have any questions please let me know.
4	Butucarbin Aboriginal Corporation	03/06/2022, email, 23/06/2022, reminder email	-	-
5	Clive Freeman	03/06/2022, email, 23/06/2022, reminder email	-	-
6	Confidential Party No. 2	03/06/2022, email, 23/06/2022, reminder email	-	-
7	Darug Custodian Aboriginal Corporation	03/06/2022, email, 23/06/2022, reminder email	29/06/2022, email	Our group is a non- profit organisation that has been active for over forty years in Western Sydney, we are a Darug community group with over three hundred members. The main aim in our constitution is the care of Darug sites, places, wildlife and to promote our culture and provide education on the Darug history. Our group promotes Darug Culture and works on numerous projects that are culturally based as a proud and diverse group. It has been discussed by our group and with many consultants and researches that our history is generic and is usually from an early colonists perspective or solely based on archaeology and sites. These histories are adequate but they lack the people's stories and parts of important events and connections of the Darug people and also other Aboriginal people that now call this area home and have done so for numerous generations. This area is significant to the Darug people

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
				due to the evidence of continued occupation, within close proximity to this project site there is a complex of significant sites. Landscapes and landforms are significant to us for the information that they hold and the connection to Darug people. Aboriginal people (Darug) had a complex lifestyle that was based on respect and belonging to the land, all aspects of life and survival did not impact on the land but helped to care for and conserve land and the sustenance that the land provided. As Darug people moved through the land there were no impacts left, although there was evidence of movement and lifestyle, the people moved through areas with knowledge of their areas and followed signs that were left in the landscape. Darug people knew which areas were not to be entered and respected the areas that were sacred. Knowledge of culture, lifestyle and lore have been part of Darug people's lives for thousands of years, this was passed down to the next generations and this started with birth and continued for a lifetime. Darug people spent a lifetime learning and as people grew older they passed through stages of knowledge, elders became elders with the learning of stages of knowledge not by their age, being an elder is part of the kinship system this was a very complicated system based on respect. Darug sites are all connected, our country has a complex of sites that hold our heritage and past history, evidence of the Darug lifestyle and occupation are all across our country, due to the rapid development of Sydney many of our sites have been destroyed, our sites are thousands of years old and within the short period of time that Australia has been developed pre contact our sites have disappeared. The Aboriginal cultural heritage consultation requirements for proponents Section 4.1.8 refers to "Aboriginal organisations representing Aboriginal people who hold

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
				cultural knowledge". Recent consultation meetings have revealed that many of these Aboriginal organisations and individuals do not hold cultural knowledge of the Western Sydney area. The increasing involvement of such parties in cultural heritage management means that genuine local Aboriginal organisations are unable to properly care for our cultural heritage. Many Aboriginal organisations listed in the OEH response letter do not contribute to the Aboriginal community of Western Sydney. Individuals listed in the OEH response letter do not represent the community and while they may be consulted with, should not be employed for their own personal financial benefit. Our organisation is committed to providing benefits back to our local Aboriginal community through such measures as funding the local Aboriginal juniors' touch football team, painting classes for the local children and donating money to various charities. Employment in cultural heritage activities is source of income that organisations such as ours can use to contribute to beneficial activities and support within the community. Darug custodian Aboriginal Corporation's site officers have knowledge of Darug land, Darug Culture,Oral histories, landforms, sites, Darug history, wildlife, flora and legislative requirements. We have worked with consultants and developers for many years in WesternSydney (Darug Land) for conservation, site works, developments and interpretation/education strategie. Darug Custodian Aboriginal Corporation have received and reviewed the report for 1030-1048 and 1050-1064 Mamre Road Kemps Creek. We support the recommendations set out in this report.
8	Deerubbin Local Aboriginal Land Council	03/06/2022, email, 23/06/2022,	-	-

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
		reminder email		
9	Didge Ngunawal Clan	03/06/2022, email	03/06/2022, email 13/06/2022, email	DNC lives in the Penrith LGA, and we totally agree to what has been proposed towards Mamre Rd, Kemps Creek project. We hold a lot of knowledge to the area that has been proposed DNC lives in the Penrith LGA, and we totally agree to what has been proposed towards Mamre Rd, Kemps Creek project. We hold a lot of knowledge to the area that has been proposed. DNC is happy with everything towards this project at Mamre Rd Kemps Creek
10	Gilay Consultants	03/06/2022, email	16/06/2022, email	Received thank you
11	Ginninderra Aboriginal Corporation	03/06/2022, email, 23/06/2022, reminder email	-	-
12	Julia Narayan	03/06/2022, email, 23/06/2022, reminder email	-	-
13	Kamilaroi Yankuntjatjara Working Group	03/06/2022, email	16/06/2022, email	Thank you for your report for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek. Here at Kamilaror- Yankuntjara Working Group we hold 50 years of cultural knowledge of the area. We hold a deep connection to Mother Earth, the sky, and our water ways. Aboriginal people have a spiritual connection to the land, it holds stories, history. It is for this reason we must not destroy the land or pollute it as it will become sick and so will we. Mother Earth gives to us and in return we care for her. Kamilaror-Yankuntjara Working Group aim to protect and conserve our sacred sites especially our burial sites and the tangible and intangible. The study area is highly significant to us Aboriginal people, the intangible aspects like being connected to land is of importance as we hold a spiritual connection to the land. The site is close to water ways that are

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
				utilised by aboriginal people. Understanding the intangible aspects is highly important to our people because we are connected to place not only artefacts, but there are also stories that must be heard around the creation of the area, these should be sort by yarning with the traditional owners of the land. Has the proponent sort a cultural interpretation plan for the project, to recognise Aboriginal people as the owners of the land? Ways in which this can be archived is through design, art, digital displays, apps, native gardens etc. It is important to incorporate interpretation into you project as it educates the wider community and our next generations about the traditional owners of the land keeping our culture alive. A keeping place should also be sort to keep artefacts on country. We would like to agree to your report, we look forward to furthering consultation.
			17/06/2022, email	**Duplicate email sent below** Thank you for your report for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek. Here at KYWG we hold 50 years of cultural knowledge of the area. We hold a deep connection to Mother Earth, the sky, and our water ways. Aboriginal people have a spiritual connection to the land, it holds stories, history. It is for this reason we must not destroy the land or pollute it as it will become sick and so will we. Mother Earth gives to us and in return we care for her. Kamilaror-Yankuntjara Working Group aim to protect and conserve our sacred sites especially our burial sites and the tangible and intangible. The study area is highly significant to us Aboriginal people, the intangible aspects like being connected to land is of importance as we hold a spiritual connection to the land. The site is close to water ways that are utilised by aboriginal people. Understanding the intangible aspects is highly important to our people because we are connected to

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
				place not only artefacts, but there are also stories that must be heard around the creation of the area, these should be sort by yarning with the traditional owners of the land. Has the proponent sort a cultural interpretation plan for the project, to recognise Aboriginal people as the owners of the land? Ways in which this can be archived is through design, art, digital displays, apps, native gardens etc. It is important to incorporate interpretation into you project as it educates the wider community and our next generations about the traditional owners of the land keeping our culture alive. A keeping place should also be sort to keep artefacts on country. We would like to agree to your report & we look forward to further consultation with you.
			13/07/2022, email	Biosis response: Thank you for your email, and apologies in the delay in getting back to you. I have passed your question on to the client and will get back to you when I have a response.
			14/07/2022, email	"Thank you".
			10/08/2022, email	Biosis response: My apologies in getting back to you. I had a chat with the client and they are able to incorporate native plants into the landscaping for the project. I will be also including this as a recommendation in the report. Please let me know if you have any questions.
14	Mundawari Heritage Consultants	03/06/2022, email	05/06/2022, email	Thank you for providing us with a copy of the project information and proposed assessment methodology. We agree with the proposed methodology outlined for this project and our preference would be for any cultural material that is identified to be reburied on site in a suitable

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
				location (if possible) which would not be impacted by any future development.
15	Muragadi Heritage Indigenous Corporation	03/06/2022, email	07/06/2022, email	I have read the project information, ACHAR and methodology for the above project, I agree with the recommendations made.
16	Murra Bidgee Mullangari Aboriginal Corporation	03/06/2022, email	06/06/2022, email	
17	Waawaar Awaa Aboriginal Corporation			
18	Wailwan Aboriginal Group		-	-
19	Confidential Party No. 3		-	-
20	Yulay Cultural Services			

Stage 4 – Review of draft report

Step 1- Provision of draft report for review

A copy of the draft ACHA email and reminder email is provided in Appendix 4.

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
1	A1 Indigenous Services	15/08/2022, email and 05/09/2022 reminder email	-	-
2	Confidential Party No. 1	15/08/2022, email and 05/09/2022 reminder email	-	-
3	B.H. Heritage Consultants	15/08/2022, email and 05/09/2022 reminder email	15/08/2022, email 15/08/2022, email	I was just looking at your email and there's no link down the bottom of the email you sent. Biosis response: Thank you for your email. The link to access the reports is here: https://spaces.hightail.com/receive/t12FUH14vr If you have any issues accessing the draft report or have any questions please let me know.
4	Butucarbin Aboriginal Corporation	15/08/2022, email and 05/09/2022	-	-

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
		reminder email		
5	Clive Freeman	15/08/2022, email and 05/09/2022 reminder email	-	-
6	Confidential Party No. 2	15/08/2022, email and 05/09/2022 reminder email	-	-
7	Darug Custodian Aboriginal Corporation	03/06/2022, email, 23/06/2022, reminder email	25/08/2022, email	Our group is a non- profit organisation that has been active for over forty years in Western Sydney, we are a Darug community group with over three hundred members. The main aim in our constitution is the care of Darug sites, places, wildlife and to promote our culture and provide education on the Darug history. Our group promotes Darug Culture and works on numerous projects that are culturally based as a proud and diverse group. It has been discussed by our group and with many consultants and researches that our history is generic and is usually from an early colonists perspective or solely based on archaeology and sites. These histories are adequate but they lack the people's stories and parts of important events and connections of the Darug people and also other Aboriginal people that now call this area home and have done so for numerous generations. This area is significant to the Darug people due to the evidence of continued occupation, within close proximity to this project site there is a complex of significant sites. Landscapes and landforms are significant to us for the information that they hold and the connection to Darug people. Aboriginal people (Darug) had a complex lifestyle that was based on respect and belonging to the land, all aspects of life and survival did not impact on the land but helped to care for and conserve land and the sustenance that the land provided. As Darug people moved through the land there were no impacts left, although there was evidence of movement and lifestyle, the people moved through areas with knowledge

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
				of their areas and followed signs that were left in the landscape. Darug people knew which areas were not to be entered and respected the areas that were sacred. Knowledge of culture, lifestyle and lore have been part of Darug people's lives for thousands of years, this was passed down to the next generations and this started with birth and continued for a lifetime. Darug people spent a lifetime learning and as people grew older they passed through stages of knowledge, elders became elders with the learning of stages of knowledge not by their age, being an elder is part of the kinship system this was a very complicated system based on respect. Darug sites are all connected, our country has a complex of sites that hold our heritage and past history, evidence of the Darug lifestyle and occupation are all across our country, due to the rapid development of Sydney many of our sites have been destroyed, our sites are thousands of years old and within the short period of time that Australia has been developed pre contact our sites have disappeared. The Aboriginal cultural heritage consultation requirements for proponents Section 4.1.8 refers to "Aboriginal organisations representing Aboriginal people who hold cultural knowledge". Recent consultation meetings have revealed that many of these Aboriginal organisations and individuals do not hold cultural knowledge of the Western Sydney area. The increasing involvement of such parties in cultural heritage management means that genuine local Aboriginal organisations are unable to properly care for our cultural heritage. Many Aboriginal organisations listed in the Heritage response letter do not contribute to the Aboriginal community of Western Sydney. Individuals listed in the Heritage response letter do not represent the community and while they may be consulted with, should not be employed for their own personal financial

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
				benefit. Our organisation is committed to providing benefits back to our local Aboriginal community through such measures as funding the local Aboriginal juniors' touch football team, painting classes for the local children and donating money to various charities. Employment in cultural heritage activities is source of income that organisations such as ours can use to contribute to beneficial activities and support within the community. Darug custodian Aboriginal Corporation's site officers have knowledge of Darug land, Darug Culture,Oral histories, landforms, sites, Darug history, wildlife, flora and legislative requirements. We have worked with consultants and developers for many years in Western Sydney (Darug Land) for conservation, site works, developments and interpretation/education strategie. Darug Custodian Aboriginal Corporation have received and reviewed the report for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek. We support the recommendations set out in this report. Our Country is the traditional land of the Darug people, who speak the Darug language. Our Country isn't defined or identified by government bodies and their agencies. These agencies and bodies do not support the people of our Country and are not the traditional custodians and therefore should not be in a position to speak for the Darug people, Darug land or Darug knowledge. Maintaining cultural protocols is fundamental in obtaining knowledge and invoking discussion for Country. To speak directly to and consult with the people of traditional lands, in this case the Darug people, is necessary to maintain correct protocol and acquire accurate knowledge. It is culturally inappropriate for any Non-Darug person or group/s to speak on Darug cultural heritage. Darug people are the only people that have the

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
				authority to speak for Darug Country, and hence should be the only peoples that can and must speak for Darug Country.
8	Deerubbin Local Aboriginal Land Council	15/08/2022, email and 05/09/2022 reminder email	-	-
9	Didge Ngunawal Clan	15/08/2022, email and 05/09/2022 reminder email	-	-
10	Gilay Consultants	15/08/2022, email and 05/09/2022 reminder email	12/09/2022, email	Looks good to me
11	Ginninderra Aboriginal Corporation	15/08/2022, email and 05/09/2022 reminder email	-	-
12	Julia Narayan	15/08/2022, email and 05/09/2022 reminder email	-	-
13	Kamilaroi Yankuntjatjara Working Group	15/08/2022, email and 05/09/2022 reminder email	-	-
14	Mundawari Heritage Consultants	15/08/2022, email and 05/09/2022 reminder email	-	-
15	Muragadi Heritage Indigenous Corporation	15/08/2022, email and 05/09/2022 reminder email	-	-
16	Murra Bidgee Mullangari Aboriginal Corporation	15/08/2022, email and 05/09/2022 reminder email	-	-
17	Waawaar Awaa Aboriginal Corporation	15/08/2022, email and 05/09/2022	-	-

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
		reminder email		
18	Wailwan Aboriginal Group	15/08/2022, email and 05/09/2022 reminder email	-	-
19	Confidential Party No. 3	15/08/2022, email and 05/09/2022 reminder email	-	-
20	Yulay Cultural Services	15/08/2022, email and 05/09/2022 reminder email	-	-

Stage 4: Final report

The final report was sent out to all RAPs on 25 October 2022. A copy of this correspondence is provided at the end of Appendix 4.

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
1	A1 Indigenous Services	25/10/2022, email	-	-
2	Confidential Party No. 1	25/10/2022, email	-	-
3	B.H. Heritage Consultants	25/10/2022, email	-	-
4	Butucarbin Aboriginal Corporation	25/10/2022, email	-	-
5	Clive Freeman	25/10/2022, email	-	-
6	Confidential Party No. 2	25/10/2022, email	-	-
7	Darug Custodian Aboriginal Corporation	25/10/2022, email	-	-
8	Deerubbin Local Aboriginal Land Council	25/10/2022, email	-	-
9	Didge Ngunawal Clan	25/10/2022, email	-	-
10	Gilay Consultants	25/10/2022, email	-	-
11	Ginninderra Aboriginal Corporation	25/10/2022, email	-	-
12	Julia Narayan	25/10/2022, email	-	-
13	Kamilaroi Yankuntjatjara Working Group	25/10/2022, email	-	-

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
14	Mundawari Heritage Consultants	25/10/2022, email	-	-
15	Muragadi Heritage Indigenous Corporation	25/10/2022, email	-	-
16	Murra Bidgee Mullangari Aboriginal Corporation	25/10/2022, email	-	-
17	Waawaar Awaa Aboriginal Corporation	25/10/2022, email	-	-
18	Wailwan Aboriginal Group	25/10/2022, email	-	-
19	Confidential Party No. 3	25/10/2022, email	-	-
20	Yulay Cultural Services	25/10/2022, email	-	-

Project update - July 2023

Biosis undertook consultation with Heritage NSW to confirm if a project update would be sufficient to notify RAPs as the last correspondence for the project was on 25 October 2022. Heritage NSW confirmed this via email on 17 July 2023 (pers. comm.).

The project update was sent out to all RAPs on 26 July 2023. A copy of this correspondence is provided at the end of Appendix 4.

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
1	A1 Indigenous Services	26/07/2023, email	-	-
2	Confidential Party No. 1	26/07/2023, email	-	-
3	B.H. Heritage Consultants	26/07/2023, email	-	-
4	Butucarbin Aboriginal Corporation	26/07/2023, email	-	-
5	Clive Freeman	26/07/2023, email	-	-
6	Confidential Party No. 2	26/07/2023, email	-	-
7	Darug Custodian Aboriginal Corporation	26/07/2023, email	-	-
8	Deerubbin Local Aboriginal Land Council	26/07/2023, email	-	-
9	Didge Ngunawal Clan	26/07/2023, email	-	-
10	Gilay Consultants	26/07/2023, email	-	-
11	Ginninderra Aboriginal Corporation	26/07/2023, email	-	-

No.	Organisation contacted	Date and type of contact	Date and type of response	Response details
12	Julia Narayan	26/07/2023, email	-	-
13	Kamilaroi Yankuntjatjara Working Group	26/07/2023, email	-	-
14	Mundawari Heritage Consultants	26/07/2023, email	-	-
15	Muragadi Heritage Indigenous Corporation	26/07/2023, email	-	-
16	Murra Bidgee Mullangari Aboriginal Corporation	26/07/2023, email	-	-
17	Waawaar Awaa Aboriginal Corporation	26/07/2023, email	-	-
18	Wailwan Aboriginal Group	26/07/2023, email	-	-
19	Confidential Party No. 3	26/07/2023, email	-	-
20	Yulay Cultural Services	26/07/2023, email	-	-

Appendix 2 Stage 1: Notification of project proposal and registration of interest

From:	Crystal Garabedian
To:	"staff@deerubbin.org.au"
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek - Stage 1 Notification to LALC
Date:	Monday, 7 February 2022 5:11:16 PM
Attachments:	PDFMailerLALC.pdf image412b5.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

As per section 4.1 of the consultation requirements, Biosis is seeking to identify Aboriginal people who may have an interest in the study area and hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and/or places in the Kemps Creek area. If you could please provide contact details for any such Aboriginal people or organisations by 5:00 PM 21 February 2022 it would be greatly appreciated.

Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

Leaders in Ecology and Heritage Consulting

Biosis acknowledges the Aboriginal and Torres Strait Islander people as Traditional Custodians of the country on which we live and work. We pay our respects to the Traditional Custodians and Elders past, present and future, and honour their connection to the land and ongoing contribution to society.

The information transmitted including attachments is intended only for the person or entity to which it is addressed and may contain copyright material, or information that is confidential or is exempt from disclosure by law. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon this information by persons or entities other than the intended recipient is strictly prohibited. If you received this in error, please contact the sender and delete the material from your computer. The views expressed in this email are those of the sender except where the sender expressly and with authority states them to be the views of Biosis Pty Ltd. Biosis Pty Ltd does not represent that this email is free of errors, viruses or interference. When using email to communicate with Biosis Pty Ltd, access to that information by Biosis Pty Ltd personnel is strictly limited and controlled.

