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Notice of listing MLC Building, North Sydney (former) on the SHR No. 02069 under the *Heritage Act 1977*

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 Environment and Heritage made on 18 December 2023 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule B.

The listing takes effect on the date this notice is published in the NSW Government Gazette.

Heritage Council of New South Wales

SCHEDULE A

The item known as the MLC Building, North Sydney (former), situated on the land described in Schedule "B".

SCHEDULE B

All those pieces or parcels of land known as Lot 2 DP 792740 in Parish of Willoughby, County of Cumberland shown on the plan catalogued HC 3265 in the office of the Heritage Council of New South Wales.

Exemption Order for *The University of Sydney, University Colleges* and *Victoria Park* listing on the State Heritage Register (SHR) No. 01974 under the *Heritage Act 1977*

I, Penny Sharpe, the Minister for Heritage, pursuant to section 57(2) of the *Heritage Act* 1977 (the Act), on the recommendation of the Heritage Council of New South Wales dated 4 December 2023, do by this Order:

- 1. revoke the order made on 2 August 2018 and published in the NSW Government Gazette Number 85 of 31 August 2018.
- 2. grant an exemption from section 57(1) of the Act in respect of the engaging in or carrying out of any activities described in Schedule C by the owner, manager, mortgagee or lessee (or persons authorised by the owner or manager) of the item described in Schedule A on the land identified in Schedule B.

This Order takes effect on the date it is published in the NSW Government Gazette.

Dated this 18th day of December 2023.

The Hon Penny Sharpe MLC

Minister for Heritage

SCHEDULE A

The item known as *The University of Sydney, University Colleges and Victoria Park*, SHR No. 01974, situated on the land described in Schedule B.

SCHEDULE B

The item known as *The University of Sydney, University Colleges and Victoria Park*, SHR No 01974, located as identified on the plan catalogued HC Plan 2734 in the office of the Heritage Council of New South Wales.

SCHEDULE C

The following specified activities and works to an item do not require approval under section 57(1) of the Act.

1. THE UNIVERSITY OF SYDNEY

The below site specific exemptions apply to the land designated as the University of Sydney within the curtilage of *The University of Sydney, University Colleges and Victoria Park* State Heritage Register item.

GLOSSARY OF TERMS

- 1) An endorsed conservation management plan is one endorsed by the Heritage Council of NSW or its delegate.
- 2) A non-endorsed conservation management plan must meet the following conditions:
 - a. It must contain a 'gradings of significance' section which identifies and grades the fabric and spaces of the building according to the Heritage Council of NSW grading system outlined in Assessing Heritage Significance: Guidelines for assessing places and objects against the Heritage Council of NSW criteria (May 2023) and include plans and sections which visually depict the identified gradings.
 - b. It must be prepared by a suitably qualified and experienced heritage professional.
 - c. It must be prepared in accordance with the requirements for a detailed and bestpractice conservation management plan as outlined in the Heritage Council of NSW document *Statement of best practice for conservation management plans* (2021).
 - d. It must be consistent with the Heritage Council of NSW documents: *Guidance on developing a conservation management plan* (2021) and *Conservation Management Plan checklist* (2021).
 - e. It must be approved by the University of Sydney heritage expert and the University of Sydney Heritage Advisory Group.
- 3) The attached plan is a simplified version of Figure 4.1 on page 105 of the endorsed *Sydney University Grounds Conservation Management Plan* (2019).
- 4) Otherwise, all other terms are defined according to the Glossary of Terms contained within the current Heritage Council of NSW Standard Exemptions.

