

## Recommendations

Forster Local Aboriginal Land Council is satisfied with work carried out to survey DP - 255621, Lots 2,3,4,6 & 7.

It is recommended that:  
# Further work in the field of analysis of any relics recovered from this site if consent to destroy is sought.  
# Moreover, that the results be forwarded to the Aboriginal Land Council and all appropriate bodies connected with this survey.  
# Further survey work may be required in the area as the survey performed was not systematic, only preliminary (40 - 50% of the total area).  
# Copies of this report be sent to:  
Hilton Naden Manager Aboriginal Heritage Division- NPWS  
Northern Zone  
Tony Fish ERM Mitchell McCotter

## Bibliography

- Dawson, Robert 1830  
The Present State of Australia
- Fitzpatrick, F. A 1914,  
Peeps into the Past  
1986
- Gilbert, L. A 1954  
The History of Nabalac & District
- Navin, K 1993  
Pacific Highway Realignment  
Ferry Creek to Failford  
Journal
- Oxley, J 1817  
Parry, E. W 1830  
Early Days of Port Stephens
- Resource Planning Pty Ltd  
1993  
Archaeological Survey for proposed  
Titanium Minerals Mining, MLA 1  
Coffs Harbour, 10 km South East of  
Nabalac



# PRELIMINARY RESEARCH PERMIT

Appendix B





PERMIT #:1174

NATIONAL PARKS AND WILDLIFE ACT 1974  
SECTION 87(1)

PERMIT

PERMIT TO CARRY OUT PRELIMINARY RESEARCH

PERMIT ISSUED TO:

Ms Angela Besant

OF:

295 Dobell Drive  
WANGI NSW 2267

AUTHORITY is hereby given for the person named above to conduct small test excavations for Aboriginal relics described in Schedule "A", on land described in Schedule "B", as specified under Section 86 of the National Parks and Wildlife Act 1974.

TERM OF PERMIT: Commences date of permit issue

Expires 6 months from date of permit issue

REPORTS DUE: Reports due 3 months from date of permit expiration

TERMS AND CONDITIONS OF THIS PERMIT

This permit is issued subject to General Terms and Conditions covering all archaeological Permits and Consents, as well as those Specific Terms and Conditions pertaining to each type of Permit. This Permit is also issued subject to any Special Conditions determined by the Director-General, which are detailed in the attached pages.

Excavation and/or collection is to be conducted using the methods as set out in the application form (dated 17 March 1999 and amendments dated 18 May 1999).

DATED at Sydney this 28 day of May, 1999

Issued by the Director-General  
National Parks and Wildlife  
*[Signature]*

**SCHEDULE A**  
All Aboriginal relics, within the meaning of Section 90 of the *National Parks and Wildlife Act* 1974, but excluding human skeletal remains.

**SCHEDULE B**  
Lot 2, 11, 12, 13, 14 & 15 DP 790056, Parish of Beryan, County of Gloucester. Sites J1-5 and PAD 1 occur within this land parcel.

### **SPECIAL CONDITIONS APPLYING TO PRELIMINARY RESEARCH PERMITS**

1. The permit holder shall ensure that representative(s) of the Purfleet-Taree and Forster Local Aboriginal Land Councils, or appropriately experienced representative(s) of the Aboriginal community, assist in the subsurface investigations.

2. The permit holder shall ensure that the Purfleet-Taree and Forster Local Aboriginal Land Councils are given the opportunity to apply for custodianship of any recovered cultural material from the subsurface investigations, through the lodgment of a completed Care and Control Permit to the National Parks and Wildlife Service.

### **SPECIFIC CONDITIONS APPLYING TO PRELIMINARY RESEARCH PERMITS**

1 Any Aboriginal sites or locations or relics identified on the area covered by this permit must be clearly flagged and fenced temporarily as well as being identified to the proponent in the field.

2 All areas recorded or test-excavated are to be left in a condition satisfactory to the National Parks and Wildlife Service, immediately after the completion of the recording and test excavation.

3 A report on the result of the preliminary research shall be furnished to the National Parks and Wildlife Service within three months of the expiry of the Permit, or any renewal thereof.

