



**WERRIS CREEK COAL
ENVIRONMENTAL
MANAGEMENT SYSTEM**

Document Owner:	Environmental Officer
Revision Period:	3 YEARS
Issue:	FINAL
Last Revision Date:	02/07/2014
Date Printed:	02/07/2014

WHC_PLN_WC_HERITAGE MANAGEMENT PLAN

APPENDIX U – Application for the transfer of Aboriginal objects for safekeeping (Section 85A 1(c) of the NPWS Act)

Application for the transfer of Aboriginal objects for safekeeping

Section 85A1(c) of the *National Parks and Wildlife Act 1974*

Use this form if you want to apply for the custodianship of Aboriginal objects where there is no known Aboriginal owner. Under section 85A(1)(c) of the *National Parks and Wildlife Act 1974* (NPW Act), the Director General of the Department of Premier and Cabinet may transfer such Aboriginal objects to a person or persons for safekeeping.

If you need help filling out this form, please contact the relevant section within the Office of Environment and Heritage (OEH) (contact details are listed at the end of this form). Once completed and signed, the form and all supporting information should be sent to your nearest OEH office. Please note that if your application is incomplete you may be requested to provide further information. Further information on Care Agreements is available on the OEH website at www.environment.nsw.gov.au/licences/CareAgreements.htm.

If your application is granted, OEH will contact you to negotiate a Care Agreement with you. The Care Agreement will include details about the location, storage, care, recording and notification requirements of the Aboriginal objects that are the subject of this transfer application. A copy of the Care Agreement will be sent to you. To execute the agreement it will need to be signed and witnessed, and then returned to OEH.

1. Proposed custodian

1.1 Details of the proposed custodian

Aboriginal objects can be transferred to individual(s), a company, body corporate or public authority, but **not** to a partnership or joint-venture. It is OEH's policy that only the proposed custodian of the objects can apply for the transfer of those objects to themselves under s. 85A(1)(c) of the NPW Act.

Custodian's full name(s)	Gordon Hugh Nean		
Trading as (if applicable)	N/A		
ACN/ABN (if applicable)	ACN: N/A	ABN: N/A	
Registered business ¹ address	No:	Street name:	
	Suburb:	State:	Postcode:
Phone numbers	Business:	Mobile:	After hours:
Fax and email	Fax:	Email:	

1.2 Contact details for inquiries

Where the custodian is a company, body corporate or public authority, you may also nominate a contact for inquiries. This person must be someone who has the authority and responsibility for overseeing, for and on behalf of the custodian, the actions relating to the Aboriginal objects. These actions will be outlined in the Care Agreement (issued pursuant to s. 85A(1)(c) of the NPW Act).

Name	Title: Mr	Given name: Gordon Hugh
	Surname: Nean	
Organisation	Nungaroo Land Council	
Position	Executive	
Phone numbers	Business: N/A	Mobile: 0432429585
Fax and email	Fax:	Email:

¹ This must be the registered business address as it appears on the ASIC register, for companies or those individuals with an ABN.

2. Background/supporting information

2.1 Objects that have come from a development site or activity

Yes No

Were the objects excavated/salvaged during a development or other activity?

✓

If you answered 'No', go to question 2.2.

If you answered 'Yes', provide information about any consents and consent numbers connected to the activity and *attach* a copy of the actual consents/permits, and consultation details below.

Type of consent or permit

Consent/
permit no.

A development consent, or other approval under the *Environmental Planning and Assessment Act 1974*, (e.g. consent, including State Significant Development under Part 4; approval under Part 5 – review of environmental factors; approval under Part 3A; approval under Part 5.1 State Significant Infrastructure projects).

An Aboriginal Heritage Impact Permit/s

AHIP#2588

Other

Consent/ opinions of the Aboriginal people

Long-term management of Aboriginal objects should be discussed between the proponent, the registered Aboriginal parties (RAPs) and/or any other relevant party during the consultation process for an Aboriginal Heritage Impact Permit (AHIP) application or other approval (prior to any development or other activity commencing). Provide details of the discussions that have occurred regarding the long-term management of Aboriginal objects. Attach relevant documentation. You may provide excerpts from your Aboriginal Cultural Heritage Assessment Report, copies of submissions and the proponent's response to submissions if applicable.

