

Consultation information pack: Barn Hill Wind Farm and Battery Project

Applicant	Barn Hill Wind Farm Pty Ltd.
Application type	Application for authorisations under sections 21, 23 and 29(1)(b) of the <i>Aboriginal Heritage Act 1988</i> (SA)(Act) and Ministerial approval for a management methodology under section 20A of the Act
Application area	An area of land comprising 4,509 hectares of freehold land in the Barunga Range in the Mid North region, between Redhill and Mundoorra, approximately 45 km south of Port Pirie. The Kaurna, Narungga and Nukunu peoples are all recognised as having interests in various parts of the Application Area.
Proposed activities	Ground disturbing works to support the development of the proposed Barn Hill Wind Farm and Battery Project.
Heritage impacts	Known Aboriginal heritage within the Application Area will be avoided, however authorisation is sought to impact Aboriginal heritage that may be discovered outside of these avoidance areas.

Community consultation meeting:
From 11.00am on Saturday 25 July 2026
Mawson Lakes Hotel and Function Centre



Figure 1: Visualisation of the proposed Barn Hill Wind Farm and Battery Energy Storage facility.



Acknowledgement:

The Attorney-General's Department acknowledges and respects Aboriginal peoples as the state's First Peoples and nations and recognises Aboriginal peoples as Traditional Owners and occupants of lands and waters in South Australia.

Cultural warning:

This Consultation Information Pack, and associated material, may contain discussion of cultural heritage sites and traditions that may have sensitivities for some Aboriginal people.

*The information contained in this document about the Barn Hill Wind Farm and Battery Project is based on information provided by Barn Hill Wind Farm Pty Ltd, a subsidiary of AGL Energy Limited. All images and maps were provided by the applicant unless otherwise indicated.

Executive summary

This consultation information pack (CIP) has been prepared by Attorney-General's Department – Aboriginal Affairs and Reconciliation (AAR). It is intended for Aboriginal people and groups with an interest in country in the Barunga Range in the Mid North region of South Australia, where Barn Hill Wind Farm Pty Ltd (BHWFP) proposes to establish a wind farm.

BHWFP, a subsidiary of AGL Energy Limited, is proposing to establish an up to 50-turbine wind farm and battery energy storage system (BESS) at Barn Hill in the Barunga Range in the state's Mid North, adjacent to several existing wind farms (Figure 1). The proposed wind farm is expected to generate up to 360MW, enough to power up to 160,000 homes, and aligns with the State Government target to achieve 100% renewable energy generation by 2027.

BHWFP is seeking authorisations from the Minister of Aboriginal Affairs (Minister) under sections 21, 23, and 29(1)(b) of the Act to impact Aboriginal heritage during Project delivery over an area of land comprising 4,509 hectares (the Application Area), situated at Barn Hill in the Barunga Range in the Mid North of South Australia.

In addition, BHWFP also seeks Ministerial approval of a management methodology under section 20A of the Act¹.

In 2009, BHWFP and others were granted authorisations under section 23 of the *Aboriginal Heritage Act 1988* (SA) (Act) to impact eight Aboriginal heritage sites, subject to conditions (2009 Authorisation). The 2009 Authorisation related to a previous iteration of the Project which did not commence and as such, the 2009 Authorisation was never relied upon. BHWFP has advised that it does not seek to rely on the 2009 Authorisation for the Project and will avoid impacts to the eight Aboriginal sites and other currently known Aboriginal heritage, achieved through Project redesign. It is intended that the current applied-for authorisations, if granted, will supersede the 2009 Authorisation.

There are fourteen known Aboriginal heritage sites and objects (including the eight sites in the 2009 Authorisation) within the Application Area identified during surveys with Traditional Owner groups. All fourteen sites will be avoided during Project works. While the heritage known to exist in the Barn Hill Wind Farm and Battery Project Area will be avoided, it is possible that additional heritage will be identified during Project works that may be subject to impact. As such, authorisation to impact newly discovered Aboriginal heritage is sought by BHWFP, as well as approval of a management methodology for such sites. BHWFP additionally seek authorisation

¹ *Barn Hill Wind Farm and Battery Project Proposed Cultural Heritage Management Methodology*, attached at Appendix C.

under section 29(1)(b) to remove Aboriginal heritage from the state for analysis, if requested by relevant Traditional Owner groups.

