



# *Government Gazette*

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**Number 27**

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## Planning and Environment Notices

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### HERITAGE ACT 1977

#### NOTICE OF LISTING ON THE STATE HERITAGE REGISTER UNDER SECTION 37 (1) (b)

Cox's Road and Early Deviations—Woodford, Appian Way Precinct

SHR No 1955

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 5 March 2015 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

HERITAGE COUNCIL OF NEW SOUTH WALES

#### Schedule "A"

The item known as Cox's Road and Early Deviations—Woodford, Appian Way Precinct, situated on the land described in Schedule "B".

#### Schedule "B"

All those pieces or parcels of land known as Crown Land and Part Lot 1 DP 1188067 in Parish of Linden, County of Cook shown on the plan catalogued HC 2641 in the office of the Heritage Council of New South Wales.

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### HERITAGE ACT 1977

#### ORDER UNDER SECTION 57 (2) TO GRANT SITE SPECIFIC EXEMPTIONS FROM APPROVAL

Cox's Road and Early Deviations—Woodford, Appian Way Precinct

SHR No 1955

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the *Heritage Act 1977*, do, by this my order, grant an exemption from section 57 (1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule "C" by the owner, mortgagee or lessee of the land described in Schedule "B" on the item described in Schedule "A".

The Hon ROB STOKES, MP  
Minister for Heritage

Sydney, 5 Day of March 2015

#### Schedule "A"

The item known as Cox's Road and Early Deviations—Woodford, Appian Way Precinct, situated on the land described in Schedule "B".

#### Schedule "B"

All those pieces or parcels of land known as Crown Land and Part Lot 1 DP 1188067 in Parish of Linden, County of Cook shown on the plan catalogued HC 2641 in the office of the Heritage Council of New South Wales.

#### Schedule "C"

#### 1 Maintenance and Restoration

The maintenance of Cox's Road and Early Deviations to retain its condition or operation without the removal of or damage to the existing fabric or the introduction of incompatible new materials.

- a. Restoration of Cox's Road and Early Deviations by returning significant fabric to a known earlier location without the introduction of new material.
- b. Restoration of Cox's Road and Early Deviations without the introduction of new material to reveal a known earlier configuration by removing accretions or reassembling existing components which does not adversely affect the heritage significance of the item.
- c. Maintenance and minor repairs necessary to preserve and maintain the functioning of Cox's Road and Early Deviations, especially where it remains in use as a local road or access corridor, including pavement resurfacing (using existing or compatible replacement materials, but not modern materials); maintenance of historic roadside kerbing; maintenance and repair of historic roadside walling; traffic management; relocation and maintenance of existing signage.

**Note:** Maintenance means 'the continuous protective care of the fabric and setting of a place'.

**2. Repairs, including to services**

- a. Repairs and activities associated with the maintenance and repair of existing services and public utilities including communications, gas, electricity, water supply, waste disposal, sewerage, irrigation and drainage that are situated within Cox's Road and Early Deviations precincts. This includes replacement of poles, stay poles, wires and associated items where the same locations and fixing points will be reused.
- b. The repair (such as refixing and patching) or the replacement of missing, damaged or deteriorated fabric that is beyond further maintenance, which matches the existing fabric in appearance, material and method of affixing or installation and does not involve damage to or the removal of significant fabric.

**3. Works**

- a. The carrying out of road work or traffic control work, within the meaning of the *Roads Act 1993*, within the road corridor and surrounding land that is required for associated works and infrastructure.
- b. Ongoing current operational works and maintenance activities along Cox's Road and Early Deviations precincts currently carried out by Local Government or other authorities, such as:
  - road side vegetation management including vegetation trimming, tree trimming and/or removal (if required for road safety/traffic hazard);
  - stormwater drainage works such as shoulder and pit clearing;
  - road repairs such as pot hole patching and road sweeping;
  - provision of necessary delineation such as guide posts and traffic signage;
  - access controls, drainage and erosion control;
  - vegetation and bushfire management;

where such works cause little or no impact on existing heritage fabric.