4 This report shall include:

- outline of the aims of the research;

- a detailed description of the method of excavation/collection/recording and analysis;

- a complete list of all material recovered;

- a detailed plan of sites excavated/collected, including the location of all trenches, auger holes and spoil heaps;

- National Parks and Wildlife Service site forms for all sites found. These must include 1:25,000 scale map references;



- the report must include a summary of consultation undertaken with relevant Aboriginal community groups;

- the permit holder shall also furnish the National Parks and Wildlife Service with a report written without archaeological terminology, which would be available to relevant Aboriginal Land Councils or relevant Aboriginal community groups.

5 All areas excavated are to be backfilled during the same field season, unless reasons acceptable to the Director-General are presented for a variance to this procedure.

6 Should any 'relic', defined under the Heritage Act of NSW be uncovered, then excavation or disturbance of that area is to stop immediately and the Heritage Council of NSW is to be informed in accordance with S.146 of the Heritage Act, 1977 (as amended).

Historic Archaeologists of the Heritage Council can be contacted on 02 9635 6155

A 'relic' under the Heritage Act is defined as any deposit, object or material evidence-

(a) which relates to the settlement of the area that comprises NSW, not being Aboriginal settlement; and

(b) which is 50 or more years old.

### GENERAL TERMS AND CONDITIONS

1. Permits and Consents are not transferable.

2. A Permit covers only that area stated in the Permit

3. A Consent covers only that area stated in the instrument of Consent and in any Schedules thereto.

4. Permits may be revoked at any time at the discretion of the Director-General.

5. Terms and conditions of Permits may be varied at any time at the discretion of the Director-General.

6. The Person to whom the Permit is issued or the Consent granted shall be responsible for the manner in which the work covered by the Permit or Consent is performed.

7. An officer of the National Parks and Wildlife Service, acting on the authority of the Director-General, may at any time examine work done or any objects recovered under any Permit or Consent.

8. Permits and Consents are necessary for all activities for which they are issued or granted, but do not in themselves give authority to enter or work on freehold land or leased Crown Land. Permission must be sought from the owner or occupier and arrangements made with him/her.



9. The holder of the Permit or Consent shall furnish, when required to do so, an undertaking to indemnify the National Parks and Wildlife Service against all actions, suits, claims and demands of whatsoever nature and all costs, charges and expenses in respect of any accident or injury to any person or property which may arise solely out of the existence of any works associated with the Permit or Consent.
10. All reports received in connection with work carried out under a Permit or Consent shall be treated as confidential but the National Parks and Wildlife Service shall have the right to copy all such reports, to allow consideration thereof by qualified referees.
11. For a period of five years from the date of issue of the Permit or Consent, the holder of the Permit or Consent may refuse to allow the National Parks and Wildlife Service and The Australian Museum, if such information is held by those institutions, to make public any information contained in any report referred to in Condition 10 above, except where it is deemed necessary for management, protection or research reasons. After this period of five years from the date of issue of the Permit or Consent, the Service and The Australian Museum shall have the right to use and authorise the use of information contained in all reports submitted under the Permit or Consent, except where specifically requested by the holder of the Permit or Consent.
12. Upon publication of any information relating to work done under a Permit or Consent, a copy of such publication(s) shall be forwarded to the National Parks and Wildlife Service, The Australian Museum, Sydney, and the Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, unless permission to do otherwise has been obtained from the Service.
13. The holder of the Permit or Consent shall consult with the local Aboriginal community regarding the work covered by the Permit or Consent and shall respond to any reasonable request to involve the Aboriginal community in the work.
14. The National Parks and Wildlife Service and The Australian Museum may supply copies of relevant reports as furnished by the holder of the permit or Consent to local Aboriginal communities. Upon request by the Service, the holder of the Permit or Consent shall supply a summary of his/her findings with photographs, diagrams, etc., as required, to local Aboriginal communities or other interest local groups.
15. The holder of the Permit or Consent shall keep field records and a copy of all such records shall be lodged with the National Parks and Wildlife Service at the termination of each field work period.
16. The holder of the Permit or Consent shall notify the local District office of the National Parks and Wildlife Service at the commencement and completion of fieldwork, and shall supply to District officers details of field work programs and results if requested.
17. In the event of a Permit being revoked -
  - a) The Person to whom that Permit was issued shall
    - (i) Furnish an undertaking to indemnify the National Parks and Wildlife Service against all actions, suits, claims and demands of whatsoever nature, and all costs, charges and expenses in respect of

any accident or injury to any person or property which may arise solely out of the existence of any works associated with the Permit;