GENERAL CONDITIONS

These general conditions apply to the use of all the site specific exemptions and must be complied with:

- For the purposes of the site specific exemptions an endorsed conservation management plan takes precedent over a non-endorsed conservation management plan for a building.
- 2) Anything done under the site specific exemptions must be carried out by people with knowledge, skills and experience appropriate to the work (some site specific exemptions require suitably qualified and experienced professional advice/work).
- 3) The site specific exemptions do not permit the removal of relics or Aboriginal objects. If relics are discovered, work must cease in the affected area and the Heritage Council of NSW must be notified in writing in accordance with section 146 of the *Heritage Act* 1977. Depending on the nature of the discovery, assessment and an excavation permit may be required prior to the recommencement of work in the affected area. If any Aboriginal objects are discovered, excavation or disturbance is to cease, and Heritage NSW notified in accordance with section 89A of the *National Parks and Wildlife Act* 1974. Aboriginal object has the same meaning as in the *National Parks and Wildlife Act* 1974.
- 4) Activities/works that do not fit strictly within the exemptions described below require approval by way of an application under section 60 of the *Heritage Act 1977*.
- 5) The site specific exemptions are self-assessed. It is the responsibility of a proponent to ensure that the proposed activities/works fall within the site specific exemptions.
- 6) The proponent is responsible for ensuring that any activities/works undertaken by them meet all the required conditions and have all necessary approvals.
- 7) Proponents must keep records of any activities/works for auditing and compliance purposes by the Heritage Council of NSW. Where advice of a suitably qualified and experienced professional has been sought, a record of that advice must be kept. Records must be kept in a current readable electronic file or hard copy for a reasonable time.
- 8) It is an offence to do any of the things listed in section 57(1) of the *Heritage Act 1977* without a valid exemption or approval.
- 9) A person guilty of an offence against the *Heritage Act 1977* shall be liable to a penalty or imprisonment, or both under section 157 of the *Heritage Act 1977*.
- 10) Authorised persons under the *Heritage Act 1977* carry out inspections for compliance.
- 11) The site specific exemptions under the *Heritage Act 1977* are not authorisations, approvals, or exemptions for the activities/works under any other legislation, Local Government and State Government requirements (including, but not limited to, the *Environmental Planning and Assessment Act 1979* and the *National Parks and Wildlife Act 1974*).
- 12) The site specific exemptions under the *Heritage Act 1977* do not constitute satisfaction of the relevant provisions of the National Construction Code for ancillary works.
- 13) Activities or work undertaken pursuant to a site specific exemption must not, if it relates to an existing building, cause the building to contravene the National Construction Code.
- 14) In these exemptions, words have the same meaning as in the *Heritage Act 1977* or the relevant guidelines, unless otherwise indicated. Where there is an inconsistency between relevant guidelines and these exemptions, these exemptions prevail to the extent of the inconsistency. Where there is an inconsistency between either relevant guidelines or these exemptions and the *Heritage Act 1977*, the Act will prevail.
- 15) The Heritage Manual (1996, Heritage Office and Department of Urban Affairs & Planning) and The Maintenance Series (1996 republished 2004, NSW Heritage Office and Department of Urban Affairs & Planning) guidelines must be complied with when undertaking any activities/works on an item.

EXEMPTION 1.1: EXISTING APPROVED DEVELOPMENT

All works and activities in accordance with a current and valid development consent in force at the date of gazettal for listing on the State Heritage Register, including any development application approved at the time of gazettal on the State Heritage Register.

EXEMPTION 1.2: ENDORSED CONSERVATION MANAGEMENT PLAN – WORKS, ACTIVITIES AND USES

Any activities, work, and use identified as exempt in accordance with the policies specified in a conservation management plan endorsed under the *Heritage Act 1977*.

EXEMPTION 1.3: GENERAL EXEMPTION

For all buildings not graded as having exceptional or high significance in the attached plan:

- (i) External alterations that do not increase the building envelope or change its character (excluding demolition); and
- (ii) Internal alterations.

EXEMPTION 1.4: BUILDING INTERIORS AND EXTERIORS – REPAIRS TO SIGNIFICANT FABRIC

For all buildings graded as having exceptional or high significance in the attached plan:

Specified activities and works

- (i) Repair (such as refixing and patching) of damaged or deteriorated significant fabric.
- (ii) Replacement of missing, damaged, or deteriorated significant fabric that is beyond further maintenance.