The Narungga, Kurna and Nukunu people are all recognised as having interests within various parts of the Application Area and have been engaged, through the relevant native title representative bodies, in surveys and in the development of heritage management plans for the Project.

In accordance with section 13 of the Act, AAR is consulting on the application on the Minister's behalf. **This consultation information pack and associated consultation process provides an opportunity for Aboriginal people to provide their views on the application and propose conditions on any authorisation.** Your views will inform the Minister's decision whether to grant the authorisations sought by BHWFPL and, if so, under what conditions.

To assist the Minister decide the application, please review this CIP and consider the following questions:

- **What are your views on this request for authorisation?**
- **If the authorisation were granted, would you seek that the authorisation be conditioned in any way? Please provide example conditions.**
- **What are your views on the project proceeding as proposed, including:**
 - **the impacts to Aboriginal heritage that are proposed?**
 - **the proposed protection and management of Aboriginal heritage?**
- **Do you have any other views you wish to share with the Minister before the application is decided?**

A consultation meeting will be facilitated by AAR on **Saturday 25 July 2025 at 11 am at Mawson Lakes Hotel & Function Centre, at 10 Main Street, Mawson Lakes SA 5095**. The meeting will provide an opportunity for interested Aboriginal people and groups to find out more and make submissions on the application to the Minister. For further details about how to make a submission on the application, see section 7. BHWFPL representatives will attend the consultation meeting to answer questions from the community about the Project and proposed heritage management.

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Appendix B	Barn Hill Wind Farm and Battery Project Proposed Cultural Heritage Management Methodology
Appendix C	Section 20A of the <i>Aboriginal Heritage Act 1988</i> (SA)

Abbreviations

CIP	Consultation information pack
AAR	Aboriginal Affairs and Reconciliation Division within the Attorney General's Department
the Act	Aboriginal Heritage Act 1988 (SA)
NNAC	Narungga Nation Aboriginal Corporation
KYAC	Kaurna Yerta Aboriginal Corporation
NWTAC	Nukunu Wapma Thura Aboriginal Corporation
BESS	Battery energy storage system
AGL	AGL Energy Limited
BHWFPL	Barn Hill Wind Farm Pty Ltd
BHWFB Project	Barn Hill Wind Farm and Battery Project
BHWFB Project Area	Barn Hill Wind Farm and Battery Project Area

1. Aboriginal Heritage Act 1988 (SA) – application details

The Minister for Aboriginal Affairs (the Minister), who is responsible for administering the *Aboriginal Heritage Act 1988* (SA) (the Act), has received an application for authorisations under sections 21, 23, and 29(1)(b) of the Act from Barn Hill Wind Farm Pty Ltd (BHWFPPL). In addition, BHWFPPL seeks Ministerial approval of its *Barn Hill Wind Farm and Battery Project Proposed Cultural Heritage Management Methodology* (management methodology) under section 20A of the Act (see Appendix B).

BHWFPPL has advised that its management methodology has been developed in collaboration with Traditional Owners.

Regarding the authorisations sought:

Section 21 makes it an offence to excavate land for the purposes of uncovering Aboriginal sites, objects and remains (together, heritage) without the Minister's authorisation.

Section 23 makes it an offence to damage, disturb or interfere with Aboriginal heritage without the Minister's authorisation.

Section 29(1)(b) makes it an offence to remove an Aboriginal object from the state.

For section 20A, where an authorisation has been granted under the Act after 1 January 2025, **Section 20A(1)** requires parties acting under a Ministerial authorisation to:

- Report discoveries of sites and ancestral remains to the Minister as soon as is reasonably practicable after the discovery
- Report discoveries of objects to the Minister in accordance with the authorisation
- Immediately stop works upon discovery of a site, or becoming aware of new information about a site within at least 3 m of the site
- Immediately stop works upon discovery of ancestral remains or becoming aware of new information about ancestral remains within at least 5 m of the remains

Section 20A(7) allows the Minister to approve a management methodology that plans for heritage discoveries.

Applicants who can demonstrate they have consulted with Traditional Owners and other Aboriginal parties in the development of the management methodology can seek approval from the Minister. The management methodology may be approved if it meets the criteria in section 20A(7).

If approved, the management methodology will displace the specific requirements of section 20A where the methodology provides for, at minimum, consultation with Traditional Owners and other interested Aboriginal persons or Aboriginal organisations in relation to sites,

objects or remains discovered in the course of undertaking authorised activities, and gives the Minister a reasonable opportunity to act in respect of discovered sites or remains, or where new information relating to a site or remains becomes available.

