Appendix H

PACHCI Clearance letters
08.05.2014

Dear

Teresa Ting
Project Manager
Infrastructure Development | Development
T 02 4379 7037 F 02 4379 7032
M 0457 520 753
E Teresa.Ting@rms.nsw.gov.au

Roads and Maritime Services
Level 1 The Pavilion 29-37 George St Woy Woy NSW 2256
PO Box 766 Woy Woy NSW 2256

Preliminary assessment results: Pacific Hwy Upgrade, Ourimbah St to Parsons Rd, Lisarow based on Stage 1 of the Procedure for Aboriginal cultural heritage consultation and investigation (the procedure).

Option A

The project, as described in the Stage 1 assessment checklist (see attached) [attach Resource 3], was assessed as being unlikely to have an impact on Aboriginal cultural heritage.

The assessment is based on the following due diligence considerations:

• The project is unlikely to harm known Aboriginal objects or places.
• The AHIMS search did not indicate moderate to high concentrations of Aboriginal objects or places in the study area.
• The study area does not contain landscape features that indicate the presence of Aboriginal objects, based on the Office of Environment and Heritage’s Due diligence Code of Practice for the Protection of Aboriginal objects in NSW and the Roads and Maritime Services’ procedure.
• The cultural heritage potential of the study area appears to be reduced due to past disturbance.
• There is an absence of sandstone rock outcrops likely to contain Aboriginal art.

Your project may proceed in accordance with the environmental impact assessment process, as relevant, and all other relevant approvals.

If the scope of your project changes, you must contact me and your SEO regional environmental staff Renae Martin Ph 02 4924 0440 M 0413 483 539 & Stephen Knight Ph 02 4924 0383 M 0408 965 730 to reassess any potential impacts on Aboriginal cultural heritage.
If any potential Aboriginal objects (including skeletal remains) are discovered during the course of the project, all works in the vicinity of the find must cease. Follow the steps outlined in the Roads and Maritime Services' *Unexpected Archaeological Finds Procedure*.

For further assistance in this matter and do not hesitate to contact me.

Yours sincerely / faithfully

[Signature]

Stephen Knight  
Aboriginal Cultural Heritage Advisor – Hunter Region  
Ph 02 492 403 83 M 0408 965 730
Stage 1 Roads and Maritime Services assessment
Procedure for Aboriginal cultural heritage consultation and investigation: Resource 3

Aim
The project manager (or their representative) must provide the information requested in this checklist to the regional Aboriginal cultural heritage adviser. This information will assist them in determining whether the project may affect Aboriginal cultural heritage in accordance with Stage 1 of the procedure.

Please provide this completed cover sheet, along with the required information, to your regional Aboriginal cultural heritage adviser.

Contact details for this project

Name of project: Pacific Hwy Upgrade, Ourimbah St to Parsons Rd, Lisarow

Project manager: Teresa Ting

Environmental officer undertaking/managing the environmental impact assessment

Renae Martin
RMS Environment Officer Hunter Region
47 Darby St, Newcastle
T 02 4924 0440 M 0413 484 539
Renae_Martin@rms.nsw.gov.au

Corporate communications officer, if any
Nil

Date: 08.05.2014

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- State Heritage Inventory search  
- Australian Heritage Database search |
| Item 8 | Attach a copy of any heritage assessment (Aboriginal or non-Aboriginal) previously prepared for the study area/project? |
| Item 9 | Attach a copy of any environmental impact assessment previously prepared for the study area/project? |
Activity checklist
Procedure for Aboriginal cultural heritage consultation and investigation - Resource 1

1. Project details

Project name: Pacific Hwy Upgrade, Ourimbah St to Parsons Rd, Lisarow

Name of project manager:
Teresa Ting
Project Manager
Infrastructure Development | Development North
T 02 4379 7037  F 02 4379 7032
M 0457 520 753
E Teresa.Ting@rms.nsw.gov.au

Roads and Maritime Services
Level 1 The Pavilion 29-37 George St Woy Woy NSW 2256
PO Box 766 Woy Woy NSW 2256

Name of Aboriginal cultural heritage advisor, Hunter Region:
Stephen Knight Aboriginal Cultural Heritage Officer

Project WBS#: WBS: D/00485/C/D1/EN.