Relevant standards

- (i) Significant fabric must be identified as such in the endorsed or non-endorsed conservation management plan for the building.
- (ii) All works and activities must be in accordance with the endorsed or non-endorsed conservation management plan for the building.
- (iii) All exterior works and activities must be in accordance with the policies of the endorsed *Sydney University Grounds Conservation Management Plan* (May 2019).
- (iv) Specified activities must not impact the heritage significance of the item.
- (v) The repair must maximise protection and retention of significant fabric and conserve existing detailing.
- (vi) The repair must be sympathetic to existing fabric in appearance, material, and method of affixing.
- (vii) The composition of elements of the fabric (such as renders, mortars, and timber species and metal types) are to remain the same (unless intrusive fabric).
- (viii) Specified activities and works must be undertaken by a suitably qualified and experienced heritage professional.

EXEMPTION 1.5: BUILDING INTERIORS – INTERNAL RECONFIGURATIONS

For all buildings graded as having exceptional or high significance in the attached plan:

- (i) Internal reconfiguration of rooms or spaces, where this work does not adversely impact fabric or spaces having exceptional or high significance as identified in the endorsed conservation management plan for that building and is otherwise consistent with the policies of the endorsed conservation management plan.
- (ii) In the absence of an endorsed conservation management plan for a building, the internal reconfiguration of rooms or spaces, under the condition that:
 - Activities and works do not adversely impact fabric or spaces identified as having exceptional or high significance in a non-endorsed conservation management plan.
 - b. All activities and works are in accordance with the policies of a non-endorsed conservation management plan.

c. All activities are carried out under the supervision of a suitably qualified and experienced heritage professional.

EXEMPTION 1.6: BUILDING INTERIORS – INFORMATION TECHNOLOGY SYSTEMS AND AUDIO-VISUAL EQUIPMENT

For all buildings graded as having exceptional or high significance in the attached plan:

- (i) The installation and upgrade of information technology systems and audio-visual equipment, where this work does not adversely impact fabric or spaces having exceptional or high significance as identified in the endorsed conservation management plan for that building and is otherwise consistent with the policies of the endorsed conservation management plan.
- (ii) In the absence of an endorsed conservation management plan for a building, the installation and upgrade of information technology systems and audio-visual equipment, under the condition that:
 - a. Activities and works do not adversely impact fabric or spaces identified as having exceptional or high significance in a non-endorsed conservation management plan.
 - b. All activities and works are in accordance with the policies of a non-endorsed conservation management plan.
 - c. All activities and works are carried out under the supervision of a suitably qualified and experienced heritage professional.

EXEMPTION 1.7: BUILDING INTERIORS AND EXTERIORS – DISABILITY ACCESS

For all buildings graded as having exceptional or high significance in the attached plan:

Building interiors:

- (i) All works and activities to provide disability access in accordance with the *Disability* (Access to Premises Buildings) Standards 2010 where this work does not adversely impact fabric or spaces having exceptional or high significance identified in the endorsed conservation management plan for that building and is otherwise consistent with the policies of the endorsed conservation management plan.
- (ii) In the absence of an endorsed conservation management plan for a building, the provision of disability access in accordance with the *Disability (Access to Premises Buildings) Standards 2010*, under the condition that:
 - Activities and works do not adversely impact fabric or spaces identified as having exceptional or high significance in a non-endorsed conservation management plan.
 - b. All activities and works must be reversible.
 - c. All activities and works are in accordance with the policies of a non-endorsed conservation management plan.
 - d. All activities and works are carried out under the supervision of a suitably qualified and experienced heritage professional.

Building exteriors

(i) All works and activities to provide disability access in accordance with the *Disability* (Access to Premises – Buildings) Standards 2010 where this work does not adversely impact fabric or spaces having exceptional or high significance identified in the endorsed conservation management plan for that building and the endorsed Sydney University Grounds Conservation Management Plan (May 2019) and is otherwise consistent with the policies of these endorsed conservation management plans.

