

Planning and Development (Conditional Environmental Significance Opinion – Block 851 Gungahlin – Throsby North and Throsby East Stock Water Infrastructure) Notice 2018 (No 2)

Notifiable Instrument NI2018–183

Made under the

Planning and Development Act 2007 s 138AD (Requirements in relation to environmental significance opinions)

1 Name of instrument

This instrument is the *Planning and Development (Conditional Environmental Significance Opinion – Block 851 Gungahlin – Throsby North and Throsby East Stock Water Infrastructure) Notice 2018 (No 2)*.

2 Conditional Environmental Significance Opinion

- (1) On 23 March 2018, the ACT Heritage Council, pursuant to section 138AB(4) of the *Planning and Development Act 2007* (the *Act*), gave the Applicant a conditional environmental significance opinion on Block 851, District of Gungahlin, for the installation of permanent stock water troughs and associated pipe connections to town water.
- (2) In this section:

Conditional environmental significance opinion means the opinion in the schedule.

Note: Under section 138AD(6) of the Act, the conditional environmental significance opinion and this notice expire 18 months after the day the notice is notified.

Ben Ponton
Chief Planning Executive
10 April 2018



ACT Heritage Council

HERITAGE ADVICE

Environmental Significance Opinion

ACTPLA Reference: 201800011-ESO-01
Heritage Reference: Gungahlin RB851
Contact Officer: Euroka Gilbert
Received by Council: 14 March 2018
Due date: 23 March 2018

TO: ACT planning and land authority
Environment, Planning and Sustainable Development Directorate
EPDCustomerServices@act.gov.au

Location: Gungahlin Rural Block 851
Status of Place: Registered and recorded Aboriginal Places
Description of Works: Stock watering points
Report Details: *“Stage 2 Cultural Heritage Assessment and Conservation Management Plan Throssby ACT”* (Biosis 2014)
“Goorooyarroo Predator Proof Fence: Cultural Heritage Assessment Report” (CHMA, 2017)

Council Advice provided by: Team Leader (Policy and Community Engagement)

Pursuant to Section 138AB of the *Planning and Development Act 2007* and Section 60 of the *Heritage Act 2004*, the ACT Heritage Council advises that:

- The proposal is **unlikely to have a significant adverse environmental impact**, subject to compliance with the conditions described below.

Background:

On 14 March 2018 an Environmental Significance Opinion (ESO) was referred to the ACT Heritage Council (the Council), for proposed works including the placement of Stock Watering Points, ripping (2200 metres) and under-boring (60 metres) for water line placement to supply the troughs (5x5 metres count 6) within Rural Block 851 Gungahlin.

Works for Part A and Part C as labelled in Figure 6, are located away from known heritage places and objects, Part B (optional) is aligned through a previously salvaged Aboriginal place recorded as ‘GC PAD7’ for an approximate length of 200 metres.

Advice and Conditions:

Previously salvaged heritage places, pose no management constraint to the proposed works however, the place is still of significance to Aboriginal people and may contain additional cultural objects.

On this basis, staff and contractors conducting works should be vigilant for potential heritage objects during works.

The Council advises that proposal is unlikely to have a significant adverse environmental impact, subject to compliance with the following conditions:

1. Should any additional heritage places or objects be encountered during works, works at that location are to cease to allow for heritage assessment and management (in accordance with Sections 74 and 75 of the *Heritage Act 2004*) and the discovery is to be reported to the Council within five working days (in accordance with Section 51 of the *Heritage Act 2004*); and
2. No works are to be undertaken beyond the works areas identified in the ESO application without prior advice from the Council.



Daisy Chaston

**Team Leader (Policy and Community Engagement) (as delegate for),
ACT Heritage Council**

23 March 2018