- c. Temporary works, not exceeding 12 months, including containment areas, or scaffolding, other works and enclosures necessary for the carrying out of maintenance or enhancement works for Cox's Road and Early Deviations. All temporary works must be reversible.
- d. Minor works that do not alter the appearance or overall form and would not require the removal of significant fabric of the Cox's Road and Early Deviations.
- e. Installation of new access points such as property driveway openings, where made in accordance with the *Roads Act 1993* and where such works including new access construction, driveway design and levels would not require the removal of historic Cox's Road and Early Deviations pavement or other historic road fabric.

**4. Signage**

- a. Installation of new way finding or interpretative signage or relocation of existing signs, except where these are commercial signs, modular sign structures, cantilever sign structures, or signage over 2 square metres in size.
- b. Display of any notice on the land for the purpose of site interpretation and/or public information where disturbance of land associated with this activity would not adversely affect any significant archaeology including (but not limited to) original road fabric, historic infrastructure or services and 'relics' within the meaning of the *Heritage Act 1977*.

**5. Excavation**

- a. The excavation or disturbance of land that will have a nil or minor impact on archaeological relics including the testing of land to verify the existence of relics without destroying or removing them, where:
  - i. an archaeological assessment, zoning plan or management plan has been prepared in accordance with Guidelines endorsed by the Heritage Council of NSW which indicates that the land is unlikely to contain relics or deposits (of State or local heritage significance) and/or
  - ii. evidence relating to the history or nature of the site, such as its level of disturbance, indicates that the site has little or no archaeological research potential.
- b. The excavation or disturbance of land is for the purpose of exposing underground utility services or communications infrastructure which occurs within an existing service trench and will not affect any relics.
- c. The excavation or disturbance of land is to expose survey marks for use in conducting a land survey.

**Note:** Should archaeological relics or deposits be uncovered all work must cease in the immediate area. A suitably qualified and experienced archaeologist must be contacted to assess the archaeology and the Heritage Council should be informed immediately

**6. Landscape Maintenance**

- a. All landscaping, gardening and fencing works associated with the ongoing use of the land for domestic, pastoral and agricultural purposes, excluding any works that may materially affect the significance of the item or disturb archaeological relics.
- b. Weeding, watering, mowing, top-dressing, pest control and fertilizing necessary for the continued health of plants, without damage or major alterations to layout, contours, plant species or other significant landscape features.

- c. Pruning (to control size, improve shape, flowering or fruiting and the removal of diseased, dead or dangerous material) between 10% and 30% of the canopy of a tree within a period of 2 years.
- d. Removal of dead or dying trees which are to be replaced by trees of the same species in the same location.
- e. Tree surgery by a qualified arborist, horticulturist or tree surgeon necessary for the health of those plants.

**7. Farming**

All activities associated with the ongoing use of the land for domestic, pastoral and agricultural purposes, including road maintenance and fencing but excluding any new development or construction that would materially affect the significance of the item.

**8. Safety and Security**

- a. The erection of temporary security fencing, scaffolding, hoardings or surveillance systems to prevent unauthorised access or secure public safety which will not adversely affect significant fabric of the Cox's Road including landscape or archaeological features of its curtilage.
- b. Emergency stabilisation, erosion control, hazard reduction or bushfire prevention works, necessary to secure safety where Cox's Road and Early Deviations precincts have been damaged or destabilised and there exists a safety risk to users or the public.

**9. Bushfire Prevention**

The undertaking of fire prevention works in accordance with a Local Council, NPWS or Rural Fire Services approved Fire Management Plan for any Cox's Road and Early Deviations precinct. This includes works relating to hazard reduction to: reduce vulnerability; maintain defensible space and protect; or maintain and enhance the biodiversity and ecological values of any relevant Cox's Road and Early Deviations precincts or adjoining land Reserves.

**10. Minor Development Endorsed by the Heritage Council of NSW**

Minor development specifically identified as exempt development by a conservation policy or strategy within a conservation management plan or a conservation management strategy which has been endorsed by the Heritage Council of NSW, where such work would not materially impact on heritage significance.

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**HERITAGE ACT 1977**

NOTICE OF LISTING ON THE STATE HERITAGE REGISTER UNDER SECTION 37 (1) (b)

Cox's Road and Early Deviations—Mount York, Cox's Pass Precinct

SHR No 1956

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 5 March 2015 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

HERITAGE COUNCIL OF NEW SOUTH WALES

**Schedule "A"**

The item known as Cox's Road and Early Deviations—Mount York, Cox's Pass Precinct, situated on the land described in Schedule "B".