- (ii) In the absence of an endorsed conservation management plan for a building, the provision of disability access in accordance with the *Disability (Access to Premises Buildings) Standards 2010*, under the condition that:
 - a. Activities and works do not adversely impact fabric or spaces identified as having exceptional or high significance in a non-endorsed conservation management plan or the endorsed *Sydney University Grounds Conservation Management Plan* (May 2019).
 - b. All activities and works are in accordance with the policies of a non-endorsed conservation management plan and the endorsed *Sydney University Grounds Conservation Management Plan* (May 2019).
 - c. All activities and works are carried out under the supervision of a suitably qualified and experienced heritage professional.

EXEMPTION 1.8: BUILDING INTERIORS – FIRE SUPPRESSION SYSTEMS

For all buildings graded as having exceptional or high significance in the attached plan:

- (i) All works and activities to install and upgrade fire suppression systems (such as sprinklers) where this work does not adversely impact fabric or spaces having exceptional or high significance identified in the endorsed conservation management plan for that building and is otherwise consistent with the policies of the endorsed conservation management plan.
- (ii) In the absence of an endorsed conservation management plan for a building, all works and activities to install and upgrade fire suppression systems (such as sprinklers), under the condition that:
 - Activities and works do not adversely impact fabric or spaces identified as having exceptional or high significance in a non-endorsed conservation management plan.
 - b. All activities and works are in accordance with the policies of a non-endorsed conservation management plan.
 - c. All activities and works are carried out under the supervision of a suitably qualified and experienced heritage professional.

EXEMPTION 1.9: SECURITY SYSTEMS

For activities and works to install and upgrade security systems (including security cameras, swipe card readers, people counters, electronic room booking panels, security bollards, alarm systems and gate automation systems) across different areas of the University of Sydney as defined and conditioned below.

Campus domain

All works and activities to install and upgrade security systems under the condition that all works and activities are in accordance with the policies of the endorsed *Sydney University Grounds Conservation Management Plan* (May 2019).

Building exteriors

For all buildings graded as having exceptional or high significance in the attached plan:

- (i) All works and activities to install and upgrade security systems where this work does not adversely impact fabric or spaces having exceptional or high significance identified in the endorsed conservation management plan for that building and is otherwise consistent with the policies of this endorsed conservation management plan and the endorsed Sydney University Grounds Conservation Management Plan (May 2019).
- (ii) In the absence of an endorsed Conservation Management Plan for a building, all activities and works to install and upgrade security systems, under the condition that:

- a. Activities and works do not adversely impact fabric or spaces identified as having exceptional or high significance in a non-endorsed conservation management plan.
- b. All activities and works are in accordance with the policies of a non-endorsed conservation management plan and the endorsed *Sydney University Grounds Conservation Management Plan* (May 2019).
- c. All activities and works are carried out under the supervision of a suitably qualified and experienced heritage professional.

Building interiors

For all buildings graded as having exceptional or high significance in the attached plan:

- (i) All works and activities to install and upgrade security systems where this work does not adversely impact fabric or spaces having exceptional or high significance identified in the endorsed conservation management plan for that building and is otherwise consistent with the policies of the endorsed conservation management plan.
- (ii) In the absence of an endorsed conservation management plan for a building, all works and activities to install and upgrade security systems, under the condition that:
 - a. Activities and works do not adversely impact fabric or spaces identified as having exceptional or high significance in a non-endorsed conservation management plan.
 - b. All activities and works are in accordance with the policies of a non-endorsed conservation management plan.
 - c. All activities and works are carried out under the supervision of a suitably qualified and experienced heritage professional.

EXEMPTION 1.10: CAMPUS DOMAIN – GENERAL MAINTENANCE AND REPAIRS

Works and activities to allow general maintenance and repair under the condition that all activities and works are in accordance with the polices of the endorsed *Sydney University Grounds Conservation Management Plan* (May 2019):

- (i) Tree surgery or tree removal where considered necessary for the health of a tree, or the safety of the public or staff, provided a concurrent proposal for a replacement is implemented in accordance with the *University of Sydney Tree Management Plan*;
- (ii) Pruning of less than 30 per cent of the canopy of trees within a two (2) year period as recommended by a qualified arborist and approved by the University of Sydney heritage expert for the tree's health or public safety reasons;
- (iii) Routine horticultural maintenance, including lawn mowing, cultivation and pruning;
- (iv) Repair of damage caused by erosion and implementation of erosion control measures;
- (v) Maintenance, repair and resurfacing of existing roads, paths, fences and gates;
- (vi) Maintenance and repair of any pools and fountains, structures, monuments, statues and works of art, including temporary relocation for conservation or protection, with restoration to the original location within 18 months;
- (vii) Maintenance, repair and resurfacing of sports fields and other sports courts; and
- (viii) Maintenance and repair of retaining walls.