Consultation process undertaken on (insert dates): 6 March 2014 -

Consultation was conducted with the following persons (attach a list of the RAPs or relevant Aboriginal parties, indicate whether this information is sensitive)

Nungaroo Land Council: Gordon Hugh Nean (Gomerai Elder) NLALC
Carmel Brickell (Wiradjuri Elder) NLALC
Louise Moore NLALC
Liverpool Plains Shire Council : Belinda Eyekamp, Mary Roberts

Outcome of the consultation process was (e.g. did the community agree/ partially agree or disagree with the transfer of the objects to the proposed custodian, provide reasons)

All parties have agreed on the proposed process of the relocation of the Narrawolga Grinding Grooves site. Gordon Hugh Nean has been nominated as the custodian and the Willow Tree Visitor Centre as the permanent storage place for the features of the site.

Proceed to question 3.

2.2 Objects that have come from a previous storage location

Yes No

Have the objects been the subject of a previous storage arrangement?

✓

If you answered 'Yes', provide information about the current storage location and arrangements and the reasons why a transfer is requested below.

Current Care Agreement no. (where applicable)

Current custodian

Current location (land description or property name)

Street address No: Street name: State: Postcode:
 Town/suburb: Parish< County<
 Title details Portion/s< Lot & DP no<

Local government area/s:

Reason for the transfer (e.g. returning to Aboriginal community)

Yes No

Have you discussed the transfer of the objects (subject of this application) with the relevant Aboriginal community

✓

Details of the Aboriginal community you spoke to Nungaroo Local Aboriginal Land Council

Yes No

Did the Aboriginal community agree with the proposal to transfer the objects

✓

If you answered 'No' provide details as to why some or all of the community did not agree to the transfer

3. Duration

Please indicate the period for which you seek the transfer, proposed start and end dates.

Duration The proposed storage place will be the permanent location of the subject site.

Proposed start date if later than the agreement signed date²

Proposed end date

It is the responsibility of the Agreement holder to renew the Care Agreement.

Where an Aboriginal owner comes forward, the existence of the transfer and subsequent Care Agreement under s. 85A(1)(c) of the NPW Act, cannot limit the Aboriginal owner's right to claim possession, custody or control of the Aboriginal object, and to deal with the object in accordance with Aboriginal tradition. Aboriginal owners are 'persons whose names are entered on the Register of Aboriginal Owners because of the persons' cultural association with particular land under the *Aboriginal Land Rights Act 1983*'.

4. Storage details for the Aboriginal object(s) included in this application

4.1 Location of the storage/safekeeping of the Aboriginal objects

Please provide the following details of the storage location of the Aboriginal objects, to which this application applies.

Land description Willow Tree Visitor Information Centre
or property name King George V Park

Street address No: Street name: New England Hwy
Town/suburb: Willow Tree State: NSW Postcode: 2339

Title details: Portion/s< Parish< Willow Tree County< Buckland
Lot & DP no. Lot 2 DP911565

Local government area/s Liverpool Plains Shire

4.2 Proposed storage method

Describe the storage method/s for the Aboriginal object(s).

Storage facility (e.g. in a locked display cabinet, in an archival box, or bag)³: The extracted site consists of 9 separate slabs featuring approx 25 grooves.
All items will be available for public access.
The 6 larger slabs will be put on display outside the visitor center while the 3 smaller

Other details (if applicable) pieces will be placed indoor either as standalone or within a display cabinet.
Final locations will be decided on due course.

It is anticipated that the Aboriginal object(s) will be made available to other persons in accordance with Aboriginal lore and custom (e.g. access to university students or archaeologists for research/educational purposes, access to members of a particular Aboriginal community or to all registered Aboriginal parties for educational purposes).

² The transfer will commence from the date the Care Agreement is signed, unless specified otherwise. The Care Agreement can not be back-dated.

³ The safekeeping conditions of the Care Agreement will contain details of the storage requirements. There may be more than one storage method.

4.3 Description of the Aboriginal objects

Please provide details of the Aboriginal objects that are included in this application. Note, if there is an AHIP over these objects, then the AHIMS site information should have been provided as part of the AHIP application.

AHIMS site ID	Site feature	Description of objects	Number of objects
#29-2-0005	Axe Grinding Gooves	Sandstone slabs with grinding grooves	25 GrGr on 9 slabs

Please attach extra page(s) if more space is needed.

5. Signature of proposed custodian

This application may only be signed by a person(s) with the legal authority to sign it. The various ways in which the application may be signed, and the people who may sign the application, are set out in the table below.

Please tick (✓) the box next to the category that describes how this application is being signed

The proposed custodian is:	The application must be signed and certified by one of the following:
an individual	<input checked="" type="checkbox"/> the individual.
a company	the common seal being affixed in accordance with the <i>Corporations Act 2001</i> , or two directors, or a director and a company secretary, or if a proprietary company has a sole director who is also the sole company secretary – by that director.
a public authority other than a council	the chief executive officer of the public authority, or their authorised delegate.
a local council	the general manager in accordance with s.377 of the <i>Local Government Act 1993</i> ('LG Act'), or the seal of the council being affixed in a manner authorised under the LG Act.