**Schedule "B"**

All those pieces or parcels of land known as Part Lots 98, 99, 102 and 188 DP 751644 and Part Lot 7015 DP 1028438 in Parish of Hartley, County of Cook shown on the plan catalogued HC 2642 in the office of the Heritage Council of New South Wales.

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**HERITAGE ACT 1977**

ORDER UNDER SECTION 57 (2) TO GRANT SITE SPECIFIC EXEMPTIONS FROM APPROVAL

Cox's Road and Early Deviations—Mount York, Cox's Pass Precinct

SHR No 1956

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the *Heritage Act 1977*, do, by this my order, grant an exemption from section 57 (1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule "C" by the owner, mortgagee or lessee of the land described in Schedule "B" on the item described in Schedule "A".

The Hon ROB STOKES, MP  
Minister for Heritage  
Sydney, 5 Day of March 2015

**Schedule “A”**

The item known as Cox’s Road and Early Deviations—Mount York, Cox’s Pass Precinct, situated on the land described in Schedule “B”.

**Schedule “B”**

All those pieces or parcels of land known as Part Lots 98, 99, 102 and 188 DP 751644 and Part Lot 7015 DP 1028438 in Parish of Hartley, County of Cook shown on the plan catalogued HC 2642 in the office of the Heritage Council of New South Wales.

**Schedule “C”**

**1 Maintenance and Restoration**

The maintenance of Cox’s Road and Early Deviations to retain its condition or operation without the removal of or damage to the existing fabric or the introduction of incompatible new materials.

- a. Restoration of Cox’s Road and Early Deviations by returning significant fabric to a known earlier location without the introduction of new material.
- b. Restoration of Cox’s Road and Early Deviations without the introduction of new material to reveal a known earlier configuration by removing accretions or reassembling existing components which does not adversely affect the heritage significance of the item.
- c. Maintenance and minor repairs necessary to preserve and maintain the functioning of Cox’s Road and Early Deviations, especially where it remains in use as a local road or access corridor, including pavement resurfacing (using existing or compatible replacement materials, but not modern materials); maintenance of historic roadside kerbing; maintenance and repair of historic roadside walling; traffic management; relocation and maintenance of existing signage.

**Note:** Maintenance means ‘the continuous protective care of the fabric and setting of a place’.

**2 Repairs, including to services**

- a. Repairs and activities associated with the maintenance and repair of existing services and public utilities including communications, gas, electricity, water supply, waste disposal, sewerage, irrigation and drainage that are situated within Cox’s Road and Early Deviations precincts. This includes replacement of poles, stay poles, wires and associated items where the same locations and fixing points will be reused.
- b. The repair (such as refixing and patching) or the replacement of missing, damaged or deteriorated fabric that is beyond further maintenance, which matches the existing fabric in appearance, material and method of affixing or installation and does not involve damage to or the removal of significant fabric.

**3 Works**

- a. The carrying out of road work or traffic control work, within the meaning of the *Roads Act 1993*, within the road corridor and surrounding land that is required for associated works and infrastructure.
- b. Ongoing current operational works and maintenance activities along Cox’s Road and Early Deviations precincts currently carried out by Local Government or other authorities, such as:
  - road side vegetation management including vegetation trimming, tree trimming and/or removal (if required for road safety/traffic hazard);
  - stormwater drainage works such as shoulder and pit clearing;
  - road repairs such as pot hole patching and road sweeping;
  - provision of necessary delineation such as guide posts and traffic signage;
  - access controls, drainage and erosion control;
  - vegetation and bushfire management;where such works cause little or no impact on existing heritage fabric.
- c. Temporary works, not exceeding 12 months, including containment areas, or scaffolding, other works and enclosures necessary for the carrying out of maintenance or enhancement works for Cox’s Road and Early Deviations. All temporary works must be reversible.
- d. Minor works that do not alter the appearance or overall form and would not require the removal of significant fabric of the Cox’s Road and Early Deviations.
- e. Installation of new access points such as property driveway openings, where made in accordance with the *Roads Act 1993* and where such works including new access construction, driveway design and levels would not require the removal of historic Cox’s Road and Early Deviations pavement or other historic road fabric.