2. Purpose of this assessment

This resource provides a checklist of actions associated with the four stages of the Procedure for Aboriginal cultural heritage consultation and investigation. It can be used to:

- Assist Roads and Maritime Services staff to ensure that the appropriate actions have been completed for a particular project.
- Demonstrate that the Roads and Maritime Services has been duly diligent in considering potential harm to Aboriginal cultural heritage prior to project implementation.

A copy of this checklist must be kept on the project file.
The following terms are used in this resource:

ACHA – Aboriginal cultural heritage advisor
AFG – Aboriginal focus group meeting
AHIMS – OEH’s Aboriginal heritage information management system
CHAR – Cultural heritage assessment report
OEH – Office of Environment and Heritage
PM – Project manager
RES – Regional environmental staff
SES(H) – Senior Environmental Specialist (Heritage)
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If **no**, proceed in accordance with all other relevant approvals and environmental impact assessment processes.

If **yes**, proceed to Stage 2.

**Note**: For large or complex projects, it may not be feasible to do a Stage 2 survey. Has a cultural heritage constraints mapping been suggested instead? If **yes**, engage an archaeologist and Aboriginal stakeholders to prepare this.
Pacific Highway Upgrade, Ourimbah Street to Parsons Road, Lisarow

ROADS AND MARITIME SERVICES

Assessment of previously identified Potential Archaeological Deposit

NB98077.312 | Final
25 Sep 2014
Assessment of previously identified Potential Archaeological Deposit

Pacific Highway Upgrade, Ourimbah Street to Parsons Road, Lisarow

Project no: NB98077.312
Document title: Assessment of previously identified Potential Archaeological Deposit
Document no: NB98077.312
Revision: Final
Date: 25 Sep 2014
Client name: Roads and Maritime Services
Client no: Client Reference
Project manager: Tony Daley
Author: Andrew Costello
File name: I:\NBIF\Projects\NB98077\Deliverables\Reports\Aboriginal heritage Clearance letter and memo\Site_Assessment_PAD1_PacificHighway_Lisarow_Final.docx

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Document history and status

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Appendix A. AHIMS Search Results
Important note about your report

The sole purpose of this report and the associated services performed by Jacobs is to assess the previously identified PAD adjacent to the Pacific Highway, Ourimbah Street to Parsons Road, Lisarow in accordance with the request for assessment and the contract between Jacobs and the Client. That scope of services, as described in this report, was developed with the Client.

In preparing this report, Jacobs has relied upon, and presumed accurate, any information (or confirmation of the absence thereof) provided by the Client and/or from other sources. Except as otherwise stated in the report, Jacobs has not attempted to verify the accuracy or completeness of any such information. If the information is subsequently determined to be false, inaccurate or incomplete then it is possible that our observations and conclusions as expressed in this report may change.

Jacobs derived the data in this report from information sourced from the Client (if any) and/or available in the public domain at the time or times outlined in this report. The passage of time, manifestation of latent conditions or impacts of future events may require further examination of the project and subsequent data analysis, and re-evaluation of the data, findings, observations and conclusions expressed in this report. Jacobs has prepared this report in accordance with the usual care and thoroughness of the consulting profession, for the sole purpose described above and by reference to applicable standards, guidelines, procedures and practices at the date of issue of this report. For the reasons outlined above, however, no other warranty or guarantee, whether expressed or implied, is made as to the data, observations and findings expressed in this report, to the extent permitted by law.

This report should be read in full and no excerpts are to be taken as representative of the findings. No responsibility is accepted by Jacobs for use of any part of this report in any other context.