EXEMPTION 1.11: CAMPUS DOMAIN – WORKS AND ACTIVITIES TO FURNITURE AND FIXTURES

The installation, relocation, removal and maintenance of park furniture, barbeques, play equipment, light poles, bollards and fixtures where the University of Sydney heritage expert is satisfied that the proposal is consistent with the endorsed *Sydney University Grounds Conservation Management Plan* (May 2019) and will not materially affect the heritage

significance of the university as a whole or any buildings or area in which they are to be undertaken.

EXEMPTION 1.12: CAMPUS DOMAIN – WORKS AND ACTIVITIES TO STATUES, MONUMENTS, POOLS AND FOUNTAINS

Management of statues, monuments, pools and fountains, including minor maintenance and minor repair of any artwork, monument, pool, fountain or work within the campus where the University of Sydney heritage expert is satisfied that the works will not materially affect the heritage significance of the area in which they are to be undertaken.

EXEMPTION 1.13: CAMPUS DOMAIN - SERVICES AND UTILITIES

Works and activities to allow for the maintenance and repair of services and utilities:

- (i) Maintenance and repair of services and utilities, including communications, gas, electricity, water supply, waste removal, irrigation and drainage;
- (ii) Upgrade of services and utilities, including communications, gas, electricity, water supply, waste removal, irrigation and drainage, where the University of Sydney heritage expert is satisfied that the activity does not materially affect the heritage significance of the area in which it is located; and
- (iii) Installation, maintenance and removal of waste bins in accordance with the University's waste management policies.

EXEMPTION 1.14: CAMPUS DOMAIN – ROADS, PATHWAYS AND FENCES

Works and activities to allow the alteration of roads, pathways and fences:

- (i) Closure, removal, alteration or construction of roads and pathways in accordance with the endorsed *Sydney University Grounds Conservation Management Plan* (May 2019);
- (ii) Repair, alteration, removal and installation of fences to implement the University's policies; and
- (iii) Parking management measures to implement the University's parking policies.

EXEMPTION 1.15: SIGNAGE

Management of interpretative, informative and directional signage:

(i) Installation, alteration and removal of all interpretive, informative and directional signage in accordance with a Signage Manual approved under the *Heritage Act 1977*.

EXEMPTION 1.16: EVENTS

Works and activities allowing for the management of temporary events:

- (i) Temporary use of a section of the Camperdown campus, temporary road closures and the installation of temporary buildings, structures, fencing, facilities, crowd control barriers, stages, lighting, sound and public address equipment and signage for a total period not exceeding two (2) months, where the University of Sydney heritage expert is satisfied that the activity will not materially affect the heritage significance of the campus as a whole or the area in which it is to be undertaken; and
- (ii) Temporary installation of exhibitions, artworks, statutes and monuments for temporary exhibitions or events for a total period of less than three (3) months.

EXEMPTION 1.17: EXEMPT AND COMPLYING DEVELOPMENT

- (i) Any development, activities and work identified as exempt and complying development in the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008;
- (ii) For the purpose of clause 2.20(2)(e) of *State Environmental Planning Policy (Transport and Infrastructure) 2021*, the development, activities and work described in the site