**4 Signage**

- a. Installation of new way finding or interpretative signage or relocation of existing signs, except where these are commercial signs, modular sign structures, cantilever sign structures, or signage over 2 square metres in size.

- b. Display of any notice on the land for the purpose of site interpretation and/or public information where disturbance of land associated with this activity would not adversely affect any significant archaeology including (but not limited to) original road fabric, historic infrastructure or services and ‘relics’ within the meaning of the *Heritage Act 1977*.

**5. Excavation**

- a. The excavation or disturbance of land that will have a nil or minor impact on archaeological relics including the testing of land to verify the existence of relics without destroying or removing them, where:
  - iii. an archaeological assessment, zoning plan or management plan has been prepared in accordance with Guidelines endorsed by the Heritage Council of NSW which indicates that the land is unlikely to contain relics or deposits (of State or local heritage significance) and/or
  - iv. evidence relating to the history or nature of the site, such as its level of disturbance, indicates that the site has little or no archaeological research potential.
- b. The excavation or disturbance of land is for the purpose of exposing underground utility services or communications infrastructure which occurs within an existing service trench and will not affect any relics.
- c. The excavation or disturbance of land is to expose survey marks for use in conducting a land survey.

**Note:** Should archaeological relics or deposits be uncovered all work must cease in the immediate area. A suitably qualified and experienced archaeologist must be contacted to assess the archaeology and the Heritage Council should be informed immediately

**6. Landscape Maintenance**

- a. All landscaping, gardening and fencing works associated with the ongoing use of the land for domestic, pastoral and agricultural purposes, excluding any works that may materially affect the significance of the item or disturb archaeological relics.
- b. Weeding, watering, mowing, top-dressing, pest control and fertilizing necessary for the continued health of plants, without damage or major alterations to layout, contours, plant species or other significant landscape features.
- c. Pruning (to control size, improve shape, flowering or fruiting and the removal of diseased, dead or dangerous material) between 10% and 30% of the canopy of a tree within a period of 2 years.
- d. Removal of dead or dying trees which are to be replaced by trees of the same species in the same location.
- e. Tree surgery by a qualified arborist, horticulturist or tree surgeon necessary for the health of those plants.

**7. Farming**

All activities associated with the ongoing use of the land for domestic, pastoral and agricultural purposes, including road maintenance and fencing but excluding any new development or construction that would materially affect the significance of the item.

**8. Safety and Security**

- a. The erection of temporary security fencing, scaffolding, hoardings or surveillance systems to prevent unauthorised access or secure public safety which will not adversely affect significant fabric of the Cox’s Road including landscape or archaeological features of its curtilage.
- b. Emergency stabilisation, erosion control, hazard reduction or bushfire prevention works, necessary to secure safety where Cox’s Road and Early Deviations precincts have been damaged or destabilised and there exists a safety risk to users or the public.

**9. Bushfire Prevention**

The undertaking of fire prevention works in accordance with a Local Council, NPWS or Rural Fire Services approved Fire Management Plan for any Cox’s Road and Early Deviations precinct. This includes works relating to hazard reduction to: reduce vulnerability; maintain defendable space and protect; or maintain and enhance the biodiversity and ecological values of any relevant Cox’s Road and Early Deviations precincts or adjoining land Reserves.

**10. Minor Development Endorsed by the Heritage Council of NSW**

Minor development specifically identified as exempt development by a conservation policy or strategy within a conservation management plan or a conservation management strategy which has been endorsed by the Heritage Council of NSW, where such work would not materially impact on heritage significance.

**11. Works on Private Land**

The listing of Cox’s Road and Early Deviations includes some small areas within private freehold land holdings as shown on the Heritage Council Plans prepared for the listing. The Heritage Council’s interest for Cox’s Road and Early Deviations—Mount York, Cox’s Pass Precinct is confined to the area within the listing boundary as shown on HC Plan 2642.