This report has been prepared on behalf of, and for the exclusive use of, Jacobs’s Client, and is subject to, and issued in accordance with, the provisions of the contract between Jacobs and the Client. Jacobs accepts no liability or responsibility whatsoever for, or in respect of, any use of, or reliance upon, this report by any third party.
1. Introduction

Roads and Maritime Services NSW (Roads and Maritime) propose to upgrade the Pacific Highway between Ourimbah Street and Parsons Road, Lisarow (the proposal) from a current single lane in each direction to a dual carriageway, with two lanes in each direction separated by a central median. This would improve traffic flow and increase safety for road users, including cyclists and pedestrians. In addition, there are a number of associated local road adjustments including the upgrade of traffic control signals at Chamberlain Road, new signals at Macdonalds Road and Railway Crescent with a new rail over bridge replacing the existing bridge over the Main North Rail Line at Railway Crescent.

The proposal is a 1.6 kilometre long upgrade to a four-lane urban arterial road between Ourimbah Street and Parsons Road, Lisarow (Stage 3B) (refer to Figure 1). The proposal is located around eight kilometres north of Gosford.

A review of a preliminary environmental impact assessment (PEIA) report completed for Hyder Consulting (Lewczak and Coroneos) for the proposal has shown that areas of potential archaeological deposit (PAD) have been identified in wetlands within the proposal footprint. However, the preliminary investigations and a search of the Aboriginal Heritage Information Management Systems (AHIMS) database indicate that there are no Aboriginal heritage constraints within the proposal (See Appendix A).

Roads and Maritime requested Jacobs Group (Australia) Pty Ltd (Jacobs) to undertake a site assessment in consultation with the identified Aboriginal stakeholders under Stage 2 of the Procedure for Aboriginal cultural heritage consultation and investigation (PACHCI) to determine the status of PAD 1 identified by Lewczak and Coroneos (2010).
Assessment of previously identified Potential Archaeological Deposit

Figure 1 – Map showing transects undertaken in 2009 and locations of PAD 1 (from Lewczak and Coroneos 2010)
2. Background

In 2009, Cosmos Archaeology was commissioned by Hyder to complete an Indigenous and non-Indigenous assessment for the PEIA for the proposal (Lewczak and Coroneos 2010). The area assessed was substantially larger than the proposal area assessed by this report.

A site inspection under stage 2 of the PACHCI for the proposal area was undertaken on 19 and 20 November 2009 attended by Cosmos Coroneos (Archaeologist, Cosmos Archaeology), Stephen Knight (Aboriginal Liaison Officer, Roads and Maritime), Dave Prose (Aboriginal Elder, and Former Darkinjung Aboriginal Representative); Tracy-lee Howie (Guringai Aboriginal Representative) and Kate Wiggins (Hyder Consulting).

The methodology Cosmos Archaeology employed for the Indigenous heritage assessment was to assess the extent of the study area first, which would allow for areas to be targeted based on levels of least disturbance, proximity to key features, such as creeks and elevated terraces above creeks and floodplains.

The survey identified seven PAD sites and one scarred tree within the proposal area. PAD 1 was identified during the survey and comprises several distinct areas of PAD (Figure 1). PAD 1 was not registered on the AHIMS database.

The PAD 1 area was reassessed as the focus of this report and is described in detail below.

2.1 PAD 1

PAD 1 is located at the northern end of the proposal area and is bisected by the Pacific Highway, McDonalds Road and Chamberlain Road. The identified PAD includes several discreet components:

- ground on the eastern side of the Pacific Highway
- north of McDonalds Road to the railway overpass
- south of McDonalds Road on the eastern side of the Pacific Highway that continues to Chamberlain Road
- an area of land on the western side of the Pacific Highway across from McDonalds Road between the highway and the railway line
- a parcel of land south of Chamberlain Road on the south-eastern side of the Pacific Highway.