- specific exemptions in 1.3 to 1.16 above are taken to involve no more than minimal impact on the heritage significance of the University of Sydney as assessed by a qualified heritage professional;
- (iii) For the purpose of clauses 3.16(3)(e) and 3.49 of *State Environmental Planning Policy* (*Transport and Infrastructure*) 2021, Chapter 3 Educational establishments and childcare facilities, the development, activities and work described in the site specific exemptions in 1.3 to 1.16 above are taken to involve no more than minimal impact on the heritage significance of the University of Sydney as assessed by a qualified heritage professional;
- (iv) For all buildings not graded as having exceptional or high significance in the attached plan: Any development, activities and works identified as complying development in the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008; and
- (v) For all buildings not graded as having exceptional or high significance in the attached plan: Any development, activities and works identified as complying development in clauses 2.22 and 3.50(1) of *State Environmental Planning Policy (Transport and Infrastructure)* 2021, Chapter 3 Educational establishments and childcare facilities.

2. VICTORIA PARK

The below site specific exemptions apply to the land designated as Victoria Park within the curtilage of *The University of Sydney, University Colleges and Victoria Park* State Heritage Register item.

EXEMPTION 2.1: EXISTING APPROVED DEVELOPMENT

All works and activities in accordance with a current and valid development consent in force at the date of gazettal for listing on the State Heritage Register, including any development application approved at the time of gazettal on the State Heritage Register.

EXEMPTION 2.2: WORKS AND ACTIVITIES TO ALLOW GENERAL MAINTENANCE AND REPAIR

- (i) Tree surgery where considered necessary for the health of a tree or the safety of the public or staff;
- (ii) Tree removal where considered necessary for the safety of the public or staff provided a concurrent proposal for a replacement species is submitted to and approved by the Council of the City of Sydney's Tree Management Officer;
- (iii) Pruning of less than 30 per cent of the canopy of trees within a two (2) year period as recommended by a qualified arborist and approved by the Council of the City of Sydney's Tree Management Officer for the tree's health or public safety reasons;
- (iv) Routine horticultural maintenance, including lawn mowing, cultivation and pruning;
- (v) Repair of damage caused by erosion and implementation of erosion control measures;
- (vi) Maintenance, repair and resurfacing of existing roads, paths, fences and gates;
- (vii) Maintenance and repair of any building, structure, monument or work including temporary relocation for conservation or protection; and
- (viii) Maintenance, repair and resurfacing of playground and other sports courts.

EXEMPTION 2.3: WORKS AND ACTIVITIES TO ALLOW FOR THE MAINTENCE OF SERVICES AND UTILITIES

(i) Maintenance and repair of services and public utilities including communications, gas, electricity, water supply, waste disposal, sewerage, irrigation and drainage;

- (ii) Upgrade of services and public utilities where the Council of the City of Sydney is satisfied that the activity will not materially affect the heritage significance of Victoria Park as a whole or the area in which they are to be undertaken;
- (iii) Maintenance and upgrade works to buildings undertaken to improve public safety or the suppression of fire which in the opinion of the Manager, Heritage and Urban Design do not impact on the heritage significance of the building or work;
- (iv) Installation, maintenance and removal of waste bins to implement the Council of the City of Sydney's waste management policies; and
- (v) Extension of irrigation system as necessary to areas currently without this infrastructure.

EXEMPTION 2.4: WORKS AND ACTIVITIES TO ALLOW FOR THE IMPLEMENTATION OF THE 2015 VICTORIA PARK IMPROVEMENTS PLAN

- (i) Removal of existing trees and planting of new trees where necessary to implement the 2015 Victoria Park Improvements Plan;
- (ii) Removal, construction or alteration of garden beds, hard landscaping and plantings to implement the 2015 Victoria Park Improvements Plan; and
- (iii) Closure, removal, alteration or construction of pathways and fences to implement the 2015 Victoria Park Implementation Plan.

EXEMPTION 2.5: WORKS AND ACTIVITIES TO ALLOW FOR THE MANAGEMENT OF LAWNS, PLAYGROUND, GARDEN BEDS, HARD LANDSCAPING AND LIVING COLLECTIONS

- (i) Removal, construction or alteration of garden beds, hard landscaping and plantings to implement the 2015 Victoria Park Improvements Plan where the Manager, Heritage and Urban Design is satisfied that the activity will not materially affect the heritage significance of Victoria Park as a whole or the area in which they are to be undertaken;
- (ii) Alteration of perimeter fencing to implement the 2015 Victoria Park Improvements Plan; and
- (iii) Routine horticultural curation, including development and management of displays.