If a management methodology is approved the Act requires a condition to be imposed on the authorisation that it must be complied with.

As part of the application process, under section 13 of the Act, Aboriginal Affairs and Reconciliation (AAR) is conducting consultation on the application on the Minister's behalf with interested Aboriginal parties. This consultation information pack (CIP) sets out the details of the Barn Hill Wind Farm and Battery Project (Project) that is the subject of the application.

Under section 14 of the Act, the Minister may grant authorisations subject to conditions that the Minister considers appropriate.

Note: Impacts to known Aboriginal heritage in the Barn Hill Wind Farm and Battery Application Area are not proposed, with all known heritage sites and objects to be avoided during Project works. BHWFPL seeks authorisations to impact any new heritage that may be discovered during Project works, where avoidance is impracticable and having regard to the processes set out in a management methodology for which approval is sought under section 20A.

2. Project details

2.1 The Applicant

The Applicant is Barn Hill Wind Farm Pty Ltd (BHWFPL), a wholly owned subsidiary of AGL Energy Limited (AGL).

2.2 Application (Project) Area

The Application Area comprises 4,509 hectares of freehold land in the Barunga Range in the Mid North region of South Australia (Figure 2). Most of the Application Area is a 250m wide 'Wind Farm Site Corridor' within which the wind turbines and maintenance access tracks will be located. A 'Transmission Line Corridor', switchyard and battery energy storage system (BESS) take up the remaining space (Figure 3).

The Application Area is located 45km south of Port Pirie between the towns of Redhill and Mundoorra. The site abuts the boundaries of the established Clements Gap and Snowtown wind farms.

The Application Area is wholly situated on freehold land, being primarily agricultural land used for grazing and cropping. The Kurna, Narungga and Nukunu peoples are all recognised as having interests in various parts of the Application Area.

As indicated on Figure 4, most of the Application Area (the whole of the Transmission Line Corridor) falls within the Narungga Nation native title determination boundary (Tribunal No SCD2023/002). In the east of the Application Area, some of the proposed transmission line corridor and most of the switchyard and battery energy storage system are situated within the original Kurna native title application area (Tribunal No SCD2018/001), such that Kurna have been consulted and acknowledged by the Applicant to have interests in this area. A small portion of the switchyard and battery energy storage system area sits within the Nukunu native title determination area (Tribunal No SCD2019/001).

BHWFPL recognises that Narungga, Kurna, and Nukunu have shared interests in the Application Area and has consulted with all three groups about the Project via their respective Native Title bodies: Narungga Nation Aboriginal Corporation (NNAC); Kurna Yerta Aboriginal Corporation (KYAC); and Nukunu Wapma Thura Aboriginal Corporation (NWTAC) (see section 3.5).