From:	Crystal Garabedian
To:	"GeospatialSearch@NNTT.gov.au"; "enquiries@nntt.gov.au"
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Date:	Monday, 7 February 2022 5:05:59 PM
Attachments:	36626.Geospatial.Search.pdf 36626.1030-1048.Mamre.Road.Stage.1.DFT01.20220207.Geospatial.pdf image95c1d5.PNG

Good afternoon,

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As per section 4.1 of the consultation requirements, Biosis is seeking to identify Aboriginal people who may have an interest in the study area and hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and/or places in the Kemps Creek area. If you could please provide contact details for any such Aboriginal people or organisations by **5:00 PM 21 February 2022** it would be greatly appreciated.

Kind regards,
Crystal Garabedian

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E: cgarabedian@biosis.com.au

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National Native Title Tribunal

Request for Spatial Search of Tribunal Registers

1: Your details

Your name:	*Molly Crissell*		
Your company:	*Biosis Pty Ltd*		
E-mail address:	*mcrissell@biosis.com.au*	Phone:	*02 9101 8700*
Your reference:	*36261*	Your state:	*New South Wales*
☒	*I have read and acknowledge the terms and conditions on the next page.*		

2: Areas to be searched

Jurisdiction to be searched:	*New South Wales*	Tenure to be searched:	*Non freehold parcel*

Parcel or tenement identifiers (add up to 20 separate identifiers). **Please see over for parcel identifiers.**

Parcel 1:	*Lot 3 DP 250002*	Parcel 2:	*Click or tap here to enter text.*
Parcel 3:	*Click or tap here to enter text.*	Parcel 4:	*Click or tap here to enter text.*
Parcel 5:	*Click or tap here to enter text.*	Parcel 6:	*Click or tap here to enter text.*
Parcel 7:	*Click or tap here to enter text.*	Parcel 8:	*Click or tap here to enter text.*
Parcel 9:	*Click or tap here to enter text.*	Parcel 10:	*Click or tap here to enter text.*
Parcel 11:	*Click or tap here to enter text.*	Parcel 12:	*Click or tap here to enter text.*
Parcel 13:	*Click or tap here to enter text.*	Parcel 14:	*Click or tap here to enter text.*
Parcel 15:	*Click or tap here to enter text.*	Parcel 16:	*Click or tap here to enter text.*
Parcel 17:	*Click or tap here to enter text.*	Parcel 18:	*Click or tap here to enter text.*
Parcel 19:	*Click or tap here to enter text.*	Parcel 20:	*Click or tap here to enter text.*

If your search area is not a parcel or mining or petroleum tenement, you can enter other tenure or administrative regions here (e.g. local government area, townsite or county). Please provide as much detail as you can.

Address: 1030-1048 Mamre Road, Kemps Creek, NSW.

E-mail the completed form to GeospatialSearch@NNTT.gov.au

Parcel Identifiers

In most jurisdictions please identify parcels using lot on plan, or lot/section/plan as appropriate. The NNTT is generally not able to identify parcels using land title information. Where possible, the NNTT uses the terminology and formatting of unique identifiers used in each state to uniquely identify a land parcel. More details are below:

1. **Lot on plan**. Use for Western Australia and Queensland.
2. **Lot/Section/Plan**. Use for New South Wales.
3. **LAISKEY**. Use for the Northern Territory. The laiskey is a unique identifier for each parcel comprised of the location code, LTO code (derived from the survey plan) where applicable and the parcel number.
4. **Parcel ID** – Use for South Australia. Concatenation of Parcel Type, Parcel, Plan Type and Plan.
5. **SPI** (Standard Parcel Identifier) – Use for Victoria.

Terms and Conditions

1. Specify only one jurisdiction (e.g. Queensland) and one type of tenure (e.g. mining tenement) per form. You can add up to 20 separate tenements or parcels per search request. For more than 20 parcels or tenements please submit additional search requests or contact GeospatialSearch@NNTT.gov.au to discuss your requirements.

   Note: if your area of interest cannot be clearly identified from the search form, or is not held in NNTT datasets, we may instead provide search results for a surrounding local government area, or other suitable regional area.

2. Freehold land.

   Under the Native Title Act 1993 (Cth), the valid grant of a freehold estate (other than certain types of Aboriginal and Torres Strait Islander land) on or before 23 December 1996 is known as a 'previous exclusive possession act'. This means that native title has been extinguished over the area. Native title claimants are not allowed to include land and waters covered by previous exclusive possession acts in their applications; therefore they would normally exclude freehold areas. A native title application may, however, be made over freehold land on the basis that freehold was invalidly granted, but the chances of this happening are very low.

3. Cultural Heritage in NSW.

   The National Native Title Tribunal has undertaken steps to remove itself from the formal list of sources for information about indigenous groups in development areas. The existence or otherwise of native title is quite separate to any matters relating to Aboriginal cultural heritage. Information on native title claims, native title determinations and Indigenous Land Use Agreements is available on the Tribunal's website.

4. Spatial searches rely on data obtained from the relevant custodian. Whilst efforts are taken to update such datasets on a regular basis, the collection and interpretation of such datasets may be influenced by a number of factors that can impact of the completeness and accuracy of your search results.

Disclaimer

While the National Native Title Tribunal (NNTT) and the Native Title Registrar (Registrar) have exercised due care in ensuring the accuracy of the information provided, it is provided for general information only and on the understanding that neither the NNTT, the Registrar nor the Commonwealth of Australia is providing professional advice. Appropriate professional advice relevant to your circumstances should be sought rather than relying on the information provided. In addition, you must exercise your own judgment and carefully evaluate the information provided for accuracy, currency, completeness and relevance for the purpose for which it is to be used.

The information provided is often supplied by, or based on, data and information from external sources, therefore the NNTT and Registrar cannot guarantee that the information is accurate or up-to-date.

The NNTT and Registrar expressly disclaim any liability arising from the use of this information.

This information should not be relied upon in relation to any matters associated with cultural heritage.

From:	Crystal Garabedian
To:	"admin.greatersydney@lls.nsw.gov.au"
Subject:	36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Date:	Monday, 7 February 2022 5:09:15 PM
Attachments:	PDFMailer.pdf image16e127.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

As per section 4.1 of the consultation requirements, Biosis is seeking to identify Aboriginal people who may have an interest in the study area and hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and/or places in the Kemps Creek area. If you could please provide contact details for any such Aboriginal people or organisations by 5:00 PM 21 February 2022 it would be greatly appreciated.

Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

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From:	Crystal Garabedian
To:	"information@ntscorp.com.au"
Subject:	36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Date:	Monday, 7 February 2022 5:09:13 PM
Attachments:	PDFMailer.pdf image7fc337.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

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From:	Crystal Garabedian
To:	"heritagemailbox@environment.nsw.gov.au"
Subject:	36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Date:	Monday, 7 February 2022 5:09:14 PM
Attachments:	PDFMailer.pdf image1eb1cc.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

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E: cgarabedian@biosis.com.au

Leaders in Ecology and Heritage Consulting

Biosis acknowledges the Aboriginal and Torres Strait Islander people as Traditional Custodians of the country on which we live and work. We pay our respects to the Traditional Custodians and Elders past, present and future, and honour their connection to the land and ongoing contribution to society.

The information transmitted including attachments is intended only for the person or entity to which it is addressed and may contain copyright material, or information that is confidential or is exempt from disclosure by law. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon this information by persons or entities other than the intended recipient is strictly prohibited. If you received this in error, please contact the sender and delete the material from your computer. The views expressed in this email are those of the sender except where the sender expressly and with authority states them to be the views of Biosis Pty Ltd. Biosis Pty Ltd does not represent that this email is free of errors, viruses or interference. When using email to communicate with Biosis Pty Ltd, access to that information by Biosis Pty Ltd personnel is strictly limited and controlled.

From:	Crystal Garabedian
To:	"adminofficer@oralra.nsw.gov.au"
Subject:	36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Date:	Monday, 7 February 2022 5:09:14 PM
Attachments:	PDFMailer.pdf image0dc5e5.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

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Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

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From:	Crystal Garabedian
To:	"council@penrith.city"
Subject:	36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Date:	Monday, 7 February 2022 5:09:15 PM
Attachments:	PDFMailer.pdf image2d9f2b.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

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7 February 2022

National Native Title Tribunal
GPO Box 9973
Sydney NSW 2001

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek Aboriginal Cultural Heritage Assessment, Notification to Agencies

Our Ref: Matter 36636

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979.*

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The purpose of the Aboriginal community consultation is to provide sufficient information for the assessment of Aboriginal cultural heritage values and to assist the Secretary of the Department of Planning, Industry and Environment (DPIE) in the consideration and determination of the application. The project will be undertaken in accordance with the *National Parks and Wildlife Act 1974*.

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In accordance with section 4.1.3 (a) of the consultation requirements, please note that the relevant proponent contact for this project is:

ResolveXO
Nick Blakely
Associate
Tel: 0421 277 268
Email: nick.blakely@resolvexo.com.au

Biosis Pty Ltd
Sydney Resource Group

Unit 14, 17-27 Power Avenue
Alexandria NSW 2015

Phone: 02 9101 8700

ACN 006 175 097
ABN 65 006 175 097

Email: sydney@biosis.com.au

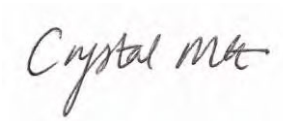
biosis.com.au

All correspondence regarding provision of names and contact details of Aboriginal people who may hold cultural knowledge relevant to the study area should be provided in writing by **5:00 PM 21 February 2022** to:

Mathew Smith
Biosis Pty Ltd
14/17-27 Power Avenue
Alexandria
msmith@biosis.com.au

If you have any queries regarding the project please don't hesitate to contact Anthea Vella on the details above, or alternatively the main office number on 02 9101 8700.

Yours sincerely,



Crystal Garabedian
Research Assistant

7 February 2022

Native Title Services Corporation
PO Box 2105
Strawberry Hills NSW 2012

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek Aboriginal Cultural Heritage Assessment, Notification to Agencies

Our Ref: Matter 36636

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Alexandria NSW 2015

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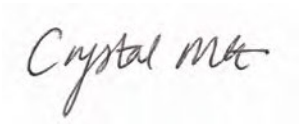

Crystal Garabedian
Research Assistant

7 February 2022

Office of the Registrar Aboriginal Land Rights Act 1983
PO Box 5068
Parramatta NSW 2124

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek Aboriginal Cultural Heritage Assessment, Notification to Agencies

Our Ref: Matter 36636

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979.*

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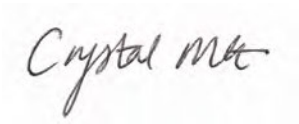

Crystal Garabedian
Research Assistant

7 February 2022

Heritage NSW
PO Box 644
Parramatta NSW 2124

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek Aboriginal Cultural Heritage Assessment, Notification to Agencies

Our Ref: Matter 36636

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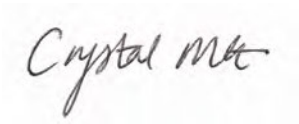

Crystal Garabedian
Research Assistant

7 February 2022

Greater Sydney Local Land Services
PO Box 600
Wyong NSW 2259

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek Aboriginal Cultural Heritage Assessment, Notification to Agencies

Our Ref: Matter 36636

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Unit 14, 17-27 Power Avenue
Alexandria NSW 2015

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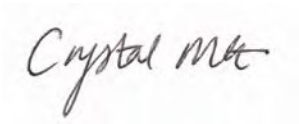

Crystal Garabedian
Research Assistant

7 February 2022

Penrith City Council
PO Box 60
Penrith NSW 2751

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek Aboriginal Cultural Heritage Assessment, Notification to Agencies

Our Ref: Matter 36636

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Unit 14, 17-27 Power Avenue
Alexandria NSW 2015

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ACN 006 175 097
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Mathew Smith
Biosis Pty Ltd
14/17-27 Power Avenue
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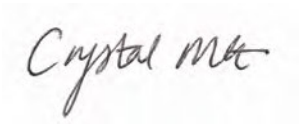

Crystal Garabedian
Research Assistant

7 February 2022

Deerubbin LALC
3/291-295 High Street
Penrith NSW 2750

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek: Aboriginal Cultural Heritage Assessment, Notification to Agencies

Our Ref: Matter 36626

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979.*

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As per section 4.1 of the consultation requirements, Biosis wish to invite Deerubbin Local Aboriginal Land Council to register an interest in the project. Biosis is also seeking to identify Aboriginal people who may have an interest in the study area and hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and/or places in the Kemps Creek area. If you could please provide contact details for any such Aboriginal people or organisations by **5:00 PM 17 February 2022** it would be greatly appreciated.

In accordance with section 4.1.3 (a) of the consultation requirements, please note that the relevant client contact for this project is:

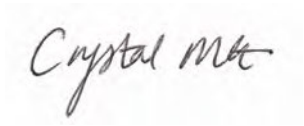
ResolveXO
Nick Blakely
Associate
Tel: 0421 277 268
Email: nick.blakely@resolvexo.co.au

All correspondence regarding provision of names and contact details of Aboriginal people who may hold cultural knowledge relevant to the study area should be provided in writing by **5:00 PM 22 February 2022** to:

Mathew Smith
Biosis Pty Ltd
14/17-27 Power Avenue
Alexandria
msmith@biosis.com.au

If you have any queries regarding the project please don't hesitate to contact Anthea Vella on the details above, or alternatively the main office number on 02 9101 8700.

Yours sincerely,



Crystal Garabedian
Research Assistant

From: LLS Admin GreaterSydney Mailbox
To: Crystal Garabedian
Subject: Re: 36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Date: Tuesday, 8 February 2022 10:10:51 AM
Attachments: image16e127.PNG

Dear Ms Garabedian

Thank you for your recent letter seeking assistance to identify Aboriginal stakeholder organisations and persons who may hold an interest in Country at the project area designated in your correspondence.

Greater Sydney Local Land Services (GS LLS) acknowledges that Local Land Services (formerly as Catchment Management Authorities) has been listed in Section 4.1.3.(g) of the Aboriginal Cultural Heritage Consultation requirements for proponents 2010, to support Part 6, of the NSW National Parks and Wildlife Act 1974 as a source of information to obtain the 'names of Aboriginal people who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/or places'.

GS LLS understands and respects the significant role and values that tangible and intangible Aboriginal Cultural Heritage holds for First Nations/Aboriginal people with Country. GS LLS also partners with many First Nations communities on Caring for Country projects that aim to protect and enhance those tangible and intangible values in Country including Aboriginal Cultural Heritage. GS LLS considers Aboriginal Cultural Heritage matters in relation to its role in land management and considers cultural heritage issues in the context of Natural Resource Management.

However, GS LLS feels that it is not a primary source of contact for First Nations (Aboriginal) communities or persons that may inform or provide comment on development or planning issues.

GS LLS strongly recommends you contact Heritage NSW to seek their advice on all-inclusive contact lists of persons and organisations who 'speak for Country' and that may assist with your investigation.

Regards

Customer Service Team
Greater Sydney Local Land Services
Level 4, 2 - 6 Station St Penrith | PO Box 4515, Westfield Penrith NSW 2750
T: 02 4724 2100
E: admin.greatersydney@lls.nsw.gov.au | **W:** www.greatersydney.lls.nsw.gov.au

You can also get in touch with us is through our online enquiry form

Greater Sydney Local Land Services acknowledges we operate in and deliver services throughout Country of First Nations people in the Greater Sydney Region.
We recognise and respect Elders and cultural knowledge holders, past and present, while acknowledging the unique and diverse enduring cultures and histories of all First Nations people.
Always was and always will be Aboriginal land.

From: Crystal Garabedian <CGarabedian@biosis.com.au>
Sent: Monday, 7 February 2022 5:09 PM
To: LLS Admin GreaterSydney Mailbox <admin.greatersydney@lls.nsw.gov.au>
Subject: 36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Good afternoon,

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Leaders in Ecology and Heritage Consulting

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Anthea Vella

From: Geospatial Search Requests <GeospatialSearch@NNTT.gov.au>
Sent: Tuesday, 8 February 2022 3:31 PM
To: Molly Crissell
Cc: Crystal Garabedian
Subject: RE: SR22/159 - 36626 - 1030–1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies - SR22/159 [SEC=OFFICIAL]

OFFICIAL

Native title search – *NSW Parcel – Lot 3 on DP250002*
Your ref: *36261* - **Our ref:** *SR22/159*

Dear Molly Crisell**,**

Thank you for your search request received on 07 February 2022 in relation to the above area, please find your results below.

Search Results
The results provided are based on the information you supplied and are derived from a search of the following Tribunal databases:

- Schedule of Native Title Determination Applications
- Register of Native Title Claims
- Native Title Determinations
- Indigenous Land Use Agreements (Registered and notified)

Feature ID	Tenure	As At	Feature Area SqKm	Overlapping Native Title	
				NNTT File Number	Name
3//DP250002	FREEHOLD	11/10/2021	0.1161	No overlap	

For more information about the Tribunal's registers or to search the registers yourself and obtain copies of relevant register extracts, please visit our website.

Information on native title claims and freehold land can also be found on the Tribunal's website here: Native title claims and freehold land .

Please note: There may be a delay between a native title determination application being lodged in the Federal Court and its transfer to the Tribunal. As a result, some native title determination applications recently filed with the Federal Court may not appear on the Tribunal's databases.

The search results are based on analysis against external boundaries of applications only. Native title applications commonly contain exclusions clauses which remove areas from within the external boundary. To determine whether the areas described are in fact subject to claim, you need to refer to the "Area covered by claim" section of the relevant Register Extract or Schedule Extract and any maps attached.

Search results and the existence of native title

Please note that the enclosed information from the Register of Native Title Claims and/or the Schedule of Applications is **not** confirmation of the existence of native title in this area. This cannot be confirmed until the Federal Court makes a determination that native title does or does not exist in relation to the area. Such determinations are registered on the National Native Title Register.

The Tribunal accepts no liability for reliance placed on enclosed information
The enclosed information has been provided in good faith. Use of this information is at your sole risk. The National Native Title Tribunal makes no representation, either express or implied, as to the accuracy or suitability of the information enclosed for any particular purpose and accepts no liability for use of the information or reliance placed on it.

If you have any further queries, please do not hesitate to contact us via GeospatialSearch@NNTT.gov.au

Regards,

Geospatial Searches
National Native Title Tribunal | Perth
Email: GeospatialSearch@nntt.gov.au | **www.nntt.gov.au**

From: Crystal Garabedian <CGarabedian@biosis.com.au>
Sent: Monday, 7 February 2022 2:06 PM
To: Geospatial Search Requests <GeospatialSearch@NNTT.gov.au>; Enquiries <Enquiries@nntt.gov.au>
Subject: SR22/159 - 36626 - 1030–1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies

Caution: This is an external email. DO NOT click links or open attachments unless you recognise the sender and know the content is safe.

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979.*

As per section 4.1 of the consultation requirements, Biosis is seeking to identify Aboriginal people who may have an interest in the study area and hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and/or places in the Kemps Creek area. If you could please provide contact details for any such Aboriginal people or organisations by **5:00 PM 21 February 2022** it would be greatly appreciated.

Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage
M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

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From:	James Heathcote
To:	Crystal Garabedian
Subject:	FW: 36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies
Date:	Friday, 11 February 2022 4:45:16 PM
Attachments:	image2d9f2b.PNG image001.png image002.jpg image003.png image004.jpg image005.jpg PDFMailer.pdf

---

Good Afternoon Crystal,
Regarding your enquiry, Biosis may wish to consider contacting the following:
https://deerubbin.org.au/contact/
Kind Regards,

James Heathcote
Development Assessment Planner

E james.heathcote@penrith.city
T +61247328378 | F | M
PO Box 60, PENRITH NSW 2751
www.visitpenrith.com.au
www.penrithcity.nsw.gov.au

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From: Crystal Garabedian <CGarabedian@biosis.com.au>
Sent: Monday, 7 February 2022 5:09 PM
To: Penrith City Council - RECORDS <council@penrith.city>
Subject: 36626 - 1030-1048 Mamre Road, Kemps Creek - Stage 1 Notification to Agencies

EXTERNAL EMAIL: This email was received from outside the organisation. Use caution when clicking any links or opening attachments.