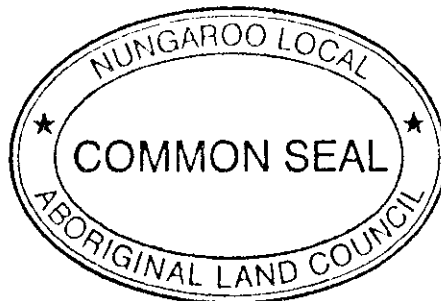
I/We (the proposed custodian):

- apply for the transfer of Aboriginal objects under s. 85A(1)(c) of the *National Parks and Wildlife Act 1974*
- declare that the information in this application form (including all the attachments) is not false or misleading in any material particular
- declare that all the documents required are attached.

Proposed custodian

Signature *G Mean*
 Name (printed) Gordon Hugh Nean
 Position (in company or authority) Gomeroi Elder, executive of NLALC
 Date 2-6-14
 Seal (if signing under seal):

Signature *D Peach*
 Name (printed) Donald Peach
 Position (in company or authority) Chair Person
 Date 2-6-14



Additional information

1. It is an offence under s. 169 (3) of the *National Parks and Wildlife Act 1974* to knowingly give any information in this form that is false or misleading in a material particular.
2. You must ensure that all questions are answered and all relevant supporting information has been attached to this application. Incomplete applications will **not** be processed.
3. Send completed form and attachments to your nearest OEH office identified below.

Office of Environment and Heritage – contact details

Metropolitan

Office of Environment and Heritage
Planning & Aboriginal Heritage Section
PO Box 668
PARRAMATTA NSW 2124

Phone: (02) 9995 5000
Fax: (02) 9995 6900

North East

Office of Environment and Heritage
Planning & Aboriginal Heritage Section
Locked Bag 914
COFFS HARBOUR NSW 2450

Phone: (02) 6651 5946
Fax: (02) 6651 6187

North West

Office of Environment and Heritage
Environment & Conservation Programs
PO Box 2111
DUBBO NSW 2830

Phone: (02) 6883 5330
Fax: (02) 6884 9382

South

Office of Environment and Heritage
Landscape and Aboriginal Heritage Protection Section
PO Box 733
QUEANBEYAN NSW 2620

Phone: (02) 6229 7188
Fax: (02) 6229 7001



**WERRIS CREEK COAL
ENVIRONMENTAL
MANAGEMENT SYSTEM**

Document Owner:	Environmental Officer
Revision Period:	3 YEARS
Issue:	FINAL
Last Revision Date:	02/07/2014
Date Printed:	02/07/2014

WHC_PLN_WC_HERITAGE MANAGEMENT PLAN

APPENDIX V – Methodology for the relocation process for the Narrawolga axe grinding groove from the temporary site to the Willow Tree Visitor Information Centre

A refined version of the original move as described in the ACHMP (2007) will be used for the relocation process.

1. A copy of the Condition Reports and photographic record will be provided to Nungaroo LALC. Members of the Nungaroo LALC should access the temporary site prior to the relocation to plan the placement of the grinding groove slabs. Willow Tree Visitor Information Centre can then be prepared for the delivery of each of the grinding groove stones. It is highly recommended that sites are ready and labelled for each grinding groove slab's arrival to ensure a smooth installation and no temporary placement of these items.
2. Representatives of Nungaroo LALC should be present at all stages of the relocation process.
3. Each slab will be re-identified with its archaeological record and photographed by an archaeologist with a representative of Nungaroo LALC prior to the relocation.
4. Each slab would be carefully moved by the appropriate machinery (provided by Werris Creek Colliery) and conveyed by truck (provided by Nungaroo LALC) to Willow Tree Visitor Information Centre. It is recommended that the truck has a layer of crusher dust (available at the temporary site) or equivalent to support the slab weight to minimise the chance of cracking. Multiple trips (or a large truck) are recommended to ensure the slabs do not damage each other during their transport.
5. Once placed in the final locations at the Willow Tree Visitor Centre, each slab would be examined for its condition, damage, etc. Details of which should be recorded by the archaeologist and the Condition Reports, adjusted if necessary, to reflect their final status on delivery.
6. All slabs should be placed in an inclined position in a porous gravel mix.
7. Upon completion of the transfer of all of the slabs to the Willow Tree Visitor Centre, the archaeologist should prepare a short report of the procedure, including copies of the Condition Reports and a photographic record of the events.