Affected land parcels are:

Part Lot 98 DP 751644

Part Lot 102 DP 751644

The Heritage Council's interest is confined to works which directly affect the area of the Cox's Road and Early Deviations identified by the listing and specifically to works which would affect the historic fabric of the road.

All other works within these allotments (outside the listed area) are exempt from the need to seek approval under the *Heritage Act 1977*.

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**HERITAGE ACT 1977**

NOTICE OF LISTING ON THE STATE HERITAGE REGISTER UNDER SECTION 37 (1) (b)

Cox's Road and Early Deviations—Hartley, Clarence Hilly Range/Mount Blaxland Precinct

SHR No 1957

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 5 March 2015 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

HERITAGE COUNCIL OF NEW SOUTH WALES

**Schedule "A"**

The item known as Cox's Road and Early Deviations—Hartley, Clarence Hilly Range/Mount Blaxland Precinct, situated on the land described in Schedule "B".

**Schedule "B"**

All those pieces or parcels of land known as Crown Land in Parishes of Antonio and Lowther, County of Westmoreland shown on the plan catalogued HC 2643 in the office of the Heritage Council of New South Wales.

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**HERITAGE ACT 1977**

ORDER UNDER SECTION 57 (2) TO GRANT SITE SPECIFIC EXEMPTIONS FROM APPROVAL

Cox's Road and Early Deviations—Hartley, Clarence Hilly Range/Mount Blaxland Precinct

SHR No 1957

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the *Heritage Act 1977*, do, by this my order, grant an exemption from section 57 (1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule "C" by the owner, mortgagee or lessee of the land described in Schedule "B" on the item described in Schedule "A".

The Hon ROB STOKES, MP  
Minister for Heritage

Sydney, 5 Day of March 2015

**Schedule "A"**

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**Schedule "B"**

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**Schedule "C"**

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(using existing or compatible replacement materials, but not modern materials); maintenance of historic roadside kerbing; maintenance and repair of historic roadside walling; traffic management; relocation and maintenance of existing signage.

**Note:** Maintenance means ‘the continuous protective care of the fabric and setting of a place’.

## 2. Repairs, including to services

- a. Repairs and activities associated with the maintenance and repair of existing services and public utilities including communications, gas, electricity, water supply, waste disposal, sewerage, irrigation and drainage that are situated within Cox’s Road and Early Deviations precincts. This includes replacement of poles, stay poles, wires and associated items where the same locations and fixing points will be reused.
- b. The repair (such as refixing and patching) or the replacement of missing, damaged or deteriorated fabric that is beyond further maintenance, which matches the existing fabric in appearance, material and method of affixing or installation and does not involve damage to or the removal of significant fabric.

## 3. Works

- a. The carrying out of road work or traffic control work, within the meaning of the *Roads Act 1993*, within the road corridor and surrounding land that is required for associated works and infrastructure.
- b. Ongoing current operational works and maintenance activities along Cox’s Road and Early Deviations precincts currently carried out by Local Government or other authorities, such as:
  - road side vegetation management including vegetation trimming, tree trimming and/or removal (if required for road safety/traffic hazard);
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- c. Temporary works, not exceeding 12 months, including containment areas, or scaffolding, other works and enclosures necessary for the carrying out of maintenance or enhancement works for Cox’s Road and Early Deviations. All temporary works must be reversible.
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**6. Landscape Maintenance**

- a. All landscaping, gardening and fencing works associated with the ongoing use of the land for domestic, pastoral and agricultural purposes, excluding any works that may materially affect the significance of the item or disturb archaeological relics.
- b. Weeding, watering, mowing, top-dressing, pest control and fertilizing necessary for the continued health of plants, without damage or major alterations to layout, contours, plant species or other significant landscape features.
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**7. Farming**

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**8. Safety and Security**

- a. The erection of temporary security fencing, scaffolding, hoardings or surveillance systems to prevent unauthorised access or secure public safety which will not adversely affect significant fabric of the Cox's Road including landscape or archaeological features of its curtilage.
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**9. Bushfire Prevention**

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**10. Minor Development Endorsed by the Heritage Council of NSW**

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**HERITAGE ACT 1977**

**NOTICE OF LISTING ON THE STATE HERITAGE REGISTER UNDER SECTION 37 (1) (b)**

Cox's Road and Early Deviations—Sodwalls, Fish River Descent Precinct

SHR No 1958

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 5 March 2015 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

HERITAGE COUNCIL OF NEW SOUTH WALES

**Schedule "A"**

The item known as Cox's Road and Early Deviations—Sodwalls, Fish River Descent Precinct, situated on the land described in Schedule "B".