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

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Kind regards,
Crystal Garabedian

Crystal Garabedian
Research Assistant - Heritage
M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

Biosis Logo

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Anthea Vella

From: Barry Gunther <Barry.Gunther@environment.nsw.gov.au>
Sent: Friday, 25 February 2022 11:20 AM
To: Mathew Smith
Cc: Crystal Garabedian
Subject: DPC RAP list for 1030–1048 Mamre Road, Kemps Creek - Penrith LGA.
Attachments: PDFMailer.pdf; RAP list request 1030–1048 Mamre Road, Kemps Creek.docx; Attachment A - DPC RAP list- Penrith Local Government Area.docx

Hi Mathew,

Please find attached the DPC RAP list for 1030–1048 Mamre Road, Kemps Creek - Penrith LGA.

regards

Barry Gunther, Aboriginal Heritage Planner Officer
Heritage NSW, Community Engagement, Department of Premier and Cabinet
Level 6, 10 Valentine Ave, Parramatta | Locked Bag 5020 Parramatta 2124
T: 02 9995 6830 | barry.gunther @environment.nsw.gov.au

Please lodge all Applications to Heritagemailbox@environment.nsw.gov.au

Website Facebook Instagram LinkedIn

The Heritage Management System is live from 31 May. More information is available here

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

Heritage NSW and coronavirus (COVID-19)
Heritage NSW has taken steps to protect the safety, health and wellbeing of our staff, communities and customers. Whilst our offices remain open, we have put in place flexible working arrangements for our teams across NSW and continue to adapt our working arrangements as necessary. Face-to-face meetings and field work/site visits with our customers are subject to rules on gatherings and social distancing measures. We thank you for your patience and understanding at this time.

This email is intended for the addressee(s) named and may contain confidential and/or privileged information.
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Any views expressed in this email are those of the individual sender except where the sender expressly and with authority states them to be the views of the NSW Office of Environment, Energy and Science.

PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS EMAIL

Our reference: Doc22/89077

Mathew Smith
Biosis Pty Ltd
14/17-27 Power Avenue
Alexandria NSW 2015

25/02/2022

Dear Mathew,

WRITTEN NOTIFICATION OF PROPOSAL AS REQUIRED UNDER DECCW ABORIGINAL CULTURAL HERITAGE CONSULTATION REQUIREMENTS FOR PROPONENTS 2010

Subject: 1030–1048 Mamre Road, Kemps Creek.

Thank you for your correspondence dated 7 February 2022 to Heritage NSW (Department of Premier and Cabinet) regarding the above project.

Attached is a list of known Aboriginal parties for the proposed development at **Penrith** local Government Area that Heritage NSW considers likely to have an interest in the activity.

Please note this list is not necessarily an exhaustive list of all interested Aboriginal parties.

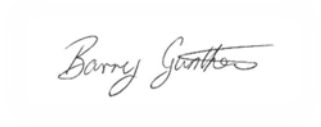
Receipt of this list does not remove the requirement of a proponent/ consultant to advertise in local print media and contact other bodies seeking interested Aboriginal parties, in accordance with the *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (April 2010).

Under Section 4.1.6. of the Consultation Requirements, you must also provide a copy of the names of each Aboriginal person who registered an interest to the relevant Heritage NSW office and Local Aboriginal Land Council (LALC) within 28 days from the closing date for registering an interest.

Please note that the contact details in the list provided by Heritage NSW may be out of date as it relies on Aboriginal parties advising Heritage NSW when their details need changing. If individuals/companies undertaking consultation are aware that any groups contact details are out of date, or letters are returned unopened, please contact either the relevant stakeholder group (if you know their more current details) and/or Heritage NSW. AHIP applicants should make a note of any group they are unable to contact as part of their consultation record.

If you have any questions about this advice, please email: heritagemailbox@environment.nsw.gov.au or contact (02) 9873 8500.

Yours sincerely



Barry Gunther
Aboriginal Heritage Planner
Aboriginal Heritage Regulation Branch – South Heritage NSW

Attachment A: Registered Aboriginal Interests DPC RAP List for the **Penrith** Local Government Area

From:	Barry Gunther
To:	Mathew Smith
Cc:	Crystal Garabedian
Subject:	DPC RAP list for 1030–1048 Mamre Road, Kemps Creek - Penrith LGA.
Date:	Friday, 25 February 2022 11:20:27 AM
Attachments:	image001.png PDFMailer.pdf RAP list request 1030–1048 Mamre Road, Kemps Creek.docx Attachment A - DPC RAP list- Penrith Local Government Area.docx

Hi Mathew,

Please find attached the DPC RAP list for 1030–1048 Mamre Road, Kemps Creek - Penrith LGA.

regards

-

Barry Gunther, Aboriginal Heritage Planner Officer
Heritage NSW, Community Engagement, Department of Premier and Cabinet
Level 6, 10 Valentine Ave, Parramatta | Locked Bag 5020 Parramatta 2124
T: 02 9995 6830 | barry.gunther @environment.nsw.gov.au

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Website Facebook Instagram LinkedIn

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PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS EMAIL

Premier & Cabinet

Reference: DOC22/89077-1

Mathew Smith
Biosis
14/17-27 Power Avenue
Alexandria NSW 2015
msmith@biosis.com.au

RE: Request for information on Aboriginal stakeholders for an Aboriginal cultural heritage assessment for a proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, NSW

Dear Mathew,

Thank you for your letter of 7 February 2022 about Aboriginal cultural heritage consultation for a proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, NSW, within the Penrith local government area. I appreciate the opportunity to provide input.

Please find enclosed a list of known Aboriginal parties for the Penrith local government area (Attachment 1) that we consider likely to have an interest in the proposal. Note this is not an exhaustive list of all interested Aboriginal parties. Receipt of this list does not remove the requirement for a proponent/consultant to advertise the proposal in the local print media and contact other bodies and community groups seeking interested Aboriginal parties, in accordance with the '*Aboriginal cultural heritage consultation requirements for proponents 2010*' (the CRs).

We would also like to take this opportunity to remind the proponent and consultant to:

- Ensure that consultation is fair, equitable and transparent. If the Aboriginal parties express concern or are opposed to parts of or the entire project, we expect that evidence will be provided to demonstrate the efforts made to find common ground between the opponents and the proponent.

If you have any questions about this advice, please do not hesitate to contact me via paul.houston@environment.nsw.gov.au or 02 68835361.

Yours sincerely

Paul Houston
Aboriginal Snr Assessments Officer
Heritage NSW
Department of Premier and Cabinet
10 February 2022

ATTACHMENT A

Table 1: List of Aboriginal stakeholder groups within the Penrith LGA. - that may have an interest in the project; provided as per the "OEH Aboriginal cultural heritage requirement for proponents 2010".

Penrith Local Government Area

Organisation/ Individual	Contact Name	Email Address/ Fax / Phone	Postal Address	Additional information
Yulay Cultural Services	Arika Jalomaki (Manager)	[redacted]	[redacted]	
Muragadi Heritage Indigenous Corporation	Jesse Johnson	[redacted]	[redacted]	
Barraby Cultural Services	Lee Field (Manager)	[redacted]	[redacted]	
Yurrandaali Cultural Services	Bo Field (Manager)	[redacted]	[redacted]	
Deerubbin Local Aboriginal Land Council	Kevin Cavanagh	(02) 4724 5600 F: (02) 4722 9713 srandall@deerubbin.org.au Reception@deerubbin.org.au	Level 1, Suite 3 - 291-295 High Street, Penrith NSW 2750 PO Box 40, Penrith NSW 2751	
Darug Tribal Aboriginal Corporation		[redacted]	[redacted]	
Darug Land Observations	Jamie Workman and Anna Workman	[redacted]	[redacted]	
Darug Custodian Aboriginal Corporation	Justine Coplin	[redacted]	[redacted]	
Gunjeewong Cultural Heritage	Shayne Dickson	[redacted]	[redacted]	

Aboriginal Corporation		[redacted]	[redacted]	
Corroboree Aboriginal Corporation	Marilyn Carroll-Johnson	[redacted]	[redacted]	
Murra Bidgee Mullangari Aboriginal Corporation	Darleen Johnson Ryan Johnson	[redacted]	[redacted]	
Bidjawong Aboriginal Corporation	James Carroll	[redacted]	[redacted]	
Kamilaroi Yankuntjatjara Working Group	Phil Khan	[redacted]	[redacted]	
Darug Aboriginal Cultural Heritage Assessments	Gordon Morton	[redacted]	[redacted]	
Warragil Cultural Services	Aaron Slater (Manager)	[redacted]		
A1 Indigenous Services	Carolyn Hickey	[redacted]	[redacted]	
Amanda Hickey Cultural Services	Amanda Hickey	[redacted]	[redacted]	
Widescope Indigenous Group	Steven Hickey and Donna Hickey	[redacted]	[redacted]	
Dhinawan Culture & Heritage Pty Ltd	Stephen Fields	[redacted]		
HSB Consultants	Patricia Hampton	[redacted]	[redacted]	
Rane Consulting	Tony Williams	[redacted]	[redacted]	
Anthony Williams	Anthony Williams	[redacted]	[redacted]	
Gunyuu	Kylie Ann Bell	[redacted]		
Walbunja	Hika Te Kowhai	[redacted]		

		[redacted]		
Badu	Karia Lea Bond	[redacted]	[redacted]	
Goobah Developments	Basil Smith	[redacted]	[redacted]	
Wullung	Lee-Roy James Boota	[redacted]	[redacted]	
Yerramurra	Robert Parson	[redacted]		
Nundagurri	Newton Carriage	[redacted]		
Murrumbul	Mark Henry	[redacted]		
Jerringong	Joanne Anne Stewart	[redacted]		
Pemulwuy CHTS	Pemulwuy Johnson	[redacted]	[redacted]	
Bilinga	Simalene Carriage	[redacted]		
Munyunga	Kaya Dawn Bell	[redacted]		
Wingikara	Hayley Bell	[redacted]		
Minnamunnung	Aaron Broad	[redacted]	[redacted]	
Walgalu	Ronald Stewart	[redacted]		
Thauaira	Shane Carriage	[redacted]		
Dharug	Andrew Bond	[redacted]		
Gulaga	Wendy Smith	[redacted]		
Callendulla	Corey Smith	[redacted]		
Murramarang	Roxanne Smith	[redacted]		
DJMD Consultancy	Darren Duncan	[redacted]		

		[redacted]		
Butucarbin Aboriginal Corporation	Jennifer Beale	[redacted]	[redacted]	
Didge Ngunawal Clan	Lillie Carroll Paul Boyd	[redacted]	[redacted]	
Ginninderra Aboriginal Corporation	Steven Johnson and Krystle Carroll	[redacted]	[redacted]	
Wailwan Aboriginal Group	Philip Boney	[redacted]		
Barking Owl Aboriginal Corporation	Mrs Jody Kulakowski (Director)	[redacted]	[redacted]	
Darug Boorooberongal Elders Aboriginal Corporation	Paul Hand (chairperson)	[redacted]	[redacted]	
B.H. Heritage Consultants	Ralph Hampton Nola Hampton	[redacted]	[redacted]	
Ngambaa Cultural Connections	Kaarina Slater	[redacted]	[redacted]	
Goodradigbee Cultural & Heritage Aboriginal Corporation,	Caine Carroll	[redacted]	[redacted]	
Mura Indigenous Corporation	Phillip Carroll	[redacted]	[redacted]	
Aragung Aboriginal Cultural Heritage Site Assessments	Jamie Eastwood	[redacted]	[redacted]	
Waawaar Awaa Aboriginal Corporation	Rodney Gunther Barry Gunther	[redacted]	[redacted]	
Clive Freeman	Clive Freeman	[redacted]	[redacted] JBT	

Galamaay Cultural Consultants (GCC)	Robert Slater	[redacted]	[redacted]	
Wurrumay Pty Ltd	Kerrie Slater and Vicky Slater	[redacted]	[redacted]	
Tocomwall	Scott Franks	[redacted]	[redacted]	
Biamanga	Seli Storer	[redacted]		
Thoorga Nura	John Carriage (Chief Executive Officer)	[redacted]	[redacted]	
Wori Wooilywa	Daniel Chalker	[redacted]	[redacted]	
Gilay Consultants	Carol Slater	[redacted]	[redacted]	
Mundawari Heritage Consultants	Dean Delponte	[redacted]	[redacted]	
Julia Narayan		[redacted]		
Woka Aboriginal Corporation	Steven Johnson	[redacted]	[redacted]	

It's never too late to follow your dreams

CASSIDY PEARCE

Mother-of-three and Werrington County local Ilona Bruckard is proving that it's never too late to pursue your goals.

After taking a few taster classes, Ms Bruckard took a leap of faith and enrolled at Kingswood TAFE, aiming to fulfil her lifelong dreams of becoming an art teacher.

"I've always loved art. I've always wanted to be an art teacher, and out of high school I wanted to go to university and become an art teacher, but I just found it didn't work out with life at the time. It just got put off and put off – it was one of those things that I'd always planned to do but never took the time to put it first," Ms Bruckard said.

"Finally, I was approaching 40 and decided to have a go."

Though the pandemic has made it more difficult to juggle her TAFE course and being a mum, Ms Bruckard has made it through unscathed with the help of her loved ones.

"It's been pretty tough, but I'm lucky I have a supportive family," she said.

And it was all made worth it when she was accepted into TAFE NSW Kingswood's 'We're all going on a summer holiday' exhibition, in collaboration with Hawkesbury Regional Gallery.

"It was amazing, I never expected to be chosen for the exhibition," Ms Bruckard said.

"My works are ceramic sculptural pieces, and they're really kind of abstract and inspired by nature, and by coral bleaching".

For Ms Bruckard, partaking in the exhibition helped her to affirm that pursuing art teaching was the right decision for her at the right time.

"I've really found that it's where I want to go, and what I want to do," she said.

Ms Bruckard is now enrolled in a Bachelor's Degree at TAFE for creative practice, and has a scholarship to teach visual arts at TAFE.

TOOLE, Nell (nee Murphy)

of South Penrith passed away peacefully on 27th January, 2022
Aged 81 years

A loved and loving wife of Gordon, a fantastic mother and mother-in-law to Robert & Lissa; Peter & Susan; Kevin & Julie-Anne and a friend to all.

Nell's family are warmly invited to attend her funeral service, to be held at St Nicholas of Myra Catholic Parish, Penrith on Monday, 14th February 2022 at 11:00am.

Following the service the cortege will proceed to Penrith Cemetery, Cox Ave, Kingswood.

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NOTIFICATION AND REGISTRATION OF ABORIGINAL INTERESTS

Biosis is undertaking an Aboriginal Cultural Heritage Assessment (ACHA) and possible test excavations for proposed industrial development at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) within the Deerubbin Local Government Area on behalf of ResolveXO (Nick Blakely, 0421 277 268, nick.blakely@resolvexo.com.au).

Biosis invites Aboriginal people who hold cultural knowledge in determining the significance of Aboriginal object(s) and/or places in the vicinity of the above area to register their interest in a process of community consultation.

The purpose of Aboriginal community consultation is to assist ResolveXO in preparing an AHIP application (if required) and to assist Heritage NSW, Department of Premier and Cabinet (Heritage NSW) in their consideration and determination of the application. The project will be undertaken in accordance with the *National Parks and Wildlife Act 1974*.

To register an interest in this project please contact **Mathew Smith** (Email: msmith@biosis.com.au, Address: 14/17–27 Power Avenue, Alexandria , Tel: (02) 9101 8700).

Please note that the name of each group that registers for consultation on this project will be provided to Heritage NSW and the Local Aboriginal Land Council unless the group specifies that they do not want their details released.

REGISTRATIONS MUST BE RECEIVED BEFORE 5:00PM, 25 FEBRUARY, 2022

WW47440

From:	Crystal Garabedian
To:	[redacted]
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:46:13 PM
Attachments:	36626.Stage1.2.Sent.pdf imageb42b42.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

Biosis on behalf of AGD Consulting therefore wish to invite Aboriginal people who hold cultural knowledge relevant to determining the significance of Aboriginal object(s)/and or Places in the vicinity of the study area, to register their interest in the project outlined above.

Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

Leaders in Ecology and Heritage Consulting

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From:	Crystal Garabedian
To:	[redacted]
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:46:12 PM
Attachments:	36626.Stage1.2.Sent.pdf image36355.PNG

Good afternoon,

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Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

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From:	Crystal Garabedian
To:	[redacted]
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:46:12 PM
Attachments:	36626.Stage1.2.Sent.pdf image2f622c.PNG

Good afternoon,

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Attachments:	36626.Stage1.2.Sent.pdf image0b3448.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image131a5.PNG

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Date:	Tuesday, 22 February 2022 6:46:10 PM
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From:	Crystal Garabedian
To:	"srandall@deerubbin.org.au"
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:46:10 PM
Attachments:	36626.Stage1.2.Sent.pdf imageda5f64.PNG

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From:	Crystal Garabedian
To:	[redacted]
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:46:09 PM
Attachments:	36626.Stage1.2.Sent.pdf image403ceb.PNG

Good afternoon,

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Date:	Tuesday, 22 February 2022 6:46:08 PM
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Attachments: 36626.Stage1.2.Sent.pdf
image2d2586.PNG

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Date:	Tuesday, 22 February 2022 6:46:07 PM
Attachments:	36626.Stage1.2.Sent.pdf imagecb10f7.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image57075c.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image8048ae.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image8201ff.PNG

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Attachments:	36626.Stage1.2.Sent.pdf imageb854e1.PNG

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Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:45:35 PM
Attachments:	36626.Stage1.2.Sent.pdf image8fa205.PNG

Good afternoon,

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D: (02) 9101 8727
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Date:	Tuesday, 22 February 2022 6:45:34 PM
Attachments:	36626.Stage1.2.Sent.pdf image9c7062.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image3ff29.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image600fba.PNG

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Attachments:	36626.Stage1.2.Sent.pdf imageb81812.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image342d8a.PNG

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Date:	Tuesday, 22 February 2022 6:45:30 PM
Attachments:	36626.Stage1.2.Sent.pdf image0c739.PNG

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M: 0456 625 253
D: (02) 9101 8727
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From:	Crystal Garabedian
To:	[redacted]
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:45:28 PM
Attachments:	36626.Stage1.2.Sent.pdf image7cdf81.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

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Attachments:	36626.Stage1.2.Sent.pdf imageea28aa.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image5c0393.PNG

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Date:	Tuesday, 22 February 2022 6:45:27 PM
Attachments:	36626.Stage1.2.Sent.pdf image2c8226.PNG

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To:	[redacted]
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:45:26 PM
Attachments:	36626.Stage1.2.Sent.pdf imageaa2ce1.PNG

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Attachments:	36626.Stage1.2.Sent.pdf image21fdba.PNG

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Date: Tuesday, 22 February 2022 6:45:25 PM
Attachments: 36626.Stage1.2.Sent.pdf
image6c9ec3.PNG

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Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:45:24 PM
Attachments:	36626.Stage1.2.Sent.pdf image390d29.PNG

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From:	Crystal Garabedian
To:	[redacted]
Subject:	36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:46:13 PM
Attachments:	36626.Stage1.2.Sent.pdf image912b0d.PNG

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

Biosis on behalf of AGD Consulting therefore wish to invite Aboriginal people who hold cultural knowledge relevant to determining the significance of Aboriginal object(s)/and or Places in the vicinity of the study area, to register their interest in the project outlined above.

Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

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22 February 2022

Rane Consulting
Tony Tony
[redacted]

Dear Tony,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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Mathew Smith
Biosis Pty Ltd
14/17-27 Power Avenue
Alexandria
msmith@biosis.com.au

In accordance with section 4.1.3 (a) of the consultation requirements, the proponent details for this project are as follows:

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Nick Blakely
Associate
Tel: 0421 277 268
Email: nick.blakely@resolvexo.com.au

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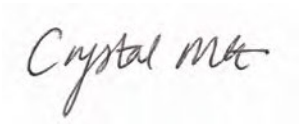

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Amanda Hickey Cultural Services
Amanda Amanda
[redacted]

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RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
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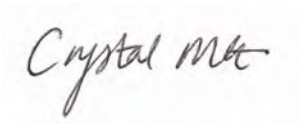

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Barking Owl Aboriginal Corporation
Jody Jody
[redacted]

Dear Jody ,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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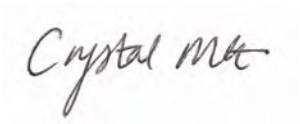

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Barraby Cultural Services
Lee Lee
[redacted]

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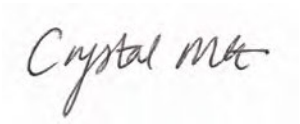

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Biamanga
Seli Seli

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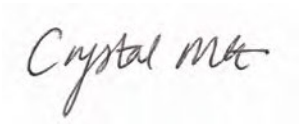

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22 February 2022

Bidjawong Aboriginal Corporation
James James
[redacted]

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Our Ref: Matter 36626

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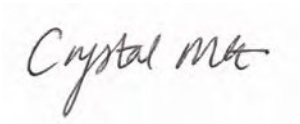

Crystal Garabedian
Heritage Research Assistant

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Bilinga
Simalene Simalene

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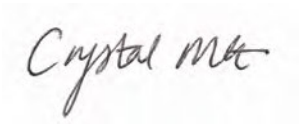

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Butucarbin Aboriginal Corporation
Jennifer Jennifer
[redacted]

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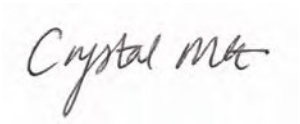

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Gilay Consultants
Carol Carol
[redacted]

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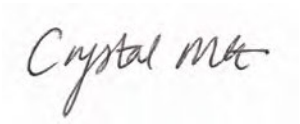

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Walbunja
Hika Te Hika Te

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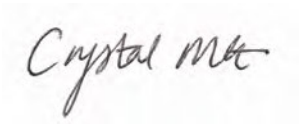

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Walgalu
Ronald Ronald

Dear Ronald,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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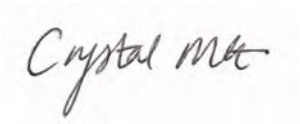

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Warragil Cultural Services
Aaron Aaron

Dear Aaron,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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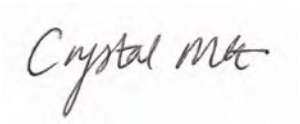

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Wingikara
Hayley Hayley

Dear Hayley,

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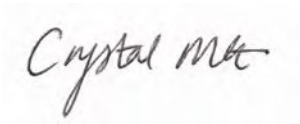

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Woka Aboriginal Corporation
Steven Steven
[redacted]

Dear Steven,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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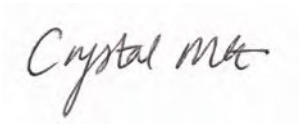

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Wori Wooilywa
Daniel Daniel
[redacted]

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Our Ref: Matter 36626

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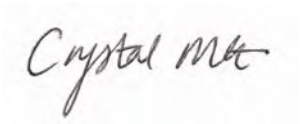

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Wurrumay Pty Ltd
Kerrie and Vicky Kerrie and Vicky
[redacted]

Dear Kerrie and Vicky,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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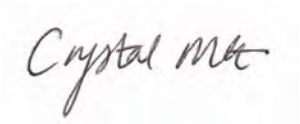

Crystal Garabedian
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Yerramurra
Robert Robert

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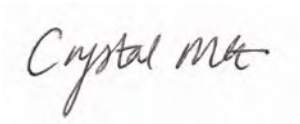

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Yulay Cultural Services
Arika Arika
[redacted]

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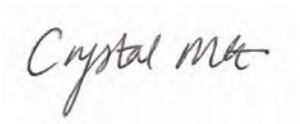

Crystal Garabedian
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22 February 2022

A1 Indigenous Services
Carolyn Carolyn
[redacted]

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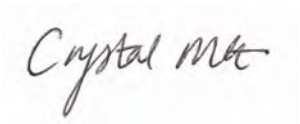

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Heritage Research Assistant

22 February 2022

Clive Freeman
Clive Clive
[redacted]

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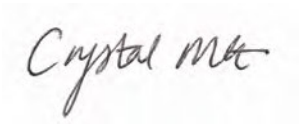

Crystal Garabedian
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22 February 2022

Corroboree Aboriginal Corporation
Marilyn Carroll Marilyn Carroll
[redacted]

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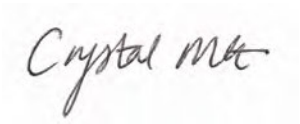

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Callendulla
Corey Corey

Dear Corey,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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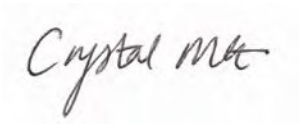

Crystal Garabedian
Heritage Research Assistant

22 February 2022

DJMD Consultancy
Darren Darren

Dear Darren,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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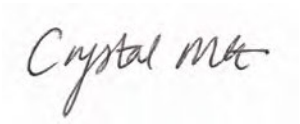

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Darug Land Observations
Jamie and Anna Jamie and Anna
[redacted]

Dear Jamie and Anna ,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
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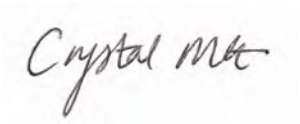

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Dharug
Andrew Andrew

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Our Ref: Matter 36626

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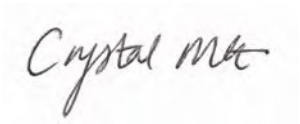

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Dhinawan Culture & Heritage Pty Ltd
Stephen Stephen

Dear Stephen,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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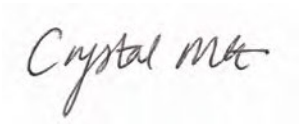

Crystal Garabedian
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22 February 2022

Didge Ngunawal Clan
Lillie and Paul Lillie and Paul
[redacted]

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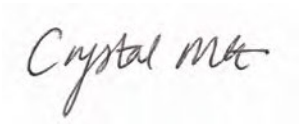

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Galamaay Cultural Consultants (GCC)
Robert Robert
[redacted]

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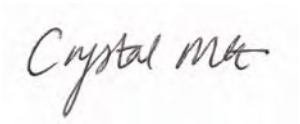

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Ginninderra Aboriginal Corporation
Steven and Krystle Steven and Krystle
[redacted]

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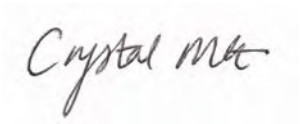

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Goobah Developments
Basil Basil
[redacted]

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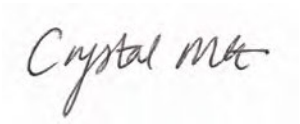

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Goodradigbee Cultural & Heritage Aboriginal Corporation,
Caine Caine
[redacted]

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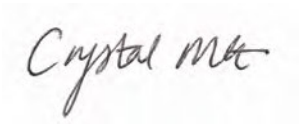

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Gulaga
Wendy Wendy

Dear Wendy,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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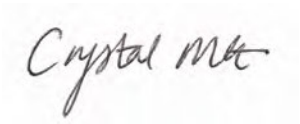

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Gunjeewong Cultural Heritage Aboriginal Corporation
Shayne Shayne
[redacted]

Dear Shayne,

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Our Ref: Matter 36626

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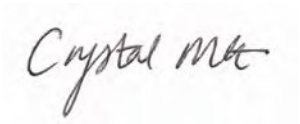

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Gunyuu
Kylie Ann Kylie Ann

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Our Ref: Matter 36626

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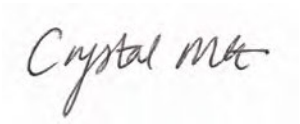

Crystal Garabedian
Heritage Research Assistant

22 February 2022

B.H. Heritage Consultants
Ralph Ralph
[redacted]

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Our Ref: Matter 36626

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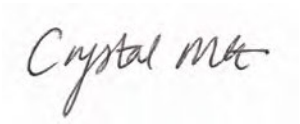

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Aragung Aboriginal Cultural Heritage Site Assessments
Jamie Jamie
[redacted]

Dear Jamie,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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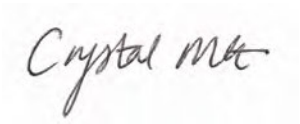

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Jerringong
Joanne Anne Joanne Anne

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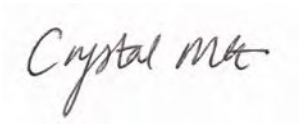

Crystal Garabedian
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22 February 2022

Bidjawong Aboriginal Corporation
James James
[redacted]

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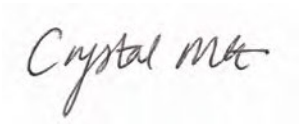

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22 February 2022

Julia Narayan
Julia Julia

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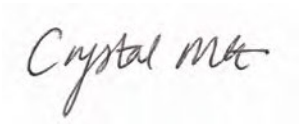

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Darug Custodian Aboriginal Corporation
Justine Justine
[redacted]

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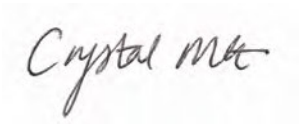

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Nola Nola
[redacted]

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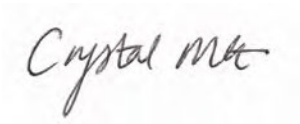

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Mundawari Heritage Consultants
Dean Dean
[redacted]

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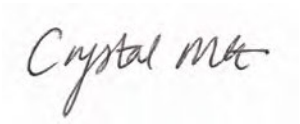

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Munyunga
Kaya Dawn Kaya Dawn

Dear Kaya Dawn,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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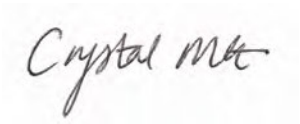

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Mura Indigenous Corporation
Phillip Phillip
[redacted]

Dear Phillip,

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Our Ref: Matter 36626

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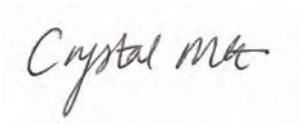

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Muragadi Heritage Indigenous Corporation
Jesse Jesse
[redacted]

Dear Jesse,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
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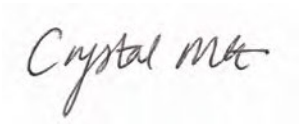

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Murra Bidgee Mullangari Aboriginal Corporation
Darleen Darleen
[redacted]

Dear Darleen,

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Our Ref: Matter 36626

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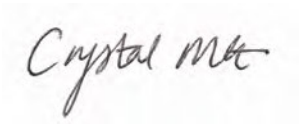

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Murramarang
Roxanne Roxanne

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Our Ref: Matter 36626

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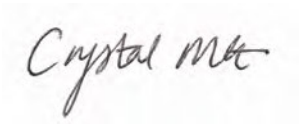

Crystal Garabedian
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Murrumbul
Mark Mark

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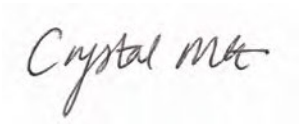

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Ngambaa Cultural Connections
Kaarina Kaarina
[redacted]

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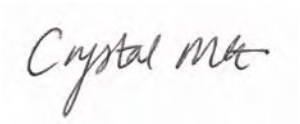

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22 February 2022

Nundagurri
Newton Newton

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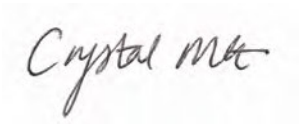

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Darug Boorooberongal Elders Aboriginal Corporation
Paul Hand Paul Hand
[redacted]

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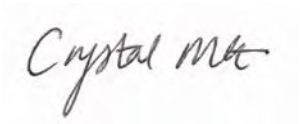

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Pemulwuy CHTS
Pemulwuy Pemulwuy
[redacted]

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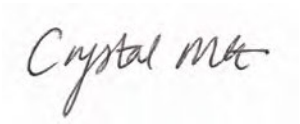

Crystal Garabedian
Heritage Research Assistant

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Kamilaroi Yankuntjatjara Working Group
Phil Phil
[redacted]

Dear Phil,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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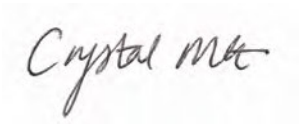

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Deerubbin Local Aboriginal Land Council
Kevin Kevin
Level 1, Suite 3 - 291-295 High Street
Penrith NSW 2750

Dear Kevin,

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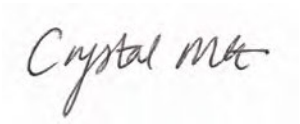

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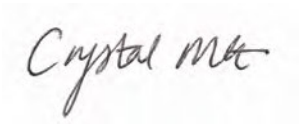

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Thauaira
Shane Shane

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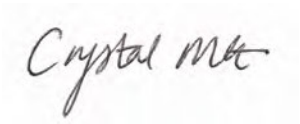

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Thoorga Nura
John John
[redacted]

Dear John ,

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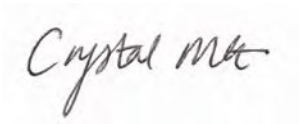

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Wailwan Aboriginal Group
Philip Philip

Dear Philip,

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Our Ref: Matter 36626

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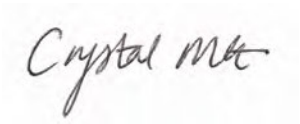

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Waawaar Awaa Aboriginal Corporation
Rodney Barry Barry Rodney Barry Barry
[redacted]

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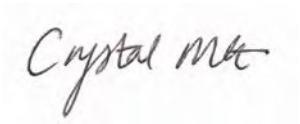

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Yurrandaali Cultural Services
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[redacted]

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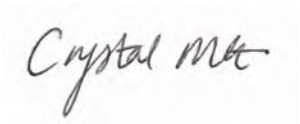

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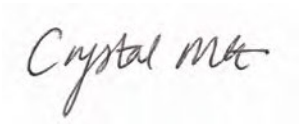

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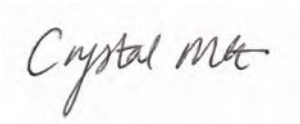

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Anthony Williams
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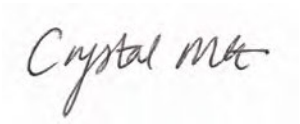
If you have any queries regarding the project please don't hesitate to contact **Mathew Smith** on the details above, or alternatively the main office number on 02 9101 8700.

Yours sincerely,



Crystal Garabedian
Heritage Research Assistant

22 February 2022

HSB Consultants
Patricia Hampton
[redacted]

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979.*

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If you wish to register your interest please provide your contact details in writing via post or email by **8 March 2022 to:**

Mathew Smith
Biosis Pty Ltd
14/17-27 Power Avenue
Alexandria
msmith@biosis.com.au

In accordance with section 4.1.3 (a) of the consultation requirements, the proponent details for this project are as follows:

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Nick Blakely
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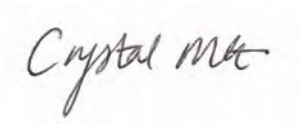

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Darug Tribal Aboriginal Corporation
[redacted]

Dear Sir or Madam,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

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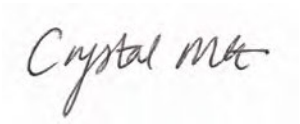

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Minnamunnung
Aaron Broad
[redacted]

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Our Ref: Matter 36626

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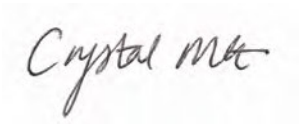

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Tocomwall
Scott Franks
[redacted]

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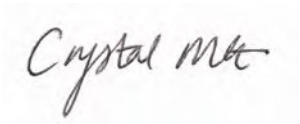

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Widescope Indigenous Group
Steven and Donna Hickey
[redacted]

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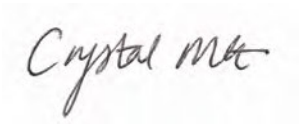

Crystal Garabedian
Heritage Research Assistant

22 February 2022

Wullung
Lee James James Boota
[redacted]

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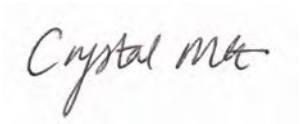

Crystal Garabedian
Heritage Research Assistant

From:	Carolyn .H
To:	Crystal Garabedian; Mathew Smith
Cc:	nick.blakely@resolvexo.com.au
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 7:26:21 PM
Attachments:	image[illegible]2ce1.PNG Outlook-nlipkdci.png 2NSW Member Certificate 2022 - A1 INDIGENOUS SERVICES PTY LTD.pdf A1.PL2023.pdf A1.PL2023.pdf

---

Contact: Carolyn Hickey
[redacted]
ACN: 639 868 876
ABN: 31 639 868 876

Hi,
Thank you for your email, I would like to register in being involved in all levels of consultation for this project.
Including, Meetings, Reports, Sharing Cultural Information, and available Field Work.

About the founder Carolyn Hickey
I am a Traditional Owner and Custodian with over 20 years experience in helping preserve Aboriginal cultural heritage on projects.
I hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and values that exist in the project area.
I have attached A1 Indigenous Services Insurances.

We would like you to consider including **A1's employee's, the Kawalkan workforce and the Women's Circle Employees** for all future field work.
The Kawalkan workforce Program is a designed program created to employ young indigenous youths between the ages of (18-29) years of age.
The Women's Circle was created with the need to always have Experienced Indigenous Women present in all field work.
To aim for not only gender equality in the workplace but, to help identify and protect any women's sacred places.

Please feel free to contact me on details supplied

Kind Regards,
Carolyn Hickey
Managing Director

A1 INDIGENOUS SERVICES PTY LTD is now a member of the NSW INDIGENOUS CHAMBER OF COMMERCE

A business or enterprise carrying the NSWICC Assured logo has met National Policy requirements as upheld by the First Australians Chamber of Commerce and Industry (FACCI) for being identified as a First Nations Business Owner or Entrepreneur and the business must demonstrate compliance with Government and Industry Regulators. **(Certificate attached)** A certificate confirms that the Enterprise listed above has met all requirements of the NSWICC's Assured Program , operating as a100% Aboriginal Owned, Operated and Controlled Business. The NSW Indigenous Chamber of Commerce (NSWICC) is the Peak body for Aboriginal Business in New South Wales and a member of the First Australians Chamber of Commerce and Industry (FACCI)

A1 Indigenous Services is 100%, Indigenous Owned Australian Company which offers a range of services to the construction industry.
It is our mission to commit to an innovative approach to a better future for Indigenous employment and community.
While improving ways to close the gap in Aboriginal participation in the construction Industry.
Building strength in aboriginal communities and our Indigenous labour force.

