



Office of  
Environment  
& Heritage

Our Ref: DOC18/989737  
Your Ref: MP\_090028 MOD 3 and SSD8169

Panel Chair  
Independent Planning Commission NSW  
ipcn@ipcn.nsw.gov.au

Attention: Mr Jorge Van Den Brande

Dear Prof Mackay

**Re: Determination of 75W Modification (MP\_090028 MOD 3) and a State Significant Development Application (SSD 8169) North Byron Parklands Cultural Events Site**

Thank you for your letter dated 19 December 2018 about the Aboriginal cultural heritage assessment and consultation undertaken to inform the proposed modification and State Significant Development proposals seeking comments from the Office of Environment and Heritage (OEH). I appreciate the opportunity to provide input.

The OEH has reviewed the documentation provided and all sources of information available to us and provides the following comments in relation to the three (3) queries raised by the Commission Panel's correspondence for your consideration:

1. A current search of the OEH Aboriginal Heritage Information Management System database returns eight (8) registered Aboriginal sites within the North Byron Parklands project boundary. These sites are not expected to be impacted by the proposal.
2. The minimum consultation with Aboriginal people that is required in accordance with current OEH policies and procedures depends on whether the proposal is a new or an existing/ongoing matter. The OEH considers that the ongoing involvement of Aboriginal knowledge-holders through the Arakwal Aboriginal Corporation and the Tweed Byron Local Aboriginal Land Council in all matters relating to Aboriginal cultural heritage assessment and management for the North Byron Parklands proposal accords with current OEH policies and procedures.
3. The OEH "Due Diligence" policies and procedures do not require any consultation with Aboriginal people if the proposal does not require regulation under an Aboriginal Heritage Impact Permit.

The OEH is unable respond to the Panel Commission's invitation to provide comment on the wider claims to cosmic and global significance presented at the public meeting, as the Powerpoint presentation forwarded with the request has no visible content to view to inform our response.

If you have any further questions about this issue, Ms Rosalie Neve, Aboriginal Heritage Planning Officer, Conservation and Regional Delivery, OEH, can be contacted on 6659 8221 or at [rosalie.neve@environment.nsw.gov.au](mailto:rosalie.neve@environment.nsw.gov.au).

Yours sincerely

*Dimitri Young 9 January 2019*

**DIMITRI YOUNG**  
**Senior Team Leader Planning, North East Branch**  
**Conservation and Regional Delivery**

Contact officer: ROSALIE NEVE  
6659 8221

## Jorge Van Den Brande

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**From:** Rosalie Neve  
**Sent:** Monday, 21 January 2019 2:37 PM  
**To:** Jorge Van Den Brande  
**Subject:** RE: HPE CM: FW: Re Determination of 75W Modification (MP\_090028 MOD 3) and a State Significant Development Application (SSD 8169) North Byron Parklands Cultural Events Site

Good Afternoon

Thank you for providing the power-point presentation transcript to inform our review.

The text would not have changed our response letter.

Regards

**Rosalie Neve**

A/Senior Team Leader Planning  
North East Branch  
Conservation and Regional Delivery Division  
**Office of Environment & Heritage**  
Federation House, Level 8, 24 Moonee St, Coffs Harbour 2450  
Locked Bag 914, Coffs Harbour 2450  
T 02 66598221 F 02 66598281  
M 0472 828864

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**From:** Jorge Van Den Brande  
**Sent:** Monday, 21 January 2019 10:39 AM  
**To:** Rosalie Neve <Rosalie.Neve@environment.nsw.gov.au>  
**Cc:** David Koppers <David.Koppers@ipcn.nsw.gov.au>  
**Subject:** HPE CM: FW: Re Determination of 75W Modification (MP\_090028 MOD 3) and a State Significant Development Application (SSD 8169) North Byron Parklands Cultural Events Site

Good day Rosalie,

Thank you again for getting back to us with a response.

As per your comments below, the transcripts from the Public Meeting are already on our website. The Commission panel would like for OEH to provide final comments on this presentation.

I have extracted the section where the power point is presented. Perhaps the transcript will assist in understanding the presentation.

Could you please advise should OEH comments change or not after reading this transcript?

Kind regards,

**Jorge Van Den Brande | Planning Officer**

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## New South Wales Government

### Independent Planning Commission

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**From:** Rosalie Neve

**Sent:** Friday, 11 January 2019 11:45 AM

**To:** Jorge Van Den Brande <[Jorge.VanDenBrande@ipcn.nsw.gov.au](mailto:Jorge.VanDenBrande@ipcn.nsw.gov.au)>

**Subject:** RE: Re Determination of 75W Modification (MP\_090028 MOD 3) and a State Significant Development Application (SSD 8169) North Byron Parklands Cultural Events Site

Good morning

Thank you for your advice regarding the black slides in the forwarded power point presentation being videos. I have now been able to view the information provided on those 3 slide locations.

The visual information I reviewed would not have changed our response letter.

Without text or sound to place the power point video images into context it would be inappropriate for me to provide any comment on the information contained within the presentation.

Happy to discuss further if required

**Rosalie Neve**

Aboriginal Heritage Planning Officer

North East Branch

Conservation and Regional Delivery Division

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**From:** Jorge Van Den Brande

**Sent:** Thursday, 10 January 2019 9:16 AM

**To:** Rosalie Neve <[Rosalie.Neve@environment.nsw.gov.au](mailto:Rosalie.Neve@environment.nsw.gov.au)>

**Subject:** RE: Re Determination of 75W Modification (MP\_090028 MOD 3) and a State Significant Development Application (SSD 8169) North Byron Parklands Cultural Events Site

Hello Rosalie,

I have already forwarded this to the Commission Panel.

Cheers

Jorge

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**From:** Rosalie Neve

**Sent:** Wednesday, 9 January 2019 4:19 PM

**To:** Jorge Van Den Brande <[Jorge.VanDenBrande@ipcn.nsw.gov.au](mailto:Jorge.VanDenBrande@ipcn.nsw.gov.au)>

**Cc:** IPCN Enquiries Mailbox <[ipcn@ipcn.nsw.gov.au](mailto:ipcn@ipcn.nsw.gov.au)>

**Subject:** Re Determination of 75W Modification (MP\_090028 MOD 3) and a State Significant Development Application (SSD 8169) North Byron Parklands Cultural Events Site

Please find attached OEH's response to the IPC letter of 19 December 2018



**Office of  
Environment  
& Heritage**

**Rosalie Neve**

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