PAD 1 has been recorded as a large area which follows the same landform that is only broken by the construction of the road. The Lewczak and Coroneos (2010) report states that the PAD is likely to continue further to the southeast, however, this is beyond the proposal area and was not surveyed.

The PAD 1 area is described as being adjacent to a swamp with all roads bisecting the PAD situated on causeways up to 2 m high (Lewczak and Coroneos 2010). Immediately around the lower swampy areas were raised bench areas that were relatively dry. No stone artefacts were recorded during the survey of the PAD, however, the report stated that potential for Aboriginal archaeological deposits exist on the raised bench areas above the swamp.
3. Field survey and assessment

In order to determine the presence and extent of PAD 1 in the proposal area, Jacobs undertook a site assessment under stage 2 of the PACHCI on 22 September 2014. The survey team comprised: Andrew Costello (Senior Archaeologist, Jacobs), Stephen Knight (Aboriginal Liaison Officer, Roads and Maritime), Teresa Ting (Project Manager, Roads and Maritime), Sharon Hodgets (Darkinjung Aboriginal Representative) and Tracy-lee Howie (Guringai Aboriginal Representative).

The survey and assessment was undertaken on foot along the roadside adjacent to the PAD 1 areas identified by Lewczak and Coroneos (2010). A good view of all of the PAD areas was possible from the roadside despite thick vegetation. It was possible to identify the presence of low swampy areas and ground surface water, as well as various disturbances associated with the construction of the highway, roads, drainage and the railway.

Each of the different areas identified as PAD 1 were inspected. Discussion was held at the end of inspection of each PAD area to determine consensus on whether there was any potential for archaeological deposit in that specific location.

None of the raised benches or terraces described in the report were relocated within the identified PAD areas, and it was determined that there was no potential to contain archaeological deposits in the low lying flood prone areas which were the prime areas identified as PAD 1 (Figure 1).
Assessment of previously identified Potential Archaeological Deposit

Figure 2 Photo facing west from Pacific Highway showing flooded area designated as PAD 1

Figure 3 Photo facing north from Pacific Highway showing flooded area designated as PAD 1
3.1 Results and recommendations

All areas of PAD which comprise PAD 1 as described by Lewczak and Coroneos (2010) formed part of this assessment. Consultation was undertaken at each PAD area and it was agreed by all survey participants that the areas identified as PAD 1 in the report do not contain any potential for archaeological deposit. As PAD 1 was never registered on AHIMS there is no requirement to undertake any further cultural heritage assessment at PAD 1 and works for the proposal can proceed.
Appendix A. AHIMS Search Results

Sinclair Knight Merz (SKM) - Newcastle West
P O Box 2147
Dangar New South Wales 2309
Attention: Vivira Cadungog
Email: veadungog@globalskm.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lat. Long From: -33.3884, 151.3576 - Lat. Long To: -33.3756, 151.378 with a Buffer of 200 meters, conducted by Vivira Cadungog on 14 April 2014.

The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.

A search of the Office of the Environment and Heritage AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

- 0 Aboriginal sites are recorded in or near the above location.
- 0 Aboriginal places have been declared in or near the above location.*
4. References

Dear Teresa

Preliminary assessment results for Pacific Highway Upgrade at Lisarow - Assessment of PAD1 based on Stage 1 of the Procedure for Aboriginal cultural heritage consultation and investigation (the procedure).

Option A

The project, as described in the Stage 1 assessment checklist (see attached) [attach Resource 3], was assessed as being unlikely to have an impact on Aboriginal cultural heritage.

The assessment is based on the following due diligence considerations:

- The project is unlikely to harm known Aboriginal objects or places.
- The AHIMS search did not indicate moderate to high concentrations of Aboriginal objects or places in the study area.
- The study area does not contain landscape features that indicate the presence of Aboriginal objects, based on the Office of Environment and Heritage’s Due diligence Code of Practice for the Protection of Aboriginal objects in NSW and the Roads and Maritime Services’ procedure.
- The cultural heritage potential of the study area appears to be reduced due to past disturbance.
- There is an absence of sandstone rock outcrops likely to contain Aboriginal art.