KAWALKAN
Youth Workforce Program
A1 INDIGENOUS SERVICES PTY LTD

WOMEN'S CIRCLE
Protecting Women's Customs
A1 INDIGENOUS SERVICES PTY LTD

From: Crystal Garabedian <CGarabedian@biosis.com.au>
Sent: Tuesday, 22 February 2022 6:45 PM
To: [redacted]
Subject: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation

Good afternoon,

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Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

Leaders in Ecology and Heritage Consulting

Biosis acknowledges the Aboriginal and Torres Strait Islander people as Traditional Custodians of the country on which we live and work. We pay our respects to the Traditional Custodians and Elders past, present and future, and honour their connection to the land and ongoing contribution to society.

The information transmitted including attachments is intended only for the person or entity to which it is addressed and may contain copyright material, or information that is confidential or is exempt from disclosure by law. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon this information by persons or entities other than the intended recipient is strictly prohibited. If you received this in error, please contact the sender and delete the material from your computer. The views expressed in this email are those of the sender except

From:	Ralph Hampton
To:	Crystal Garabedian
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Thursday, 24 February 2022 10:12:38 AM
Attachments:	image916052.PNG image916052.PNG

Good morning my name is Ralph Hampton and I would like to register

On Tue, 22 Feb 2022, 6:45 pm Crystal Garabedian, <CGarabedian@biosis.com.au> wrote:

> Good afternoon,
>
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From:	Butucarbin Heritage
To:	Crystal Garabedian
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 8 March 2022 10:12:22 PM
Attachments:	image6c9ec3.PNG

Hi Crystal,
On behalf of Butucarbin, I would like to register in this project.

Kind regards,
Lowanna Gibson

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--
Lowanna Gibson
Project Manager for Butucarbin Cultural Heritage

B.A Archaeology/Anthropology USYD
Juris Doctor UTS

From: Clive Freeman
To: Crystal Garabedian
Subject: Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date: Saturday, 26 February 2022 11:02:07 PM

Hi team,

Please accept this email as registration for the above mentioned project. Please note that our company is made of 4 family members, 2 male and 2 female officers. All have extensive experience and knowledge relating to Aboriginal heritage and will be a great assets to this project.
Please let me know if you require for your records a copy of our certificates of currency.

Kind regards

Clive

Sent from my iPhone

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>
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From: [redacted]
To: Crystal Garabedian
Subject: reg of interest 1030-1048 Mamre Road, Kemps Creek
Date: Wednesday, 23 February 2022 1:02:21 PM
Attachments: reg of interest 1030-1048 Mamre Road, Kemps Creek.pdf

---

DARUG CUSTODIAN

Didyurigura
Justine Coplin

Budyari Ngami Darug Nurawa
Walama Ngyini Bud Bud dali Darug Nura

Explore Dyarubbin Digital story map
Visit Dyarubbin Exhibition
Read Dictionary of Sydney - Dyarubbin project
Listen Yarramundi and the people of Dyarubbin - The History Listen - ABC Radio National

From:	Deerubbin Reception
To:	Crystal Garabedian
Subject:	FW: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Thursday, 24 February 2022 12:31:39 PM
Attachments:	image001.png

Hi Matthew

Please register Deerubbin LALC to take part in the Above project

Steve Randall

From: Deerubbin Reception
Sent: Wednesday, 23 February 2022 5:16 PM
To: Steve Randall
Cc: Kevin Cavanagh
Subject: FW: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation

---

From: Crystal Garabedian [mailto:CGarabedian@biosis.com.au]
Sent: Tuesday, 22 February 2022 6:46 PM
To: Deerubbin Reception
Subject: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

Biosis on behalf of AGD Consulting therefore wish to invite Aboriginal people who hold cultural knowledge relevant to determining the significance of Aboriginal object(s)/and or Places in the vicinity of the study area, to register their interest in the project outlined above.

Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

Leaders in Ecology and Heritage Consulting

Biosis acknowledges the Aboriginal and Torres Strait Islander people as Traditional Custodians of the country on which we live and work. We pay our respects to the Traditional Custodians and Elders past, present and future, and honour their connection to the land and

From:	Steve Randall
To:	Crystal Garabedian
Subject:	RE: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Friday, 25 February 2022 11:45:13 AM
Attachments:	image001.png

Hello Crystal,

Deerubbin Local Aboriginal Land Council wishes to register in this project

Steven Randall
Deerubbin LALC

From: Crystal Garabedian [mailto:CGarabedian@biosis.com.au]
Sent: Tuesday, 22 February 2022 6:46 PM
To: Steve Randall
Subject: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation

Good afternoon,

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From:	lilly carroll
To:	Crystal Garabedian; Mathew Smith
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 6:51:00 PM
Attachments:	image0c739.PNG

Hi Crystal / Matthew

DNC would like to register an interest into 1030-1048 Mamre Rd kemps Creek

Fully insured and experienced vaccinated site officers

Kind regards
Paul Boyd & Lilly Carroll
Directors DNC
[redacted]

Sent from Yahoo Mail for iPhone

On Tuesday, February 22, 2022, 6:45 pm, Crystal Garabedian <CGarabedian@biosis.com.au> wrote:

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>
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From:	carolyn slater
To:	Crystal Garabedian
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Thursday, 3 March 2022 6:44:36 PM
Attachments:	image21fdba.PNG image21fdba.PNG

Gilay Consultants has knowledge. Respect and connections to the area and would like to register their interest in the project.

Carolyn Slater

Gilay Consultants

On Tue, 22 Feb 2022, 6:45 pm Crystal Garabedian, <CGarabedian@biosis.com.au> wrote:

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>
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> Biosis Logo
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From: [redacted]
To: Crystal Garabedian
Subject: RE: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date: Thursday, 24 February 2022 10:08:44 AM

Hi Crystal,

Thank you for your email. Please register Ginninderra Aboriginal Corp for the above mentioned project. We would like to be involved in all areas where possible.

Kind regards,

Krystle Carroll Elliott
Ginninderra Aboriginal Corporation
E: [redacted]

We acknowledge the Traditional Custodians of Country in which we live and work, and pay our respects to them, our culture and our Elders past and present

---

From: Crystal Garabedian
Sent: Tuesday, 22 February 2022 6:45 PM
To: Ginninderra.corp@gmail.com
Subject: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

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Kind regards,
Crystal Garabedian

Crystal Garabedian
Research Assistant - Heritage

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D: (02) 9101 8727
E: cgarabedian@biosis.com.au

Biosis Logo

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From: Julia-Ann Narayan
To: Crystal Garabedian
Subject: Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date: Tuesday, 22 February 2022 7:45:56 PM
Attachments: image854e1.PNG
image854e1.PNG

Good evening thank you for your email

I would like to be involved in every aspects of this project including any consultation fieldworks.

Kind regards Julia-Ann Narayan
JAYDINARA'S

On Tue, 22 Feb 2022, 6:45 pm Crystal Garabedian, <CGarabedian@biosis.com.au> wrote:

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>
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From:	Philip khan
To:	Crystal Garabedian
Subject:	RE: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Thursday, 24 February 2022 1:43:04 PM
Attachments:	image186ded.PNG Public Liability cover 2022 to 2023.pdf Icare cover 31.12.2021 to 31.12.22.pdf

Hi Crystal,

Thank you for informing us that **Biosis** will be involved in an Aboriginal Cultural Heritage Assessment at **1030–1048 Mamre Road, Kemps Creek** &,that you are inviting Aboriginal organisations to register, if they wish too be involved in the community consultation process.

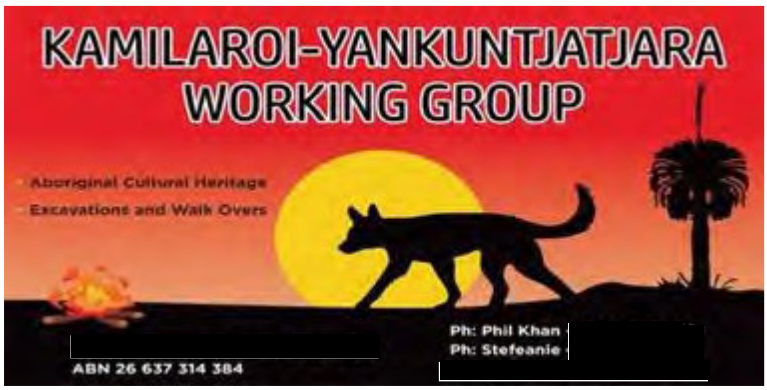
As a senior Aboriginal person for the past 40yrs, I actively participate in the protection of the Aboriginal Cultural Heritage throughout the Sydney Basin, & particularly throughout Western Sydney, on behalf of Kamilaroi Yankuntjatjara Working Group I wish to provide to you my organisation's registration of interest.

I wish to be involved & participate in all levels of consultation/project involvement. I wish to attend all meetings, participate in available field work & receive a copy of the report.

I have attached a copy of Kamilaroi Yankuntjatjara Working group's Public Liability Insurance & Workers Compensation certificate.
Our Rates - $112.50 per hour, $450 half day & $900 full day (Exc. GST)
Our RAPS have up to 15yrs Cultural Heritage experience in – field work which involves manual excavation (digging), sieving , identifying artefacts, setting up transits, setting up equipment, packing equipment, site surveys & attending meetings.

Should you wish me to provide further information, please do not hesitate to contact me on [redacted]

Kind Regards
Phil Khan



Sent from Mail for Windows 10

From: Crystal Garabedian <CGarabedian@biosis.com.au>
Sent: Tuesday, February 22, 2022 6:45:41 PM
To: [redacted]
Subject: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation

Good afternoon,

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Crystal Garabedian
Research Assistant - Heritage

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From:	Dean Delponte
To:	Crystal Garabedian
Cc:	Mathew Smith
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Wednesday, 23 February 2022 9:06:08 AM
Attachments:	image8048ae.PNG

Hi Crystal,

Thank you for your email to provide information on the registration of interest for the proposed development at 1030-1048 Mamre Road, Kemps Creek, NSW.

Mundawari Heritage Consultants would like to register our interest in the Aboriginal Cultural Heritage Assessment for this project.

Kind Regards

Dean Delponte
Director
[redacted]

MUNDAWARI
Heritage Consultants

IMPORTANT: The contents of this email and any attachments are confidential. They are intended for the named recipient(s) only. If you have received this email by mistake, please notify the sender immediately and do not disclose the contents to anyone or make copies thereof.

On Tue, 22 Feb 2022 at 18:46, Crystal Garabedian <CGarabedian@biosis.com.au> wrote:

> Good afternoon,
>
> Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.
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From:	jesse johnson
To:	Crystal Garabedian
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 7:23:06 PM
Attachments:	36626.Stage1.2.Sent.pdf imagecb10f7.PNG

Hi Crystal
Please register Muragadi for the above project, we have been doing aboriginal cultural heritage projects for over 20 years and have lived in the area all our lives.
Kind regards
Jesse Johnson
[redacted]

On Tuesday, 22 February 2022, 06:46:12 pm AEDT, Crystal Garabedian <cgarabedian@biosis.com.au> wrote:

Good afternoon,

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From:	Darleen Johnson
To:	Crystal Garabedian
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Tuesday, 22 February 2022 7:21:34 PM
Attachments:	36626.Stage1.2.Sent.pdf image185ceb.PNG

Hi Crystal
We would like to register our interest in the above project, we have been doing aboriginal cultural heritage projects for over 26 years in and around the project area.
Kind regards
Ryan Johnson
[redacted]

On Tuesday, 22 February 2022, 06:46:12 pm AEDT, Crystal Garabedian <cgarabedian@biosis.com.au> wrote:

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From:	Rodney Gunther
To:	Crystal Garabedian
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Sunday, 6 March 2022 7:04:16 PM
Attachments:	image[illegible]e8.PNG Workers Insurance Certificate of Currency 2022 (1).pdf Public Liability Insurance 2021 to September 2022.pdf

Hi Crystal,

Please register Waawaar Awaa Aboriginal Corporation for the Aboriginal Cultural Heritage Assessment for the proposed development of 1030–1048 Mamre Road, Kemps Creek.

Waawaar Awaa members have been vaccinated for Covid.

Waawaar Awaa Aboriginal Corporation would like to be involved in any proposed fieldwork opportunities.

Relevant insurances are attached for future reference.

regards

Rodney Gunther
[redacted]

On Tue, Feb 22, 2022 at 6:46 PM Crystal Garabedian <CGarabedian@biosis.com.au> wrote:

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>
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From:	Phillip Boney
To:	Crystal Garabedian
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Wednesday, 23 February 2022 12:49:13 AM
Attachments:	image7d83eb.PNG

Hi Crystal,

Phil Boney here. I would like to register the interest of Wailwan Aboriginal Group for this project in all its entirety. Thank you.

Regards, Phil Boney
Wailwan Aboriginal Group

Get Outlook for iOS

From: Crystal Garabedian <CGarabedian@biosis.com.au>
Sent: Tuesday, February 22, 2022 6:45:43 PM
To: [redacted]
Subject: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation

Good afternoon,

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.

Biosis on behalf of AGD Consulting therefore wish to invite Aboriginal people who hold cultural knowledge relevant to determining the significance of Aboriginal object(s)/and or Places in the vicinity of the study area, to register their interest in the project outlined above.

Kind regards,
Crystal Garabedian
Crystal Garabedian
Research Assistant - Heritage

M: 0456 625 253
D: (02) 9101 8727
E: cgarabedian@biosis.com.au

Leaders in Ecology and Heritage Consulting

Biosis acknowledges the Aboriginal and Torres Strait Islander people as Traditional Custodians of the country on which we live and work. We pay our respects to the Traditional Custodians and Elders past, present and future, and honour their connection to the land and ongoing contribution to society.

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strictly limited and controlled.

From:	Arika J
To:	Crystal Garabedian; Mathew Smith
Subject:	Re: 36626 - 1030–1048 Mamre Road, Kemps Creek – Stage 1.2 - Invitation to Register for Aboriginal Community Consultation
Date:	Wednesday, 23 February 2022 1:34:10 PM
Attachments:	image042b42.PNG

Dear Mathew and Crystal

Yulay Cultural service's would like to register our interest in the above project and be involved in all aspects of the project.

Kind regards,

Arika Jalomaki
Manager
[redacted]

On Tue, 22 Feb 2022 at 6:46 pm, Crystal Garabedian <CGarabedian@biosis.com.au> wrote:

> Good afternoon,
>
> Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the Environmental Planning and Assessment Act 1979.
>
> Biosis on behalf of AGD Consulting therefore wish to invite Aboriginal people who hold cultural knowledge relevant to determining the significance of Aboriginal object(s)/and or Places in the vicinity of the study area, to register their interest in the project outlined above.
>
> Kind regards,
> Crystal Garabedian
>
> **Crystal Garabedian**
> Research Assistant - Heritage
>
> M: 0456 625 253
> D: (02) 9101 8727
> E: cgarabedian@biosis.com.au
>
> **Leaders in Ecology and Heritage Consulting**
>
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--
Arika Jalomaki

Anthea Vella

From: Anthea Vella
Sent: Wednesday, 1 June 2022 12:20 PM
To: 'Reception@deerubbin.org.au'
Subject: 36626 - 1030-1048 Mamre Road Kemps Creek - RAPs for project
Attachments: 36626.1030-1048.Mamre.Rd.Stage1.2.pdf

Good afternoon,

Apologies in the delay in sending the list of the registered stakeholders, per consultation stage 4.1.6. Please also find attached a copy of the notification of the project (consultation stage 4.1.3).

Please be advised that the client has changed from AGD Consulting on behalf of ResolveXO to ESR Australia, and the study area now also includes 1050-1064 Mamre Road, Kemps Creek.

Our reference for this project is 37009 - 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA.

Organisation	**Person**
Deerubbin Local Aboriginal Land Council	Steven Randall
A1 Indigenous Services	Carolyn Hickey
B.H. Heritage Consultants	Ralph Hampton
Butucarbin Aboriginal Corporation	Jennifer Beale
Clive Freeman	Clive Freeman
Darug Custodian Aboriginal Corporation	Justine Coplin
Didge Ngunawal Clan	Lillie and Paul Boyd
Gilay Consultants	Carol Slater
Ginninderra Aboriginal Corporation	Steven and Krystle Carroll
Julia Narayan	Julia Narayan
Kamilaroi Yankuntjatjara Working Group	Phil Khan
Mundawari Heritage Consultants	Dean Delponte
Muragadi Heritage Indigenous Corporation	Jesse Johnson
Murra Bidgee Mullangari Aboriginal Corporation	Ryan Johnson
Waawaar Awaa Aboriginal Corporation	Rodney and Barry Gunther
Wailwan Aboriginal Group	Phil Boney
Yulay Cultural Services	Arika Jalomaki

If you have any questions please let me know.

Kind regards,

Anthea

22 February 2022

Dear ,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979*.

Biosis is assisting AGD Consulting with consultation with the Aboriginal community to inform the ACHA. Consultation with the Aboriginal community for this assessment will be undertaken in accordance with the Aboriginal *Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010) (consultation requirements).

The purpose of the Aboriginal community consultation is to provide sufficient information for the assessment of Aboriginal cultural heritage values and to assist the Secretary of the Department of Planning, Industry and Environment (DPIE) in the consideration and determination of the application. The project will be undertaken in accordance with the *National Parks and Wildlife Act 1974*.

Biosis on behalf of AGD Consulting therefore wish to invite Aboriginal people who hold cultural knowledge relevant to determining the significance of Aboriginal object(s)/and or Places in the vicinity of the study area, to register their interest in the project outlined above.

If you wish to register your interest please provide your contact details in writing via post or email by **8 March 2022 to:**

Mathew Smith
Biosis Pty Ltd
14/17-27 Power Avenue
Alexandria
msmith@biosis.com.au

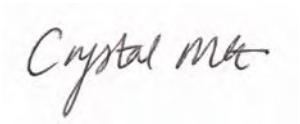
In accordance with section 4.1.3 (a) of the consultation requirements, the proponent details for this project are as follows:

ResolveXO
Nick Blakely
Associate
Tel: 0421 277 268
Email: nick.blakely@resolvexo.com.au

Please note that as per 4.1.5 of the consultation requirements, the contact details of all registered Aboriginal parties for this project will be forwarded through to Heritage NSW and Deerubbin Local Aboriginal Land Council (LALC). If you do not want your details forwarded on to the Heritage NSW and LALC please notify Biosis at the time of your registration.

If you have any queries regarding the project please don't hesitate to contact **Mathew Smith** on the details above, or alternatively the main office number on 02 9101 8700.

Yours sincerely,



Crystal Garabedian
Heritage Research Assistant

Anthea Vella

From: Anthea Vella
Sent: Wednesday, 1 June 2022 12:20 PM
To: 'heritagemailbox@environment.nsw.gov.au'
Cc: 'Barry Gunther'
Subject: 36626 - 1030-1048 Mamre Road Kemps Creek - RAPs for project
Attachments: 36626.1030-1048.Mamre.Rd.Stage1.2.pdf

Good afternoon,

Apologies in the delay in sending the list of the registered stakeholders, per consultation stage 4.1.6. Please also find attached a copy of the notification of the project (consultation stage 4.1.3).

Please be advised that the client has changed from AGD Consulting on behalf of ResolveXO to ESR Australia, and the study area now also includes 1050-1064 Mamre Road, Kemps Creek.

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Organisation	**Person**
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Gilay Consultants	Carol Slater
Ginninderra Aboriginal Corporation	Steven and Krystle Carroll
Julia Narayan	Julia Narayan
Kamilaroi Yankuntjatjara Working Group	Phil Khan
Mundawari Heritage Consultants	Dean Delponte
Muragadi Heritage Indigenous Corporation	Jesse Johnson
Murra Bidgee Mullangari Aboriginal Corporation	Ryan Johnson
Waawaar Awaa Aboriginal Corporation	Rodney and Barry Gunther
Wailwan Aboriginal Group	Phil Boney
Yulay Cultural Services	Arika Jalomaki

If you have any questions please let me know.