EXEMPTION 2.6: MANAGEMENT OF INTERPRETIVE, INFORMATION AND DIRECTIONAL SIGNAGE

Installation, removal and alteration of interpretative, information and directional signage and labels in accordance with signage policies adopted by the Council of the City of Sydney.

EXEMPTION 2.7: MANAGEMENT OF ARTWORKS, STATUES, AND MONUMENTS

- (i) Installation, relocation and removal of artworks, statues and monuments to implement the 2015 Victoria Park Improvements Plan; and
- (ii) Minor maintenance and minor repair of any artwork, statue, monument, fountain or work within the park where the Manager, Heritage and Urban Design is satisfied that the works will not materially affect the heritage significance of the area in which they are to be undertaken.

EXEMPTION 2.8: MANAGEMENT OF LAKE NORTHAM

- Maintenance and upgrade works to improve public safety which in the opinion of the Manager, Heritage and Urban Design do not impact on the heritage significance of the lake or item;
- (ii) Maintenance and upgrade works to the fountain; and
- (iii) Maintenance, alterations and upgrade works to implement the 2015 Victoria Park Improvements Plan.

EXEMPTION 2.9: FURNITURE AND FIXTURES

Installation, relocation, removal and maintenance of park furniture, barbeques, play equipment, light poles, bollards and fixtures where the Manager, Heritage and Urban Design is satisfied that the proposal is consistent with the 2015 Victoria Park Improvements Plan.

EXEMPTION 2.10: WORKS AND ACTIVITIES TO ALLOW FOR THE MANAGEMENT OF TEMPORARY EVENTS

- (i) Temporary use of Victoria Park and the installation of temporary buildings, structures, fencing, facilities, crowd control barriers, stages, lighting, sound and public address equipment and signage for a period not exceeding three (3) months in total per annum where the Manager, Heritage and Urban Design, is satisfied that the activity will not materially affect the heritage significance of Victoria Park as a whole or the area in which they are to be undertaken; and
- (ii) Temporary installation of exhibitions, artworks, statues and monuments for temporary exhibitions or events for a period of less than six (6) months.

EXEMPTION 2.11: CAPITAL WORKS PROGRAM

Activities related to the Council of the City of Sydney's Capital Works Program where in accordance with the 2015 Victoria Park Improvements Plan and where the Manager, Heritage and Urban Design, is satisfied that the activity will not materially affect the heritage significance of Victoria Park as a whole or the area in which they are to be undertaken.