Your project may proceed in accordance with the environmental impact assessment process, as relevant, and all other relevant approvals.

If the scope of your project changes, you must contact me and your regional environmental staff David Wells, Environmental Officer, Hunter Region, T 02 4924 0230 F 02 4924 0351 M 0408 199 626 to reassess any potential impacts on Aboriginal cultural heritage.

Transport
Roads & Maritime
Services

14:11.2014

00485/C/DI/EN

Teresa Ting
Senior Project Development Officer
Infrastructure Development
Project Development
29-37 George St
Woy Woy NSW 2256
Ph 02 4379 7037
M 0457 520 753

NOTES:
- This resource is to be completed by the relevant regional Aboriginal cultural heritage advisor
- Highlighted text is to be deleted or completed as required.
If any potential Aboriginal objects (including skeletal remains) are discovered during the course of the project, all works in the vicinity of the find must cease. Follow the steps outlined in the Roads and Maritime Services' *Unexpected Archaeological Finds Procedure*.

For further assistance in this matter and do not hesitate to contact me.

Yours sincerely / faithfully

[Signature]

Stephen Knight
Aboriginal Cultural Heritage Advisor – Hunter Region
Ph 02 49240383
M 0408 965 730
Activity checklist
Procedure for Aboriginal cultural heritage consultation and investigation - Resource 1

1. Project details

Project name: Pacific Highway Upgrade at Lisarow - Assessment of PAD1
Name of project manager: Teresa Ting
Name of Aboriginal cultural heritage officer: Stephen Knight – Hunter Region
Project WBS#:

2. Purpose of this assessment

This resource provides a checklist of actions associated with the four stages of the Procedure for Aboriginal cultural heritage consultation and investigation. It can be used to:

- Assist Roads and Maritime Services staff to ensure that the appropriate actions have been completed for a particular project.
- Demonstrate that the Roads and Maritime Services has been duly diligent in considering potential harm to Aboriginal cultural heritage prior to project implementation.

A copy of this checklist must be kept on the project file.

Glossary

The following terms are used in this resource:

ACHA – Aboriginal cultural heritage advisor
AFG – Aboriginal focus group meeting
AHIMS – OEH’s Aboriginal heritage information management system
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OEH – Office of Environment and Heritage
PM – Project manager
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**Note:** For large or complex projects, it may not be feasible to do a Stage 2 survey. Has a cultural heritage constraints mapping been suggested instead? If **yes**, engage an archaeologist and Aboriginal stakeholders to prepare this.
Stage 1 Roads and Maritime Services assessment
Procedure for Aboriginal cultural heritage consultation and investigation: Resource 3

Aim
The project manager (or their representative) must provide the information requested in this checklist to the regional Aboriginal cultural heritage adviser. This information will assist them in determining whether the project may affect Aboriginal cultural heritage in accordance with Stage 1 of the procedure.

Please provide this completed cover sheet, along with the required information, to your regional Aboriginal cultural heritage adviser.

Contact details for this project

Name of project:
Pacific Highway Upgrade at Lisarow - Assessment of PAD1

Project manager
Teresa Ting
Senior Project Development Officer
Infrastructure Development
Project Development
29-37 George St
Woy Woy NSW 2256
Ph 02 4379 7037
M 0457 520 753

WBS: 00485/C/DI/EN

Environmental officer undertaking/managing the environmental impact assessment
David Wells
Environmental Officer
Hunter Region
T 02 4924 0230 F 02 4924 0351 M 0408 199 626
www.rms.nsw.gov.au

Corporate communications officer, if any
Nil
Date: 14. Nov 2014

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