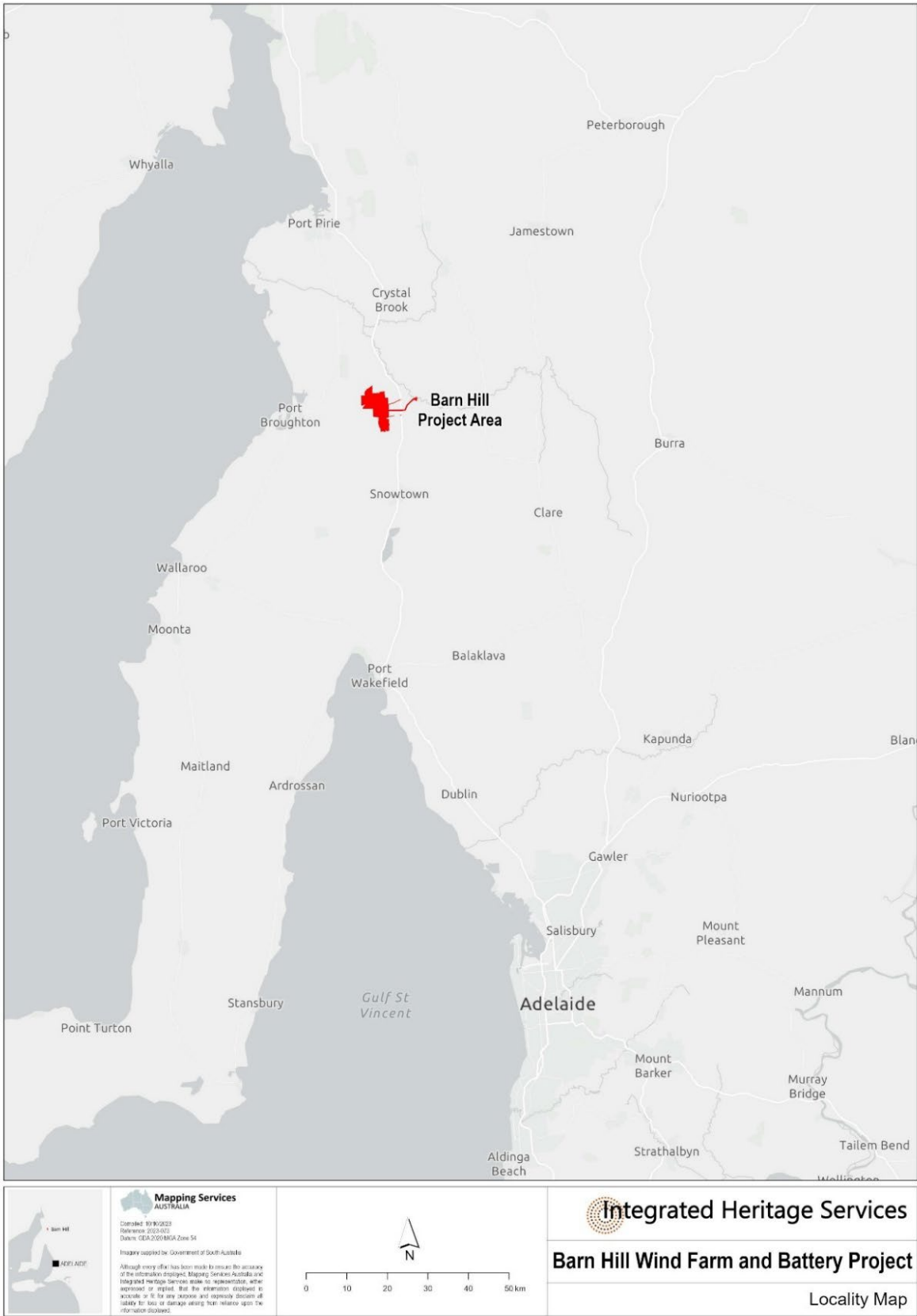


Figure 2: The proposed location of the Barn Hill Wind Farm and Battery Project in South Australia’s Mid North region.