EXEMPTION 2.12: WORKS AND ACTIVITIES ALLOWING ALTERATIONS TO EXISTING RECENT DEVELOPMENT

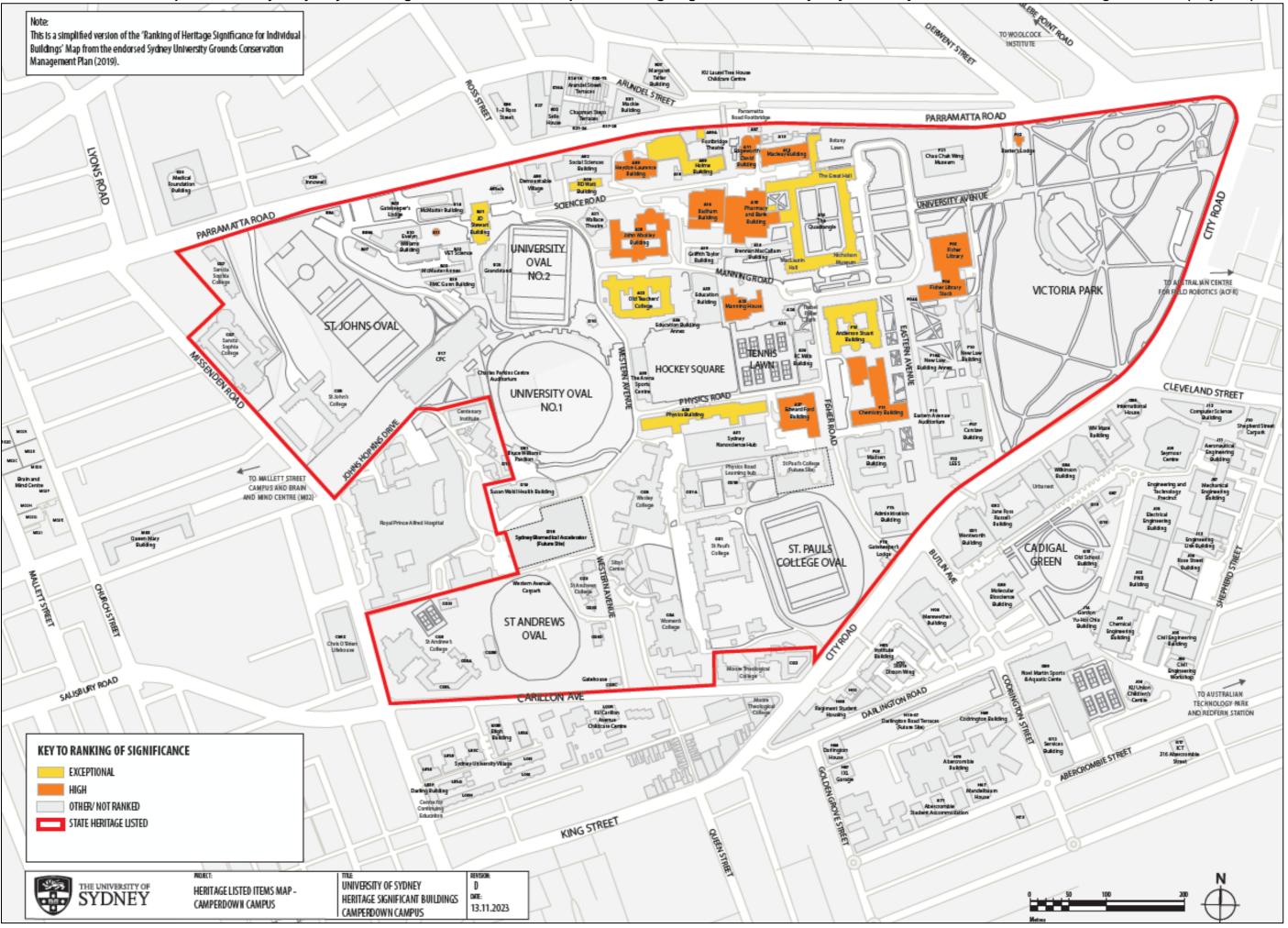
All works and activities for minor alterations and additions to current and valid development consents in force at the date of gazettal for listing on the State Heritage Register for Victoria Park where the Heritage Council of NSW or its delegate is satisfied that:

- (i) The proposed works are substantially the same as the development for which consent was originally granted, before any modifications to that consent, for the purpose of this exemption only:
- (ii) The proposed works will not incrementally or materially increase the impact of the original development consent on significant elements or characteristics of Victoria Park, such as, but not limited to, its setting, tree canopy, curtilage, subdivision and ownership patterns, remnant significant fabric, relics, landscape and natural features, current and historic access routes to significant elements, views to and from the item and its significant features and the capacity for interpretation of its significance; and
- (iii) The Heritage Council of NSW has been notified in writing of the proposed works under this exemption before works commence including details of the works and their location, the Manager, Heritage and Urban Design has provided written confirmation that the works and their location will not materially affect the significance of the item, and the Heritage Council of NSW or its delegate has provided written confirmation that the works are exempt.

EXEMPTION 2.13: WORKS AND ACTIVITIES

Works and activities related to the repair and maintenance of the Victoria Park Pool.

Attached plan: University of Sydney – Buildings identified to be of exceptional and high significance in the Sydney University Grounds Conservation Management Plan (May 2019)



22 December 2023