Kind regards,

Anthea

22 February 2022

Dear ,

RE: 1030–1048 Mamre Road, Kemps Creek – Invitation to Register for Aboriginal Community Consultation
Our Ref: Matter 36626

Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for AGD Consulting on behalf of ResolveXO to inform the development of the site for the proposed industrial purposes at 1030–1048 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as State Significant Development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979*.

Biosis is assisting AGD Consulting with consultation with the Aboriginal community to inform the ACHA. Consultation with the Aboriginal community for this assessment will be undertaken in accordance with the Aboriginal *Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010) (consultation requirements).

The purpose of the Aboriginal community consultation is to provide sufficient information for the assessment of Aboriginal cultural heritage values and to assist the Secretary of the Department of Planning, Industry and Environment (DPIE) in the consideration and determination of the application. The project will be undertaken in accordance with the *National Parks and Wildlife Act 1974*.

Biosis on behalf of AGD Consulting therefore wish to invite Aboriginal people who hold cultural knowledge relevant to determining the significance of Aboriginal object(s)/and or Places in the vicinity of the study area, to register their interest in the project outlined above.

If you wish to register your interest please provide your contact details in writing via post or email by **8 March 2022 to:**

Mathew Smith
Biosis Pty Ltd
14/17-27 Power Avenue
Alexandria
msmith@biosis.com.au

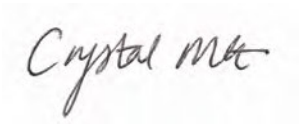
In accordance with section 4.1.3 (a) of the consultation requirements, the proponent details for this project are as follows:

ResolveXO
Nick Blakely
Associate
Tel: 0421 277 268
Email: nick.blakely@resolvexo.com.au

Please note that as per 4.1.5 of the consultation requirements, the contact details of all registered Aboriginal parties for this project will be forwarded through to Heritage NSW and Deerubbin Local Aboriginal Land Council (LALC). If you do not want your details forwarded on to the Heritage NSW and LALC please notify Biosis at the time of your registration.

If you have any queries regarding the project please don't hesitate to contact **Mathew Smith** on the details above, or alternatively the main office number on 02 9101 8700.

Yours sincerely,



Crystal Garabedian
Heritage Research Assistant

Anthea Vella

From: Anthea Vella
Sent: Wednesday, 1 June 2022 3:17 PM
Subject: 36626 1030-1048 Mamre Road Kemps Creek ACHA Project Update
Attachments: 37009.1030-1048.and1050-1064.Mamre.Rd.Kemps.Creek.Project.Update.FIN01.20220601.pdf

Good afternoon,

Following on from your registration in the 1030-1048 Mamre Road, Kemps Creek ACHA project please be advised that there has been some updates to the project.

Please see the attached letter for further information – please reference matter 37009 going forward.

Stage 2 and 3 consultation is in the process of being reviewed and will be sent out for 28 day review once ready.

If you have any questions please let me know.

Kind regards,
Anthea

1 June 2022

Dear Sir or Madam,

RE: Aboriginal Community Consultation – Project Update: 1030–1048 and 1050-1064 Mamre Road, Kemps Creek
Our Ref: Matter 36626/37009

Following on from your registration in the 1030–1048, Kemps Creek Aboriginal Cultural Heritage Assessment (ACHA) (our reference matter: 36626), please be advised that the client has changed to ESR Australia. ESR Australia has also purchased 1050-1064 Mamre Road, Kemps Creek, New South Wales. These two properties have been incorporated into one ACHA. The project is to be assessed as a State Significant Development under Part 4 of the *Environmental Planning and Assessment Act 1979.*

Consultation undertaken to date for 1030-1048 Mamre Road (ref: Matter 36626) will be combined into one project, 1030-1048 and 1050-1064 Mamre Road (ref: Matter 37009).

Please do not hesitate to contact me if you require additional information or have any queries about the methodology or information provided.

Yours sincerely,

Anthea Vella
Consultant Archaeologist

Anthea Vella

From: lilly carroll [redacted]
Sent: Wednesday, 1 June 2022 7:15 PM
To: Anthea Vella
Subject: Re: 36626 1030-1048 Mamre Road Kemps Creek ACHA Project Update

Thanks Anthea

Sent from Yahoo Mail for iPhone

On Wednesday, June 1, 2022, 3:16 pm, Anthea Vella <AVella@biosis.com.au> wrote:

> Good afternoon,
>
> Following on from your registration in the 1030-1048 Mamre Road, Kemps Creek ACHA project please be advised that there has been some updates to the project.
>
> Please see the attached letter for further information – please reference matter 37009 going forward.
>
> Stage 2 and 3 consultation is in the process of being reviewed and will be sent out for 28 day review once ready.
>
> If you have any questions please let me know.
>
> Kind regards,
>
> Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

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Anthea Vella

From: Philip khan [redacted]
Sent: Thursday, 2 June 2022 12:13 PM
To: Anthea Vella
Subject: RE: 36626 1030-1048 Mamre Road Kemps Creek ACHA Project Update

Hi Anthea,

Thanks for the update.

Kind Regards
Phil Khan

Sent from Mail for Windows 10

From: Anthea Vella
Sent: Wednesday, 1 June 2022 3:16 PM
Subject: 36626 1030-1048 Mamre Road Kemps Creek ACHA Project Update

Good afternoon,

Following on from your registration in the 1030-1048 Mamre Road, Kemps Creek ACHA project please be advised that there has been some updates to the project.

Please see the attached letter for further information – please reference matter 37009 going forward.

Stage 2 and 3 consultation is in the process of being reviewed and will be sent out for 28 day review once ready.

If you have any questions please let me know.

Kind regards,
Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

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Anthea Vella

From: [redacted]
Sent: Friday, 3 June 2022 9:03 AM
To: Anthea Vella
Subject: Re: 36626 1030-1048 Mamre Road Kemps Creek ACHA Project Update
Attachments: image821221.png

Thank you for the update.

Carolyn Slater

Gilay Consultants

On Wed, 1 Jun 2022, 3:16 pm Anthea Vella, <AVella@biosis.com.au> wrote:

> Good afternoon,
>
> Following on from your registration in the 1030-1048 Mamre Road, Kemps Creek ACHA project please be advised that there has been some updates to the project.
>
> Please see the attached letter for further information – please reference matter 37009 going forward.
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> Kind regards,
>
> Anthea
>
> **Anthea Vella**
> Consultant Archaeologist
>
> 0427 463 834
> (02) 4911 4040
> AVella@biosis.com.au
>
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Anthea Vella

From: Ginninderra Aboriginal Corporation [redacted]
Sent: Wednesday, 8 June 2022 10:58 AM
To: Anthea Vella
Subject: Re: 36626 1030-1048 Mamre Road Kemps Creek ACHA Project Update
Attachments: 37009.1030-1048.and1050-1064.Mamre.Rd.Kemps.Creek.Project.Update.FIN01.20220601.pdf

Hi Anthea, thank you for the update.

Kind regards,
Krystle Carroll-Elliott
Ginninderra Aboriginal Corporation
[redacted]

We acknowledge the Traditional Owners of Country throughout Australia and recognise their connection to land, water, and community.
We pay our respects to them, their cultures, and to Elders past and present.

> On 1 Jun 2022, at 3:16 pm, Anthea Vella <AVella@biosis.com.au> wrote:
>
> Good afternoon,
> Following on from your registration in the 1030-1048 Mamre Road, Kemps Creek ACHA project please be advised that there has been some updates to the project.
> Please see the attached letter for further information – please reference matter 37009 going forward.
> Stage 2 and 3 consultation is in the process of being reviewed and will be sent out for 28 day review once ready.
> If you have any questions please let me know.
> Kind regards,
> Anthea
>
> **Anthea Vella**
> Consultant Archaeologist
>
> 0427 463 834
>
> (02) 4911 4040
>
> AVella@biosis.com.au
>
> **Leaders in Ecology and Heritage Consulting**

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Appendix 3 Stage 2 and 3: Presentation of information about the proposed project and Gathering information about cultural significance

Anthea Vella

From: Anthea Vella
Sent: Friday, 3 June 2022 3:08 PM
Subject: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation
Attachments: 37009.1030-1048.and1050-1064.Mamre.Rd.Kemps.Creek.Stage.2&3.FIN01.20220601.pdf

Good afternoon,
Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.
It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.
Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.
If you have any questions please let me know.
Kind regards,
Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

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3 June 2022

Dear Sir or Madam,

RE: Stage 2 and 3 Aboriginal Community Consultation – 1030–1048 and 1050-1064 Mamre Road, Kemps Creek
Our Ref: Matter 37009

Thank you for registering your interest in the 1030–1048 and 1050-1064 Mamre Road, Kemps Creek project. Biosis Pty Ltd (Biosis) is currently undertaking an Aboriginal Cultural Heritage Assessment (ACHA) for ESR Australia to inform the proposed industrial development at 1030–1048 and 1050-1064 Mamre Road, Kemps Creek, New South Wales (NSW) (the project). The project is to be assessed as a State Significant Development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979.*

The purpose of the ACHA is to determine the impacts the proposed development will have on any Aboriginal heritage values present within the study area. The following project information and assessment methodology has been provided in accordance with section 4.2 and section 4.3 of the *Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010* (DECCW 2010a) (consultation requirements). The aim of this letter is to provide you with information about the project, and the proposed ACHA process and to seek your feedback to inform the ACHA.

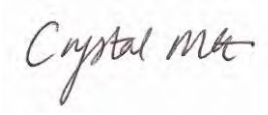
It would be appreciated if you would provide feedback on the project information and methodology presented in this letter to Biosis by **5:00pm 1 July 2022** either by email, phone or return mail.

Please address feedback to:

Anthea Vella
Biosis Pty Ltd
14/17–27 Power Avenue, Alexandria NSW 2015
msmith@biosis.com.au

Please do not hesitate to contact me if you require additional information or have any queries about the methodology or information provided.

Yours sincerely,



Crystal Garabedian
Heritage Research Assistant

Stage 2 – Project information

The aim of the stage 2 document is to provide registered Aboriginal parties (RAPs) with information about the scope of the project, and the proposed cultural heritage assessment process, and to seek their feedback on the project.

The project

ESR Australia are seeking SSD consent under Part 4 of the EP&A Act for the proposed industrial development at 1030–1048 and 1050-1064 Mamre Road, Kemps Creek NSW (Figure 1). The ACHA will be prepared in accordance with *the Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW* (OEH 2011). It includes an Archaeological Report (AR) prepared in accordance with the *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales* (DECCW 2010b) (the Code) and consultation with Aboriginal community in accordance with the consultation requirements. The ACHA will inform AGD Consulting of any potential for the project to impact on or expose Aboriginal objects or sites. Biosis will provide recommendations based on the outcomes of the ACHA.

Study area

The study area encompasses 1030–1048 and 1050-1064 Mamre Road, Kemps Creek NSW (Lot 3 and 4 DP250002). It is within the Penrith Local Government Area (LGA), and is approximately 16 kilometres south-east of Penrith and 42 kilometres west of the Sydney central business district (Figure 1). The study area encompasses approximately 11.89 hectares of private land and adjacent road reserves (Figure 2).

Background

A search of the Aboriginal Heritage Information Management System (AHIMS) database on 23 February 2022 and 10 May 2022 (Client Service ID: 662139 and 681839) identified 118 and 119 Aboriginal archaeological sites within a three by three kilometre search area, centred on the study area. None of these registered sites are located *within* the study area.

The background research identified that the study area is located within the Cumberland Lowlands physiographic region that consists of low lying, gently undulating plains and low hills, with a dense drainage net of predominantly northward flowing channels (Bannerman & Hazelton 1990, p.2). Topographically, the study area is characterised by steep slopes within the northern portion of the study area which slope south to form moderately to gentle inclined slopes around drainage depressions and two hill crests. This landscape is situated on the Bringelly Shale formation which is part of the Wianamatta group. The Bringelly Shale formation consists of shale, carbonaceous claystone, laminate, lithic sandstone and rare coal. Artefact scatters are common in this geological unit, as are potential archaeological deposits (PADs).

The study area is located within two soil landscapes, the Luddenham and Blacktown soil landscapes. The Luddenham soil landscape is considered an erosional landscape prone to lateral movement, especially on inclined landforms, making it unlikely to preserve intact archaeological deposits. The Blacktown soil landscape is considered a residual landscape, with slowly accumulated, moderately deep sediment and the potential to preserve archaeological sites if undisturbed. Hydrology within the study area consists of an

artificial dam in the eastern portion of 1050-1064 Mamre Road, as well as a second order creek line in the north-western portion of the study area. The closest permanent water source is Kemps Creek, a perennial water source, located approximately 240 metres west of the study area.

A field investigation consisting of a pedestrian survey of the study area was conducted on 18 February 2022 (1030-1048 Mamre Road) and 31 May 2022 (1050-1064 Mamre Road) in order to identify any previously unrecorded Aboriginal objects, sites, or areas of potential. During the field investigation five areas of moderate archaeological potential were identified within the study area (Figure 3).

Project schedule

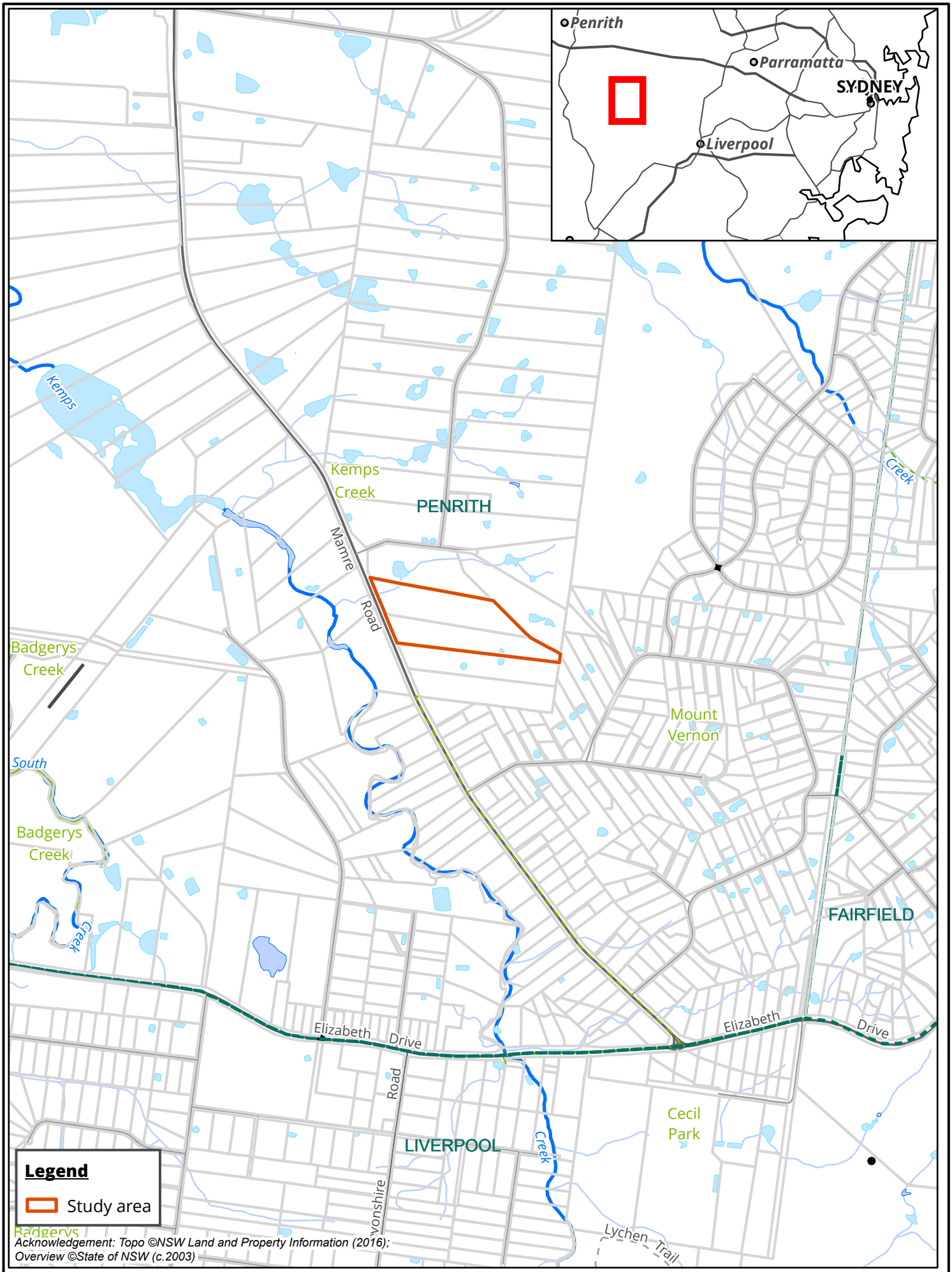
The proposed schedule and time allocations for the consultation stages are summarised below.

Action	Timeframe	Potential constraints and limitations
Commencement of Aboriginal community consultation – advertising of project and notification to stakeholders	Completed	Project advertised in the *Western Weekender* on 11 February 2022. Notices sent to identified Aboriginal parties 22 February 2022.
Notices sent to identified Aboriginal parties	22 February 2022	N/A
Aboriginal stakeholder registration period	22 February to 8 March 2022	Registration period expired on 8 March 2022.
Field investigation	18 February and 31 May 2022	N/A
Archaeological test excavations (if required)	TBC	TBC
Information gathering	Continuous	N/A
Review of draft report	TBC	28 days review time allowed under the consultation guidelines.
Final report	TBC	TBC

Responsibilities and roles

As part of the consultation process, RAPs are expected to respond to requests for cultural information and comment on draft reporting, as appropriate, in accordance with their role specified in section 5 of the consultation requirements. Biosis and the proponent, in accordance with their role under section 5 of the consultation requirements, will consult with the Aboriginal community by supplying suitable project information and providing the opportunity for Aboriginal stakeholders to provide input into the heritage management process.

Each section of the ACHA methodology will be undertaken in consultation with the RAPs for the project. Biosis invites RAPs to provide culturally appropriate information via mail, email or phone with regards to this project.



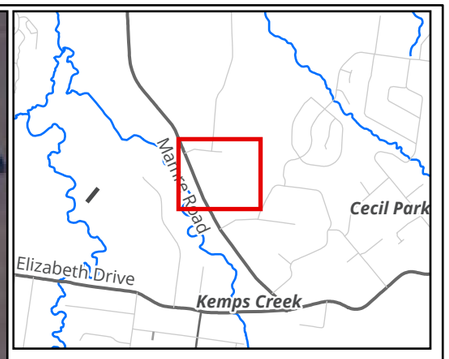
biosis

Figure 1 Location of the study area

Matter: 37009
Date: 02 June 2022,
Drawn by: JET, Checked by: MC, Last edited by: jtownsend
Location:P:\37000s\37009\Mapping\37009_MamreRd, Layout: 37009_ACHA_F1_Locality

0 200 400 600 800 1,000
Metres
Scale 1:25,000@ A4, GDA 1994 MGA Zone 56

N



Legend

- Study area
- Lot

Figure 2 Study area detail

0 40 80 120 160 200

Metres

N

Scale: 1:4,000@ A3

Coordinate System:
GDA 1994 MGA Zone 56

biosis

Matter: 37009, Date: 01 June 2022,
Drawn by: JET, Checked by: MC, Last edited by: jtownsend
Location: P:\37000s\37009\Mapping\
37009_MamreRd, Layout: 37009_ACHA_F2_StudyArea

Figure 3 AHIMS within the vicinity of the study area and areas of archaeological potential identified

****FIGURE 3 HAS BEEN REMOVED FROM THIS DOCUMENT FOR PUBLIC EXHIBITION**

Stage 3 – Gathering information about cultural significance

The aims of stage 3 of the consultation process is to facilitate a process where RAPs for the project can:

- Contribute to culturally appropriate information gathering and the research methodology.
- Provide information that will enable the cultural significance of Aboriginal objects and/or places in the proposed study area to be determined.
- Have input into the development of any cultural heritage management options (DECCW 2010a, p.12).