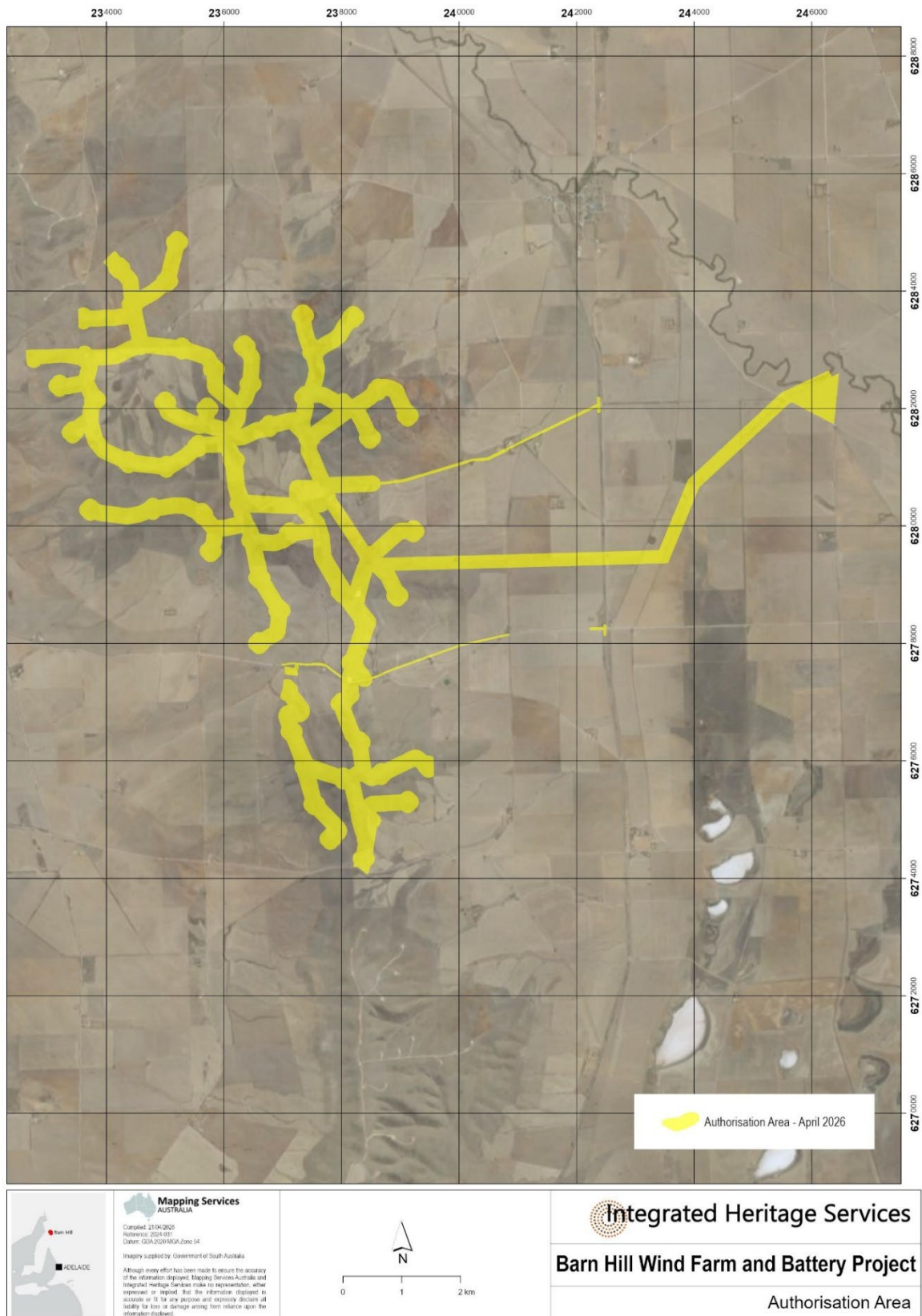


Figure 3: The Application (Authorisation) Area within which Barn Hill Wind Farm Pty Ltd are seeking authorisation under the Act to impact Aboriginal heritage. The Wind Farm Site Corridor is at centre left (squiggly lines); the Transmission Line Corridor is centre/centre right (straight lines); and the switchyard and battery energy storage system is the triangle on the far right.