**Schedule "B"**

All those pieces or parcels of land known as Crown Land and Part Lot 204 DP 1078651 in Parish of Thornshope, County of Westmoreland shown on the plan catalogued HC 2644 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

ORDER UNDER SECTION 57 (2) TO GRANT SITE SPECIFIC EXEMPTIONS FROM APPROVAL

Cox's Road and Early Deviations—Sodwalls, Fish River Descent Precinct

SHR No 1958

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the *Heritage Act 1977*, do, by this my order, grant an exemption from section 57 (1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule "C" by the owner, mortgagee or lessee of the land described in Schedule "B" on the item described in Schedule "A".

The Hon ROB STOKES, MP  
Minister for Heritage

Sydney, 5 Day of March 2015

**Schedule "A"**

The item known as Cox's Road and Early Deviations—Sodwalls, Fish River Descent Precinct, situated on the land described in Schedule "B".

**Schedule "B"**

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**Schedule "C"**

**1 Maintenance and Restoration**

The maintenance of Cox's Road and Early Deviations to retain its condition or operation without the removal of or damage to the existing fabric or the introduction of incompatible new materials.

- a. Restoration of Cox's Road and Early Deviations by returning significant fabric to a known earlier location without the introduction of new material.
- b. Restoration of Cox's Road and Early Deviations without the introduction of new material to reveal a known earlier configuration by removing accretions or reassembling existing components which does not adversely affect the heritage significance of the item.
- c. Maintenance and minor repairs necessary to preserve and maintain the functioning of Cox's Road and Early Deviations, especially where it remains in use as a local road or access corridor, including pavement resurfacing (using existing or compatible replacement materials, but not modern materials); maintenance of historic roadside kerbing; maintenance and repair of historic roadside walling; traffic management; relocation and maintenance of existing signage.

**Note:** Maintenance means 'the continuous protective care of the fabric and setting of a place'.

**2. Repairs, including to services**

- a. Repairs and activities associated with the maintenance and repair of existing services and public utilities including communications, gas, electricity, water supply, waste disposal, sewerage, irrigation and drainage that are situated within Cox's Road and Early Deviations precincts. This includes replacement of poles, stay poles, wires and associated items where the same locations and fixing points will be reused.
- b. The repair (such as refixing and patching) or the replacement of missing, damaged or deteriorated fabric that is beyond further maintenance, which matches the existing fabric in appearance, material and method of affixing or installation and does not involve damage to or the removal of significant fabric.

**3. Works**

- a. The carrying out of road work or traffic control work, within the meaning of the *Roads Act 1993*, within the road corridor and surrounding land that is required for associated works and infrastructure.
- b. Ongoing current operational works and maintenance activities along Cox's Road and Early Deviations precincts currently carried out by Local Government or other authorities, such as:
  - road side vegetation management including vegetation trimming, tree trimming and/or removal (if required for road safety/traffic hazard);
  - stormwater drainage works such as shoulder and pit clearing;
  - road repairs such as pot hole patching and road sweeping;
  - provision of necessary delineation such as guide posts and traffic signage;
  - access controls, drainage and erosion control;
  - vegetation and bushfire management;where such works cause little or no impact on existing heritage fabric.

- c. Temporary works, not exceeding 12 months, including containment areas, or scaffolding, other works and enclosures necessary for the carrying out of maintenance or enhancement works for Cox's Road and Early Deviations. All temporary works must be reversible.
- d. Minor works that do not alter the appearance or overall form and would not require the removal of significant fabric of the Cox's Road and Early Deviations.
- e. Installation of new access points such as property driveway openings, where made in accordance with the *Roads Act 1993* and where such works including new access construction, driveway design and levels would not require the removal of historic Cox's Road and Early Deviations pavement or other historic road fabric.