The purpose of the stage 3 document below is to provide RAPs with information about the proposed ACHA methodology for the project, including the survey strategy and test excavation (if required) methodology and to seek feedback on the Aboriginal cultural values present within the study area.

The assessment methodology includes the following tasks:

Background research

This task will identify known Aboriginal sites, areas of potential archaeological sensitivity and previous disturbance, and inform the predictive modelling for the assessment/study area. The following steps will be undertaken:

- A search of the AHIMS database will be completed to identify registered sites in the vicinity of the assessment/study area. The results of the AHIMS search will be used to obtain relevant site cards and relevant previously completed Aboriginal cultural heritage assessments.
- A review of relevant reports identified through the AHIMS search will be undertaken.
- A review of aerial photographs and other resources to gauge the existing landscape and previous history of land disturbance will be undertaken.
- A review of the historical heritage databases will be undertaken.
- A brief summary of the historical uses of the study area will be developed.

Consultation with the Aboriginal community

This task will provide the Aboriginal community with the opportunity to participate in decisions regarding the management of their cultural heritage by providing proponents information regarding cultural significance and opportunities to input into management options.

Aboriginal community consultation will be undertaken in accordance with the consultation requirements, which includes:

- COMPLETED. Biosis ascertained the names of Aboriginal people or groups who may hold cultural knowledge relevant to determining the significance of Aboriginal objects and/ or places within the study area.

- COMPLETED. Aboriginal stakeholders were provided with notification by letter of the project on 22 February 2022 via Biosis on behalf of AGD Consulting on behalf of ResolveXO (previous client now ESR Australia), and given the opportunity to be involved in consultation.
- This document outlines the details of the project and proposed archaeological testing methodology. If required. The RAPs must be given an opportunity to review and provide feedback to the proponent within a minimum of 28 days of Biosis providing the methodology document.
- The DRAFT ACHA report and AR will be provided to all RAPs for comment – the proponent must allow 28 days for comment. All comments and correspondence sent and received regarding the project will be included in the final report in an appendix.

Culturally sensitive material

Biosis invites RAPs to provide culturally appropriate information via mail, email or phone with regards to this project.

Cultural information provided will be recorded in the Aboriginal consultation log and discussed in the report. If the information is regarded as too sensitive to be made public then RAPs should advise Biosis and identify the nature of the sensitivity. Biosis will then arrange for the recording of the information in accordance with its sensitivity. Documents which hold sensitive information will clearly list, on the front cover, who can have access to the document. These documents will be stored securely.

Field investigation

An archaeological survey of the study area was conducted on on 18 February 2022 (1030-1048 Mamre Road) and 31 May 2022 (1050-1064 Mamre Road). The surveys concentrated on the areas of impact, and followed landforms within the study area. The surveys consisted of a meandering transect walked across the study area. No Aboriginal sites were identified but five PAD's were identified. The PADs are located on flat to gentle sloped, elevated areas that appear to be relatively undisturbed. If the areas of PAD cannot be avoided by the proposed works further assessment in the form of test excavations will be required.

Recording during the field investigation followed requirements 5 to 10 of the Code and industry best practice. Information recorded included:

- Aboriginal objects or sites present in the study area during the investigation.
- Survey coverage.
- Any resources that may have potentially have been exploited by Aboriginal people.
- Landforms.
- Photographs of the site indicating landform.
- Evidence of disturbance.
- Aboriginal artefacts, culturally modified trees or any other Aboriginal sites.

Where possible, Identification of natural soil deposits within the study area was undertaken. Representative photographs of survey units, landform, vegetation coverage, ground surface visibility was undertaken.

Detailed results of the field investigation will be provided in the draft ACHA report and AR.

Archaeological test excavations (if required)

Any areas of PAD identified during the field investigation which cannot be avoided by the construction works will be subject to archaeological test excavations in line with the Code as outlined below.

Aims

The principle objectives of the test excavations are to identify and understand the nature, extent and significance of any areas of PAD within the study area. This will further our knowledge of Aboriginal archaeological site patterning within the study area and enable the predictive model to be further tested and refined.

The aims of the testing program are to:

- Determine the nature and extent of the sub-surface archaeological deposits in the study area.
- Identify if the archaeological material occurs in an intact, undisturbed context, by examining the soil profile and stratigraphy.
- Analyse and interpret any archaeological finds (such as stone artefacts, hearths, etc.) recovered during the testing program.
- Inform current knowledge of Aboriginal occupation and land use models of the region.
- Provide management and mitigation measures for Aboriginal archaeological objects located during the subsurface testing program.
- Test the predictive model and answer the research questions developed as part of this assessment.

Test excavation methodology

If test excavations are required within the study area they will conform to the following methodology in line with Requirement 16 of the Code:

- Test excavations will be conducted in 50 by 50 centimetre units.
- The test pits will be excavated by hand (inclusive of trowels, spades and other hand tools) along transects at intervals of between 10 and 20 metres or other justifiable and regular spacing (being no smaller than five metres).
- The first test pit within a site or PAD area will be excavated in five centimetre spits; the subsequent test pits conducted within the site or PAD area can then be excavated in either 10 centimetre spits or stratigraphic units (whichever is smaller) to the base of Aboriginal object-bearing units being the removal of the A-horizon soil deposit down to the sterile clay or bedrock layer (B-horizon).
- If the depth of deposit prevents reaching sterile deposits within the 50 by 50 centimetre test pit, additional 50 by 50 centimetre test pits may be excavated adjacent to the original test pit (for example expanding the test pit to 50 by 100 centimetres) to reach the sterile deposits.

- Test pits may be combined and excavated as necessary in 50 by 50 centimetre units for the purposes of further understanding site characteristics. Note that under the Code, the maximum area that can be excavated in any one continuous area is three metres squared (3 m^2).
- The Code dictates that the maximum surface area of all test excavation units must be no greater than 0.5% of the PAD or area being investigated.
- All excavated soil will be wet sieved in 5 millimetre sieves.
- All cultural material will be collected, bagged and clearly labelled. They will be temporarily stored in the Biosis Sydney office for analysis (14/17–27 Power Avenue, Alexandria NSW 2015).
- For each test pit that is excavated, the following documentation will be taken:
  - Unique test pit identification number.
  - GPS coordinate of each test pit.
  - Munsell soil colour and texture.
  - Amount and location of cultural material within the deposit.
  - Nature of disturbance where present.
  - Stratigraphy.
  - Archaeological features (if present).
  - Photographic records.
  - Spit records.
- Test excavation units will be backfilled as soon as practicable.
- An AHIMS Site Impact Recording form will be completed and submitted to the AHIMS Registrar for any sites impacted during test excavations.
- In the event that suspected human remains are identified works will immediately cease and the NSW Police and Heritage NSW will be notified.
- Test excavations will cease when enough information* has been recovered to adequately characterise the objects present with regard to their nature and significance.

**Enough information is defined by Heritage NSW as meaning "the sample of excavated material clearly and self-evidently demonstrates the deposit's nature and significance. This may include things like locally or regionally high object density: presence of rare or representative objects: presence of archaeological features: or locally or regionally significant deposits stratified or not."*(DECCW 2010b, p.28).

Storage of cultural material

Any cultural material identified during test excavations will be temporarily stored in the Biosis, Sydney office for analysis (14/17–27 Power Avenue, Alexandria NSW 2015).

Once the cultural material has been analysed, the cultural material can be managed in the following manners:

- Cultural material can be held by the Aboriginal community under a care and control agreement.

- Cultural material can be returned to country and reburied as soon as practicable in a secure location in accordance with Requirements 16b and 26 of the Code.

Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.

Reporting

Biosis will prepare an ACHA and AR for the project. The ACHA will document the findings of the assessment, and detail the consultation process. The AR will be included as an appendix to the ACHA and will document the desktop assessment, field investigation, and test excavation results.

The main aim of the report is to document the assessment of potential development related impacts to Aboriginal cultural heritage and to formulate strategies to manage these impacts. Reporting will follow the guidelines of Heritage NSW, in particular the consultation requirements, the Code, and the *Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW* (OEH 2011).

The ACHA report will contain:

- Details of the Aboriginal consultation process undertaken as part of the assessment.
- A review and summary of the environmental context of the study area.
- A review and summary of the Aboriginal archaeological context of the study area.
- Archaeological test excavation results.
- Aboriginal site significance assessment.
- Impact assessment.
- Management strategies.
- Maps detailing any Aboriginal sites identified during the assessment process.

The RAPs will be provided with the draft ACHA and AR, and their comments on the report content sought. Comments on the report's content are to be provided to Biosis by the party's respective nominated spokesperson(s). All comments not provided in writing will be recorded in an informal logbook by Biosis. These comments and responses to these comments will be documented in the final ACHA.

As part of this methodology registered Aboriginal parties will be provided with the draft report for comment and allowed **28 days** for review.

The final report will incorporate all comments and will be forwarded on to RAPs once completed.

References

Bannerman, SM & Hazelton, PA 1990, *Soil Landscapes of the Penrith 1:100 000 Sheet*, Soil Conservation Service of NSW, Sydney NSW.

DECCW 2010a, *Aboriginal Cultural Heritage Consultation Requirements for Proponents*, New South Wales Government Department of Environment and Climate Change, Sydney NSW.

DECCW 2010b, *Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales*, Department of Environment and Climate Change, Sydney NSW.

OEH 2011, 'Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW', <Office of Environment and Heritage, Department of Premier and Cabinet, Sydney NSW>.

Anthea Vella

From: Anthea Vella
Sent: Thursday, 23 June 2022 5:29 PM
Subject: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation Reminder Email

Good evening,

Please be advised that feedback for the Stage 2 and 3 document for 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA closes in one week.

It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022.**

Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.

If you have any questions please let me know.

Kind regards,
Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

Leaders in Ecology and Heritage Consulting

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Anthea Vella

From: lilly carroll [redacted]
Sent: Friday, 3 June 2022 3:34 PM
To: Anthea Vella
Subject: Re: 37001050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Follow Up Flag: Follow up
Flag Status: Completed

Hi Anthea

DNC lives in the Penrith LGA, and we totally agree to what has been proposed towards Mamre Rd, Kemps Creek project.
We hold a lot of knowledge to the area that has been proposed

Kind regards
Paul Boyd & Lilly Carroll
Directors DNC
[redacted]

Sent from Yahoo Mail for iPhone

On Friday, June 3, 2022, 3:07 pm, Anthea Vella <AVella@biosis.com.au> wrote:

> Good afternoon,
>
> Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.
>
> It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.
>
> Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.
>
> If you have any questions please let me know.
>
> Kind regards,
>
> Anthea
>
> **Anthea Vella**
> Consultant Archaeologist
>
> 0427 463 834
> (02) 4911 4040
> AVella@biosis.com.au
>
> biosis
> **Leaders in Ecology and Heritage Consulting**

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Anthea Vella

From: Dean Delponte [redacted]
Sent: Sunday, 5 June 2022 10:47 AM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Follow Up Flag: Follow up
Flag Status: Completed

Hi Anthea,

Thank you for providing us with a copy of the project information and proposed assessment methodology.

We agree with the proposed methodology outlined for this project and our preference would be for any cultural material that is identified to be reburied on site in a suitable location (if possible) which would not be impacted by any future development.

Kind Regards
Dean Delponte
Director
[redacted]

MUNDAWARI
Heritage Consultants

IMPORTANT: The contents of this email and any attachments are confidential. They are intended for the named recipient(s) only. If you have received this email by mistake, please notify the sender immediately and do not disclose the contents to anyone or make copies thereof.

On Fri, 3 Jun 2022 at 15:07, Anthea Vella <AVella@biosis.com.au> wrote:

> Good afternoon,
>
> Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.
>
> It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.
>
> Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.
>
> If you have any questions please let me know.

Kind regards,

Anthea

Anthea Vella
Consultant Archaeologist

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(02) 4911 4040
AVella@biosis.com.au

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Anthea Vella

From: Ryan Johnson [redacted]
Sent: Monday, 6 June 2022 2:58 PM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation
Attachments: 37009.1030-1048.and1050-1064.Mamre.Rd.Kemps.Creek.Stage.2&3.FIN01.20220601.pdf

Hi Anthea
I have read the project information and ACHA for the above project, I endorse the recommendations made.
Thanks
Ryan johnson

> On 3 Jun 2022, at 3:07 pm, Anthea Vella <AVella@biosis.com.au> wrote:
>
> Good afternoon,
> Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.
> It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.
> Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.
> If you have any questions please let me know.
> Kind regards,
> Anthea

Anthea Vella
Consultant Archaeologist

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Anthea Vella

From: jesse johnson [redacted]
Sent: Tuesday, 7 June 2022 12:59 PM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation
Attachments: 37009.1030-1048.and1050-1064.Mamre.Rd.Kemps.Creek.Stage.2&3.FIN01.20220601.pdf

Follow Up Flag: Follow up
Flag Status: Completed

Hi Anthea,
I have read the project information, ACHAR and methodology for the above project, I agree with the recommendations made.
Kind regards
Jesse Johnson
[redacted]

On Friday, 3 June 2022, 03:05:31 pm AEST, Anthea Vella <avella@biosis.com.au> wrote:

Good afternoon,

Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.

It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.

Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.

If you have any questions please let me know.

Kind regards,

Anthea

Anthea Vella
Consultant Archaeologist

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AVella@biosis.com.au

Leaders in Ecology and Heritage Consulting

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Anthea Vella

From: Carolyn .H [redacted]
Sent: Tuesday, 7 June 2022 9:04 PM
To: Anthea Vella; Mathew Smith
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation
Attachments: A1.PL2023.pdf; 2NSW Member Certificate 2022 - A1 INDIGENOUS SERVICES PTY LTD.pdf

Follow Up Flag: Follow up
Flag Status: Completed

A1 INDIGENOUS SERVICES PTY LTD

Contact: Carolyn Hickey

[redacted]

ACN: 639 868 876
ABN: 31 639 868 876

Hi,
I have reviewed the document and support the Information and Methodology.
About the founder Carolyn Hickey
I am a **T**raditional Owner and Custodian with over 20 years experience in helping preserve Aboriginal cultural heritage on projects.
I hold cultural knowledge relevant to determining the cultural significance of Aboriginal objects and values that exist in the project area.
I have attached A1 Indigenous Services Insurances.
We would like **you** to consider including **A1's employee's, the Kawalkan workforce and the Women's Circle Employees** for all future field work.
The Kawalkan workforce Program is a designed program created to employ young indigenous youths between the ages of (18-29) years of age.
The Women's Circle was created with the need to always have Experienced Indigenous Women present in all field work.
To aim for not only gender equality in the workplace but, to help identify and protect any women's sacred places.
Please feel free to publish my name, and response but not the email
Please feel free to contact me on details supplied
Kind Regards,
Carolyn Hickey

Managing Director

A1 INDIGENOUS SERVICES PTY LTD is now a member of the NSW INDIGENOUS CHAMBER OF COMMERCE

A business or enterprise carrying the NSWICC Assured logo has met National Policy requirements as upheld by the First Australians Chamber of Commerce and Industry (FACCI) for being identified as a First Nations Business Owner or Entrepreneur and the business must demonstrate compliance with Government and Industry Regulators.

(Certificate attached) A certificate confirms that the Enterprise listed above has met all requirements of the NSWICC's Assured Program , operating as a100% Aboriginal Owned, Operated and Controlled Business. The NSW Indigenous Chamber of Commerce (NSWICC) is the Peak body for Aboriginal Business in New South Wales and a member of the First Australians Chamber of Commerce and Industry (FACCI)

A1 Indigenous Services is 100%, Indigenous Owned Australian Company
which offers a range of services to the construction industry.
It is our mission to commit to an innovative approach to a better future for Indigenous employment and community.
While improving ways to close the gap in Aboriginal participation in the construction Industry.
Building strength in aboriginal communities and our Indigenous labour force.

KAWALKAN Youth Workforce Program
A1 INDIGENOUS SERVICES PTY LTD

WOMEN'S CIRCLE
Protecting Women's Customs
A1 INDIGENOUS SERVICES PTY LTD

NSWICC ASSURED | FACCI AFFILIATE

From: Anthea Vella <AVella@biosis.com.au>
Sent: Friday, 3 June 2022 3:07 PM
Subject: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Good afternoon,

Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.

It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.

Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.

If you have any questions please let me know.

Kind regards,

Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

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Anthea Vella

From: lilly carroll [redacted]
Sent: Monday, 13 June 2022 4:55 PM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 anMamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Follow Up Flag: Follow up
Flag Status: Completed

Hi Anthea

DNC is happy with everything towards this project at Mamre Rd Kemps Creek

Sent from Yahoo Mail for iPhone

On Friday, June 3, 2022, 3:07 pm, Anthea Vella <AVella@biosis.com.au> wrote:

> Good afternoon,
>
> Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.
>
> It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.
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> Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.
>
> If you have any questions please let me know.
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> Kind regards,
>
> Anthea

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Consultant Archaeologist

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Anthea Vella

From: carolyn slater [redacted]
Sent: Thursday, 16 June 2022 9:24 AM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation
Attachments: image004.png

Follow Up Flag: Follow up
Flag Status: Completed

Received, thank you.

Carolyn Slater

On Fri, 3 Jun 2022, 3:07 pm Anthea Vella, <AVella@biosis.com.au> wrote:

> Good afternoon,
>
> Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.
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> Kind regards,
>
> Anthea
>
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> Consultant Archaeologist
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Anthea Vella

From: Anthea Vella
Sent: Wednesday, 10 August 2022 12:06 PM
To: 'Phil Khan'
Subject: RE: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Hi Phil,

My apologies in getting back to you.

I had a chat with the client and they are able to incorporate native plants into the landscaping for the project.
I will be also including this as a recommendation in the report.

Please let me know if you have any questions.
Kind regards,
Anthea

From: Phil Khan <philipkhan.acn@live.com.au>
Sent: Thursday, 14 July 2022 1:16 PM
To: Anthea Vella <AVella@biosis.com.au>
Subject: RE: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Thank you.

Kind Regards
Phil Khan

Sent from Mail for Windows 10

From: Anthea Vella
Sent: Wednesday, 13 July 2022 9:32 AM
To: 'Kadibulla khan'
Subject: RE: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Hi Phil,

Thank you for your email, and apologies in the delay in getting back to you.

I have passed your question on to the client and will get back to you when I have a response.

Kind regards,
Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

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From: Kadibulla khan [redacted]
Sent: Thursday, 16 June 2022 7:25 PM
To: Anthea Vella <AVella@biosis.com.au>
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Dear Anthea,

Thank you for your report for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek.

Here at Kamilaror- Yankuntjara Working Group we hold 50 years of cultural knowledge of the area. We hold a deep connection to Mother Earth, the sky, and our water ways. Aboriginal people have a spiritual connection to the land, it holds stories, history. It is for this reason we must not destroy the land or pollute it as it will become sick and so will we. Mother Earth gives to us and in return we care for her. Kamilaror- Yankuntjara Working Group aim to protect and conserve our sacred sites especially our burial sites and the tangible and intangible.