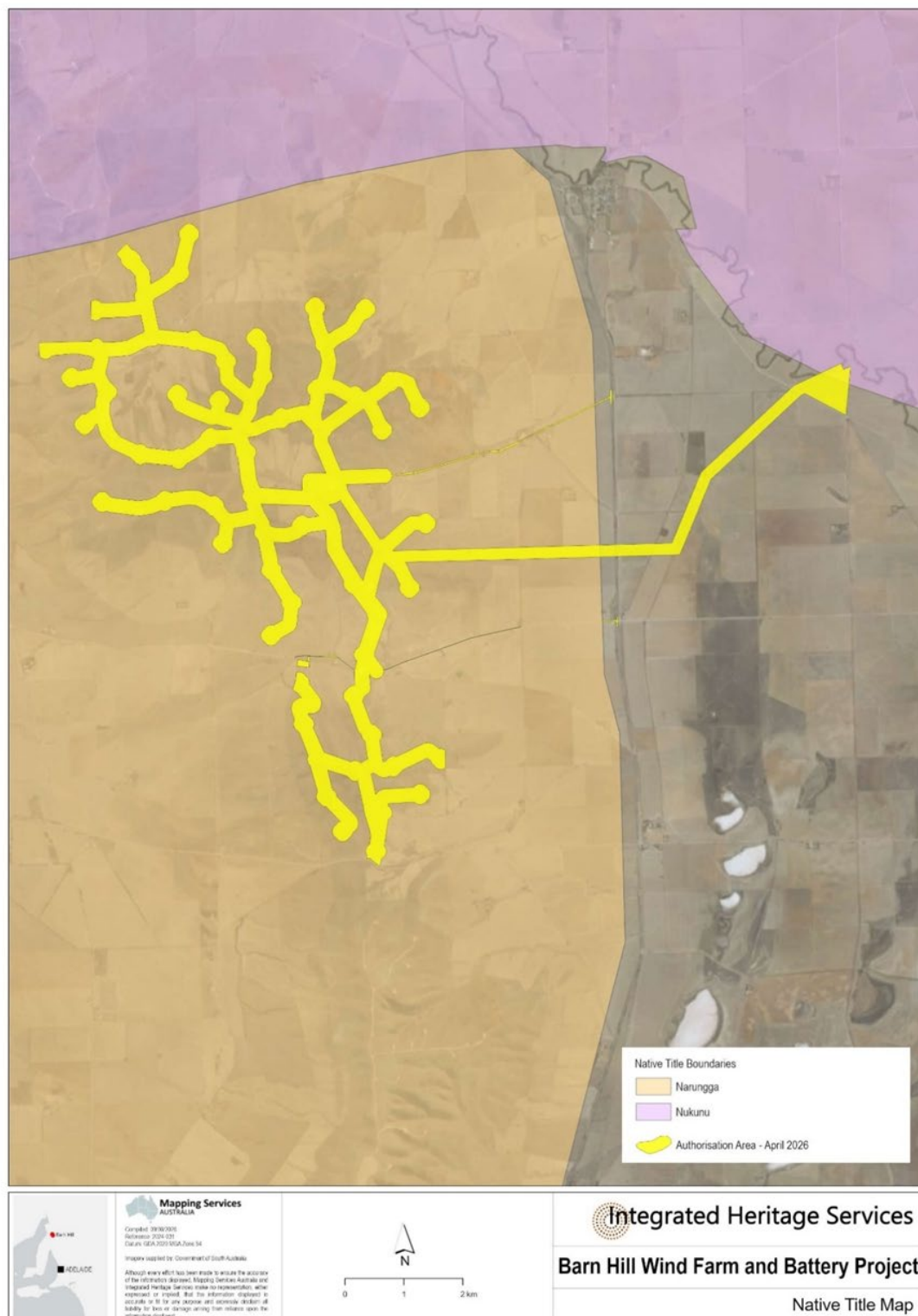


Figure 4: The Barn Hill Wind Farm and Battery Project Application (Authorisation) Area with native title boundaries indicated. The Application Area, which is mostly comprised of the Wind Farm Site Corridor (centre left), is largely within the Narungga native title determination area (tan). Part of the transmission line and most of the switchyard and battery energy storage system (centre right) are in an historical Kaurana native title claim area (brown). A small part of the battery energy storage system (triangle, far right) extends into the Nukunu native title area (purple).

2.3 Project background

A previous iteration of the Project was first proposed in 2009. On 30 August 2009, authorisation was granted under section 23 of the Act to Transfield Services Pty Limited (the former contractor proposed for the Project), AGL Energy Limited (AGL) and others, to impact eight Aboriginal sites in the proposed development area, subject to conditions (2009 Authorisation) (see section 3). The previous iteration of the Project, with the 2009 Authorisation, did not proceed.

The Project recommenced in 2024 with updated Project specifications including fewer, larger wind turbines and the BESS added. At this time, BHWFPL, a subsidiary of AGL, replaced Transfield Services as the company approved to construct and operate the Project.

The Project has been granted development approval by the Minister for Planning under section 131 of the *Planning, Development and Infrastructure Act 2016* (SA) (Crown Development Approval) and leases have been entered into with the relevant landowners to develop the wind farm in the Project Area. In addition, the Project has been subject to an Operational Noise Impact Assessment; Landscape Character and Visual Impact Assessment; Shadow Flicker Assessment, and Native Vegetation Assessment and was cleared in all cases². The Project was determined by the Federal Department of Climate Change Energy Environment and Water to be 'not a controlled action' under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) and was not deemed to require a Federal Environmental Impact Assessment³.

BHWFPL has confirmed that it will not rely on the 2009 Authorisation and has undertaken to avoid known Aboriginal heritage sites through redesign of the Project.

BHWFPL is seeking authorisations under sections 21, 23, and 29(1)(b) of the Act to authorise impacts to Aboriginal heritage, to remove Aboriginal heritage from the state for analysis if this is requested by the relevant native title body and seeks approval for a management methodology under section 20A of the Act to be implemented in the event of a new find. If granted, the authorisations and management methodology (if approved) will supersede the 2009 Authorisation.

² See AGL, Barn Hill Wind Farm and Battery Project fact sheet, August 2024: https://www.agl.com.au/content/dam/digital/agl/documents/about-agl/how-we-source-energy/barn-hill/240424-barn-hill-wind-farm-and-battery-project-factsheetapril.pdf?srsId=AfmBOope6Wt3CNgJAqnt0_u8Ax2D1HmtHIFjlb1OuEaEcGdt2cEzPY.