#### 4. Signage

- a. Installation of new way finding or interpretative signage or relocation of existing signs, except where these are commercial signs, modular sign structures, cantilever sign structures, or signage over 2 square metres in size.
- b. Display of any notice on the land for the purpose of site interpretation and/or public information where disturbance of land associated with this activity would not adversely affect any significant archaeology including (but not limited to) original road fabric, historic infrastructure or services and 'relics' within the meaning of the *Heritage Act 1977*.

#### 5. Excavation

- a. The excavation or disturbance of land that will have a nil or minor impact on archaeological relics including the testing of land to verify the existence of relics without destroying or removing them, where:
  - v. an archaeological assessment, zoning plan or management plan has been prepared in accordance with Guidelines endorsed by the Heritage Council of NSW which indicates that the land is unlikely to contain relics or deposits (of State or local heritage significance) and/or
  - vi. evidence relating to the history or nature of the site, such as its level of disturbance, indicates that the site has little or no archaeological research potential.
- b. The excavation or disturbance of land is for the purpose of exposing underground utility services or communications infrastructure which occurs within an existing service trench and will not affect any relics.
- c. The excavation or disturbance of land is to expose survey marks for use in conducting a land survey.

**Note:** Should archaeological relics or deposits be uncovered all work must cease in the immediate area. A suitably qualified and experienced archaeologist must be contacted to assess the archaeology and the Heritage Council should be informed immediately

#### 6. Landscape Maintenance

- a. All landscaping, gardening and fencing works associated with the ongoing use of the land for domestic, pastoral and agricultural purposes, excluding any works that may materially affect the significance of the item or disturb archaeological relics.
- b. Weeding, watering, mowing, top-dressing, pest control and fertilizing necessary for the continued health of plants, without damage or major alterations to layout, contours, plant species or other significant landscape features.
- c. Pruning (to control size, improve shape, flowering or fruiting and the removal of diseased, dead or dangerous material) between 10% and 30% of the canopy of a tree within a period of 2 years.
- d. Removal of dead or dying trees which are to be replaced by trees of the same species in the same location.
- e. Tree surgery by a qualified arborist, horticulturist or tree surgeon necessary for the health of those plants.

#### 7. Farming

All activities associated with the ongoing use of the land for domestic, pastoral and agricultural purposes, including road maintenance and fencing but excluding any new development or construction that would materially affect the significance of the item.

#### 8. Safety and Security

- a. The erection of temporary security fencing, scaffolding, hoardings or surveillance systems to prevent unauthorised access or secure public safety which will not adversely affect significant fabric of the Cox's Road including landscape or archaeological features of its curtilage.
- b. Emergency stabilisation, erosion control, hazard reduction or bushfire prevention works, necessary to secure safety where Cox's Road and Early Deviations precincts have been damaged or destabilised and there exists a safety risk to users or the public.

#### 9. Bushfire Prevention

The undertaking of fire prevention works in accordance with a Local Council, NPWS or Rural Fire Services approved Fire Management Plan for any Cox's Road and Early Deviations precinct. This includes works relating to hazard reduction to: reduce vulnerability; maintain defendable space and protect; or maintain and enhance the biodiversity and ecological values of any relevant Cox's Road and Early Deviations precincts or adjoining land Reserves.

**10. Minor Development Endorsed by the Heritage Council of NSW**

Minor development specifically identified as exempt development by a conservation policy or strategy within a conservation management plan or a conservation management strategy which has been endorsed by the Heritage Council of NSW, where such work would not materially impact on heritage significance.

**11. Works on Private Land**

The listing of Cox's Road and Early Deviations includes some small areas within private freehold land holdings as shown on the Heritage Council Plans prepared for the listing. The Heritage Council's interest for Cox's Road and Early Deviations—Sodwalls, Fish River Descent Precinct is confined to the area within the listing boundary as shown on HC Plan 2644.

The affected land parcel is:

Part Lot 204 DP1078651

The Heritage Council's interest is confined to works which directly affect the area of the Cox's Road and Early Deviations identified by the listing and specifically to works which would affect the historic fabric of the road.

All other works within this allotment (outside the listed area) are exempt from the need to seek approval under the *Heritage Act 1977*.

**By Authority**