(ii) leave the areas, the subject of that Permit, in a condition satisfactory to the National Parks and Wildlife Service within two weeks from the date of revocation of that Permit;

(iii) furnish the National Parks and Wildlife Service within six months from the date of revocation of the Permit, a full report on the work completed at the date of revocation. Such a report shall include a complete list of any material recovered;

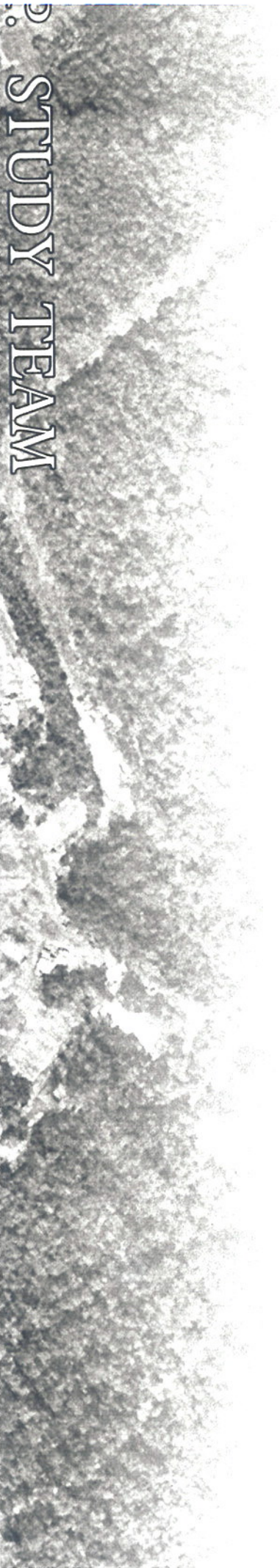
(iv) deposit any Aboriginal relics removed during work associated with the Permit, together with a copy of all field records, at The Australian Museum or at another place designated by the Museum, after these relics have been fully examined, or within six months from the date of revocation of that Permit whichever occurs sooner.

(b) The National Parks and Wildlife Service and The Australian Museum shall have the right to use and authorise the use of information collected under the Permit.

Thursday, 20 May 1999  
END







STUDY TEAM

WILSON  
WILSON



JANDRA QUARRY  
EXTENSION



This environmental impact statement (EIS) was prepared by a multidisciplinary study team from ERM Mitchell McCotter Pty Ltd. *Table P.1* summarises the formal qualifications and work area of the individuals involved.

*Table P.1* ERM MITCHELL MCCOTTER STUDY TEAM

Person	Qualification	Area of Work
Anthony McNamara	BA, MELG Law, Dip Urb Studies, Grad Dip LG Mgt, LGTCP, FRAPI	Project Director
Murray Curtis	BE (Hons) Grad IEAust, PEng	Project Manager
Robert Bullen	BSc (Hons), PhD (Acoustics)	Noise and Vibration
Tony Welbourne	Mech Eng Cert	Noise and Vibration
Martin Mulhern	BE (Hons) Grad IEAust PEng	Noise and Vibration
Anthony Caruana	BSc, Grad Dip Analyl Meth & Design	Air Quality
Travis Hughes	BAppSc (Hons in progress)	Air Quality
Nicky Barkwill	BAppSc (Hons), Grad Dip Urb & Reg	Terrestrial Ecology
	Plan (in progress)	Soils
		Bushfire
		Planning
Don Owner	BAppSc (Hons)	Terrestrial and Aquatic Ecology
Andrew Read	BAppSc (Land Arch)	Visual
Brett Morrison	MEngSc (Transport)	Roads and Traffic
Jason Rudd	BSc (Hons)	Roads and Traffic
Jarita Christie	BE (Aeronautics)	Roads and Traffic
Tim Brown	BE (Hons) Grad IEAust, PEng	Hydrology & Water Quality
Angela Besant	BA (Hons) (Arch & Geo)	Archaeology
Trudee Ball		Word Processing
Sue Parsons		Graphics

In addition, Mr George McLellan (BSc(Hons), DipGeosc, FIQ, MAIMM) of G.MAC Services provided specialist input for the resource significance and project description component of the EIS.