The study area is highly significant to us Aboriginal people, the intangible aspects like being connected to land is of importance as we hold a spiritual connection to the land. The site is close to water ways that are utilised by aboriginal people. Understanding the intangible aspects is highly important to our people because we are connected to place not only artefacts, but there are also stories that must be heard around the creation of the area, these should be sort by yarning with the traditional owners of the land.

Has the proponent sort a cultural interpretation plan for the project, to recognise Aboriginal people as the owners of the land? Ways in which this can be archived is through design, art, digital displays, apps, native gardens etc. It is important to incorporate interpretation into you project as it educates the wider community and our next generations about the traditional owners of the land keeping our culture alive. A keeping place should also be sort to keep artefacts on country.

We wpould like to agree to your report, we look forward to furthering consultation.

Kind Regards

Kadibulla Khan

From: Anthea Vella <AVella@biosis.com.au>
Sent: Friday, 3 June 2022 3:07 PM
Subject: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Good afternoon,

Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.

It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.

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If you have any questions please let me know.

Kind regards,
Anthea

Anthea Vella
Consultant Archaeologist

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(02) 4911 4040
AVella@biosis.com.au

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Anthea Vella

From: Arika J [redacted]
Sent: Monday, 20 June 2022 3:35 PM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation

Follow Up Flag: Flag for follow up
Flag Status: Completed

Dear Anthea,

On behalf of Yulay cultural service's I have read and agree with the assessment methodology.

Kind regards,

Arika Jalomaki

[redacted]

On Fri, 3 Jun 2022 at 3:07 pm, Anthea Vella <AVella@biosis.com.au> wrote:

> Good afternoon,
>
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--
Arika Jalomaki

Anthea Vella

From: Ralph Hampton [redacted]
Sent: Friday, 24 June 2022 5:08 PM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation Reminder Email
Attachments: image601197.png

Great, thanks for letting me know.

On Fri, 24 Jun 2022, 3:56 pm Anthea Vella, <AVella@biosis.com.au> wrote:

> Hi Ralph,
>
> Thank you for your email.
>
> I can confirm with you that you have registered for this project.
>
> If you have any questions please let me know.
>
> Kind regards,
>
> Anthea

Anthea Vella
Consultant Archaeologist

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From: Ralph Hampton [redacted]
Sent: Friday, 24 June 2022 3:39 PM
To: Anthea Vella <AVella@biosis.com.au>
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation Reminder Email

Good afternoon my name is Ralph Hampton and I was just wondering did I register for this project if not can I register for this project please thank you

On Thu, 23 Jun 2022, 5:29 pm Anthea Vella, <AVella@biosis.com.au> wrote:

> Good evening,

Please be advised that feedback for the Stage 2 and 3 document for 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA closes in one week.

It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022.**

Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.

If you have any questions please let me know.

Kind regards,

Anthea

Anthea Vella
Consultant Archaeologist

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(02) 4911 4040
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Anthea Vella

From: [redacted]
Sent: Wednesday, 29 June 2022 3:55 PM
To: Anthea Vella
Subject: 1030-1048 and 1050-1064 Mamre Road Kemps Creek
Attachments: 1030-1048 and 1050-1064 Mamre Road Kemps Creek .pdf

DARUG CUSTODIAN
ABORIGINAL CORPORATION

Didyurigura
Justine Coplin

Budyari Ngami Darug Nurawa
Walama Ngyini Bud Bud dali Darug Nura

Explore Dyarubbin Digital story map
Visit Dyarubbin Exhibition
Read Dictionary of Sydney - Dyarubbin project
Listen Yarramundi and the people of Dyarubbin - The History Listen - ABC Radio National

DARUG CUSTODIAN
ABORIGINAL
CORPORATION

[redacted]
[redacted]
[redacted] Leanne Watson
[redacted] Justine Coplin
EMAIL: [redacted]

Attention: Biosis **Date:29/06/22**

Subject: 1030-1048 and 1050-1064 Mamre Road Kemps Creek

Dear Anthea

Our group is a non- profit organisation that has been active for over forty years in Western Sydney, we are a Darug community group with over three hundred members. The main aim in our constitution is the care of Darug sites, places, wildlife and to promote our culture and provide education on the Darug history.

Our group promotes Darug Culture and works on numerous projects that are culturally based as a proud and diverse group. It has been discussed by our group and with many consultants and researches that our history is generic and is usually from an early colonists perspective or solely based on archaeology and sites. These histories are adequate but they lack the people's stories and parts of important events and connections of the Darug people and also other Aboriginal people that now call this area home and have done so for numerous generations.

This area is significant to the Darug people due to the evidence of continued occupation, within close proximity to this project site there is a complex of significant sites.

Landscapes and landforms are significant to us for the information that they hold and the connection to Darug people. Aboriginal people (Darug) had a complex lifestyle that was based on respect and belonging to the land, all aspects of life and survival did not impact on

the land but helped to care for and conserve land and the sustenance that the land provided. As Darug people moved through the land there were no impacts left, although there was evidence of movement and lifestyle, the people moved through areas with knowledge of their areas

and followed signs that were left in the landscape. Darug people knew which areas were not to be entered and respected the areas that were sacred.

Knowledge of culture, lifestyle and lore have been part of Darug people's lives for thousands of years, this was passed down to the next generations and this started with birth and continued for a lifetime. Darug people spent a lifetime learning and as people grew older they passed through stages of knowledge, elders became elders with the learning of stages of knowledge not by their age, being an elder is part of the kinship system this was a very complicated system based on respect.

Darug sites are all connected, our country has a complex of sites that hold our heritage and past history, evidence of the Darug lifestyle and occupation are all across our country, due to the rapid development of Sydney many of our sites have been destroyed, our sites are thousands of years old and within the short period of time that Australia has been developed pre contact our sites have disappeared.

The *Aboriginal cultural heritage consultation requirements for proponents* Section 4.1.8 refers to "Aboriginal organisations representing Aboriginal people who hold cultural knowledge". Recent consultation meetings have revealed that many of these Aboriginal organisations and individuals do not hold cultural knowledge of the Western Sydney area. The increasing involvement of such parties in cultural heritage management means that genuine local Aboriginal organisations are unable to properly care for our cultural heritage.

Many Aboriginal organisations listed in the OEH response letter do not contribute to the Aboriginal community of Western Sydney. Individuals listed in the OEH response letter do not represent the community and while they may be consulted with, should not be employed for their own personal financial benefit.

Our organisation is committed to providing benefits back to our local Aboriginal community through such measures as funding the local Aboriginal juniors' touch football team, painting classes for the local children and donating money to various charities. Employment in cultural heritage activities is source of income that organisations such as ours can use to contribute to beneficial activities and support within the community.

Darug custodian Aboriginal Corporation's site officers have knowledge of Darug land, Darug Culture,Oral histories, landforms, sites, Darug history, wildlife, flora and legislative requirements. We have worked with consultants and developers for many years in Western

Sydney (Darug Land) for conservation, site works, developments and interpretation/education strategie.

Darug Custodian Aboriginal Corporation have received and reviewed the report for 1030-1048 and 1050-1064 Mamre Road Kemps Creek.

We support the recommendations set out in this report.

Please contact us with all further enquiries on the above contacts.

Regards

Justine Coplin

Anthea Vella

From: Rodney Gunther [redacted]
Sent: Wednesday, 29 June 2022 5:30 PM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA - Stage 2 and 3 Consultation
Attachments: 1030–1048 and 1050-1064 Mamre Road, Kemps Creek methodology response letter.docx

Follow Up Flag: Flag for follow up
Flag Status: Completed

Hi Anthea,

Please find a response to the draft Methodology for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek.

regards

Rodney Gunther

On Fri, Jun 3, 2022 at 3:07 PM Anthea Vella <AVella@biosis.com.au> wrote:

> Good afternoon,
>
> Following on from your registration in 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please find attached the Stage 2 and 3 Consultation document.
>
> It would be greatly appreciated if any feedback or comments could please be provided by **5PM 1 July 2022**.
>
> Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.
>
> If you have any questions please let me know.
>
> Kind regards,
>
> Anthea
>
> **Anthea Vella**
> Consultant Archaeologist
>
> 0427 463 834
> (02) 4911 4040
> AVella@biosis.com.au
>
> **Leaders in Ecology and Heritage Consulting**
>
> **Biosis acknowledges the Aboriginal and Torres Strait Islander people as Traditional Custodians of the country on which we live and work.**
> **We pay our respects to the Traditional Custodians and Elders past, present and future, and honour their connection to the land and ongoing contribution to society.**

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Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

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Waawaar Awaa Aboriginal Corporation

Anthea Vella
Biosis Pty Ltd
14/17–27 Power Avenue
Alexandria NSW 2015

29 June 2022

RE: 1030–1048 and 1050-1064 Mamre Road, Kemps Creek.

Waawaar Awaa Aboriginal Corporation **supports** the draft Methodology and its recommendations for the proposed industrial development at 1030–1048 and 1050-1064 Mamre Road,Kemps Creek for the following reasons:

- A search of the Aboriginal Heritage Information Management System (AHIMS) database on 23 February 2022 and 10 May 2022 identified 118 and 119 Aboriginal archaeological sites within a three by three kilometre search area.
- Five PAD's of moderate archaeological potential was identified from an archaeological survey of the study area that was conducted on 18 February 2022 and 31 May 2022.
- Any areas of PAD identified during the field investigation which cannot be avoided by the construction works will be subject to archaeological test excavations in line with the Code of Practice.
- Aboriginal community consultation will be undertaken in accordance with the OEH consultation requirements.

Biosis requests any comments regarding the care and control of any cultural material be included as part of the review of this assessment methodology.

Response: May best be decided later on depending what is found after test excavations.

regards

Rodney Gunther

Appendix 4 Stage 4: Review of draft cultural heritage assessment report

Anthea Vella

From: Anthea Vella
Sent: Monday, 15 August 2022 12:39 PM
Subject: 37009 - 1030-1048 and 1050-1064 Mamre Road, Kemps Creek Draft ACHA and AR Review

Good afternoon,

Following on from your registration in the 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA please see the link below to access the draft ACHA and AR:

https://spaces.hightail.com/receive/t12FUH14vr

If you have any issues accessing the draft report or have any questions please let me know.

It would be greatly appreciated if any responses could be provided by **5PM 12 September 2022**.

Kind regards,
Anthea

Anthea Vella

From: Anthea Vella
Sent: Monday, 5 September 2022 8:35 AM
Subject: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek Draft ACHA and AR Review Reminder

Good morning,

This is an email reminder that feedback for the 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA closes on **5PM 12 September 2022.**

It would be greatly appreciated if any comments could be provided before the close of feedback date.

If you have any questions please let me know.

Kind regards,

Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

Leaders in Ecology and Heritage Consulting

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From:	Anthea Vella
To:	"Ralph Hampton"
Subject:	RE: 37009 - 1030-1048 and 1050-1064 Mamre Road, Kemps Creek Draft ACHA and AR Review
Date:	Monday, 15 August 2022 2:38:38 PM
Attachments:	image682741.png image710099.png image549341.png image936912.png

---

Hi Ralph,

Thank you for your email. The link to access the reports is here: https://spaces.hightail.com/receive/t12FUH14vr

If you have any issues accessing the draft report or have any questions please let me know.

Kind regards,

Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4040
AVella@biosis.com.au

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From: Ralph Hampton[redacted]
Sent: Monday, 15 August 2022 2:36 PM
To: Anthea Vella <AVella@biosis.com.au>
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road, Kemps Creek Draft ACHA and AR Review

Good afternoon my name is Ralph Hampton I was just looking at your email and there's no link down the bottom of the email you sent
On Mon, 15 Aug 2022, 12:38 pm Anthea Vella, <AVella@biosis.com.au> wrote:

> Good afternoon,
> Following on from your registration in the 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA please see the link below to access the draft ACHA and AR:
> https://spaces.hightail.com/receive/t12FUH14vr
> If you have any issues accessing the draft report or have any questions please let me know.
> It would be greatly appreciated if any responses could be provided by **5PM 12 September 2022**.
> Kind regards,
> Anthea
> **Anthea Vella**
> Consultant Archaeologist
>
> 0427 463 834
> (02) 4911 4040
> AVella@biosis.com.au
>
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Anthea Vella

From: [redacted]
Sent: Thursday, 25 August 2022 12:51 PM
To: Anthea Vella
Subject: 1030-1048 and 1050-1064 Mamre Road, Kemps Creek
Attachments: 1030-1048 and 1050-1064 Mamre Road, Kemps Creek.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

DARUG CUSTODIAN
ABORIGINAL CORPORATION

Didyurigura
Justine Coplin

Budyari Ngami Darug Nurawa
Walama Ngyini Bud Bud dali Darug Nura

Explore Dyarubbin Digital story map
Visit Dyarubbin Exhibition
Read Dictionary of Sydney - Dyarubbin project
Listen Yarramundi and the people of Dyarubbin - The History Listen - ABC Radio National

DARUG CUSTODIAN
ABORIGINAL
CORPORATION

[redacted]
[redacted]
[redacted] Leanne Watson
[redacted] Justine Coplin
EMAIL: [redacted]

Attention: Biosis **Date:**25/08/22

Subject: 1030-1048 and 1050-1064 Mamre Road, Kemps Creek

Dear Anthea

Our group is a non- profit organisation that has been active for over forty years in Western Sydney, we are a Darug community group with over three hundred members. The main aim in our constitution is the care of Darug sites, places, wildlife and to promote our culture and provide education on the Darug history.

Our group promotes Darug Culture and works on numerous projects that are culturally based as a proud and diverse group. It has been discussed by our group and with many consultants and researches that our history is generic and is usually from an early colonists perspective or solely based on archaeology and sites. These histories are adequate but they lack the people's stories and parts of important events and connections of the Darug people and also other Aboriginal people that now call this area home and have done so for numerous generations.

This area is significant to the Darug people due to the evidence of continued occupation, within close proximity to this project site there is a complex of significant sites.

Landscapes and landforms are significant to us for the information that they hold and the connection to Darug people. Aboriginal people (Darug) had a complex lifestyle that was based on respect and belonging to the land, all aspects of life and survival did not impact on

the land but helped to care for and conserve land and the sustenance that the land provided. As Darug people moved through the land there were no impacts left, although there was evidence of movement and lifestyle, the people moved through areas with knowledge of their areas

and followed signs that were left in the landscape. Darug people knew which areas were not to be entered and respected the areas that were sacred.

Knowledge of culture, lifestyle and lore have been part of Darug people's lives for thousands of years, this was passed down to the next generations and this started with birth and continued for a lifetime. Darug people spent a lifetime learning and as people grew older they passed through stages of knowledge, elders became elders with the learning of stages of knowledge not by their age, being an elder is part of the kinship system this was a very complicated system based on respect.

Darug sites are all connected, our country has a complex of sites that hold our heritage and past history, evidence of the Darug lifestyle and occupation are all across our country, due to the rapid development of Sydney many of our sites have been destroyed, our sites are thousands of years old and within the short period of time that Australia has been developed pre contact our sites have disappeared.

The *Aboriginal cultural heritage consultation requirements for proponents* Section 4.1.8 refers to "Aboriginal organisations representing Aboriginal people who hold cultural knowledge". Recent consultation meetings have revealed that many of these Aboriginal organisations and individuals do not hold cultural knowledge of the Western Sydney area. The increasing involvement of such parties in cultural heritage management means that genuine local Aboriginal organisations are unable to properly care for our cultural heritage.

Many Aboriginal organisations listed in the Heritage response letter do not contribute to the Aboriginal community of Western Sydney. Individuals listed in the Heritage response letter do not represent the community and while they may be consulted with, should not be employed for their own personal financial benefit.

Our organisation is committed to providing benefits back to our local Aboriginal community through such measures as funding the local Aboriginal juniors' touch football team, painting classes for the local children and donating money to various charities. Employment in cultural heritage activities is source of income that organisations such as ours can use to contribute to beneficial activities and support within the community.

Darug custodian Aboriginal Corporation's site officers have knowledge of Darug land, Darug Culture,Oral histories, landforms, sites, Darug history, wildlife, flora and legislative requirements. We have worked with consultants and developers for many years in Western

Sydney (Darug Land) for conservation, site works, developments and interpretation/education strategie.

Darug Custodian Aboriginal Corporation have received and reviewed the report for 1030-1048 and 1050-1064 Mamre Road, Kemps Creek.

We support the recommendations set out in this report.

Our Country is the traditional land of the Darug people, who speak the Darug language.
Our Country isn't defined or identified by government bodies and their agencies.
These agencies and bodies do not support the people of our Country and are not the traditional custodians and therefore should not be in a position to speak for the Darug people, Darug land or Darug knowledge.
Maintaining cultural protocols is fundamental in obtaining knowledge and invoking discussion for Country. To speak directly to and consult with the people of traditional lands, in this case the Darug people, is necessary to maintain correct protocol and acquire accurate knowledge.
It is culturally inappropriate for any Non-Darug person or group/s to speak on Darug cultural heritage.
Darug people are the only people that have the authority to speak for Darug Country, and hence should be the only peoples that can and must speak for Darug Country.

Please contact us with all further enquiries on the above contacts.

Regards

Justine Coplin

Anthea Vella

From: carolyn slater [redacted]
Sent: Monday, 12 September 2022 8:52 AM
To: Anthea Vella
Subject: Re: 37009 - 1030-1048 and 1050-1064 Mamre Road Kemps Creek Draft ACHA and AR Review Reminder
Attachments: image146881.png

Follow Up Flag: Follow up
Flag Status: Completed

Looks good to me.

Thank you

Carolyn Slater

On Mon, 5 Sep 2022, 8:35 am Anthea Vella, <AVella@biosis.com.au> wrote:

> Good morning,
>
> This is an email reminder that feedback for the 1030-1048 and 1050-1064 Mamre Road Kemps Creek ACHA closes on **5PM 12 September 2022.**
>
> It would be greatly appreciated if any comments could be provided before the close of feedback date.
>
> If you have any questions please let me know.
>
> Kind regards,
>
> Anthea
>
> **Anthea Vella**
> Consultant Archaeologist
>
> 0427 463 834
> (02) 4911 4040
> AVella@biosis.com.au
>
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Anthea Vella

From: Anthea Vella
Sent: Tuesday, 25 October 2022 11:51 AM
Subject: 37009 - 1030-1048 and 1050-1064 Mamre Road, Kemps Creek Final ACHA and AR

Good morning,

Following on from your registration in the 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA, please follow the link below to access the final ACHA and AR:

https://spaces.hightail.com/receive/lf1LnczG4I

If you have any issues accessing the final reports or have any questions please let me know.

Kind regards,
Anthea

Anthea Vella
Consultant Archaeologist

0427 463 834
(02) 4911 4047
AVella@biosis.com.au

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Anthea Vella

From: Anthea Vella
Sent: Wednesday, 26 July 2023 11:00 AM
Subject: 37009 - 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA - Project Update

Good morning,

Following on from your registration in the 1030-1048 and 1050-1064 Mamre Road, Kemps Creek ACHA project please be advised that there is a project update.

ESR Developments (Australia) Pty Ltd have issued a revised proposed works for the western portion of the study area. No Aboriginal sites or objects were proposed to have been harmed with the old or the new plans within the western portion.

Biosis is currently updating the ACHA to incorporate these revised changes and will be issuing the revised final ACHA to you once completed.

If you have any questions please let me know.

Kind regards,
Anthea

Anthea Vella She / Her
Heritage Consultant

0427 463 834
(02) 4911 4047
AVella@biosis.com.au

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Appendix 5 Archaeological report