³ See EPBC Act Public Portal: <https://epbcpublicportal.environment.gov.au/all-referrals/project-referral-summary/?id=e7943c7e-4c67-e511-b4b8-005056ba00ab>.

2.3.a Project proposed specifications

The Project is expected to generate up to 360MW output, enough to supply power to 160,000 homes at peak output. In addition to the turbines, the up to 270MW BESS will be constructed in the east of the Project Area. The BESS will be capable of storing four hours of power supply, which can be released during high demand (peak) periods and used to help manage power balances across South Australia's power network.

The proposed Project, when completed, would have up to 50 wind turbines spread across the 4,509-hectare Application Area. Each wind turbine will be located somewhere within the Wind Farm Site Corridor and will have a maximum height of up to 250m. The corridor will also contain tracks to access and maintain the turbines.

A transmission line, constructed within a 200m 'Transmission Line Corridor', will run for approximately eight kilometres from the wind farm to a switchyard and the BESS facility, and will include both underground and overhead transmission cables. From the BESS and switchyard, power will be supplied to the South Australian energy network.

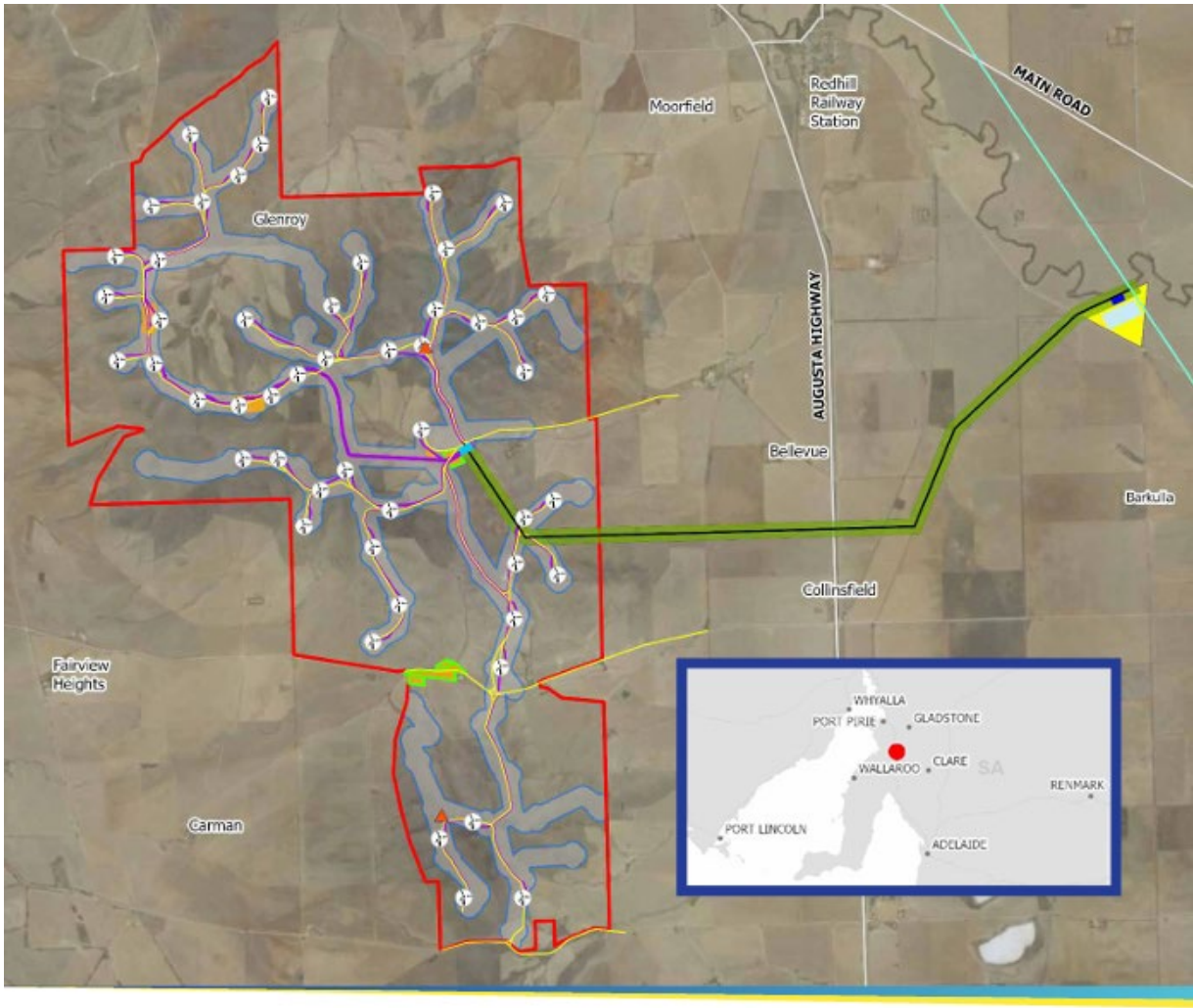
Additional infrastructure associated with the BHWFB will include:

- operations and maintenance facilities
- wind monitoring towers
- site access improvements
- local road improvements and internal track construction
- drainage and stormwater management infrastructure
- security fencing, lighting and closed-circuit television
- temporary construction compounds and facilities.

The land within the Application Area that will not be disturbed during Project works, and land immediately adjacent to the Application Area, is expected to continue to be used for agricultural purposes.

A map of the proposed Project infrastructure is provided in Figure 5.

Figure 6 shows visualisations of the proposed Project when complete.



Legend

- | | | |
|-------------------------|---------------------------------------|-----------------------------------|
| Wind Turbine Generator | Bungama Transmission Line | BESS and Switchyard |
| Monitoring Towers | BESS | Construction Compound |
| Road | Switchyard | Concrete Batching Plants |
| Access Road | Substation | Wind Farm Boundary |
| Electrical Reticulation | Operations and Maintenance Facilities | Wind Farm Site Corridor (250m) |
| Transmission Line | | Transmission Line Corridor (200m) |

Figure 5: The primary Barn Hill Wind Farm and Battery Project components.



Figure 6: An AGL visualisation of the proposed BHWFB Project. The top image provides an aerial view of up to 50 turbines constructed on and adjacent to Barn Hill in the Barunga Range. The bottom image shows the proposed battery energy storage system (front), switchyard (right) and wind turbines (background).

2.4 Project timeline

Subject to authorisations, a final investment decision by AGL is anticipated in the second half of 2026. Should the project commence, construction is expected to begin in early 2027, with the first power generated in late 2029. Asset life is anticipated to be 35 years.

2.5 Scope of authorisations sought

BHWFPL requests that authorisations under the Act, if granted by the Minister, will extend to:

- Barn Hill Wind Farm Pty Ltd
- BHWFPL's agents, staff, contractors, and sub-contractors
- current or future owners, lessees or occupiers of land, reserves and other facilities in the Application (noting, for example, that the wind turbine and BESS elements of the Project may be delivered and operated as separate projects by separate entities, who will each seek to rely on the authorisations sought under this application)
- any entities and their employees, agents, students and volunteers engaged to undertake research activities
- employees, agents, contractors, and subcontractors of Crown instrumentalities and statutory authorities, and any administrative units associated with them
- in each case where those people or bodies are reasonably undertaking works in connection with the Project and/or the land more generally.

Any authorisation will apply to:

- initial construction
- future repairs and maintenance
- all works required to construct, operate, maintain, and decommission the Project.

3 Aboriginal heritage in the Application Area

Information about Aboriginal heritage was sought and recorded during initial Project development and associated section 23 application, as well as in the most recent iteration of the Project. While the 2009 Authorisation will not be relied upon by BHWFPL in relation to the current Project proposal, cultural heritage surveys carried out in relation to the earlier and existing iterations of the Project resulted in the recording of several heritage sites in AAR's central archives and provide insight into the cultural heritage values of the current Application Area.

3.1 The central archives

The central archives, which are maintained by AAR on behalf of the Minister, contain a record of Aboriginal heritage within, or in close proximity to, the Application Area⁴. A summary of these sites is provided in Table 1.

Table 1: Heritage sites recorded in, or near, the Application Area, in the central archive. Red sites were included in the 2009 Authorisation and occur within the Application Area. Blue sites occur just outside the Application Area. Green sites are inside the Application Area but were not included in the 2009 Authorisation. All sites will be avoided as a condition of the current application for authorisation, through Project redesign.

Site number	Name	Description
6530- 7471	Barn Hill Artefact Site	Archaeological site
6530 -7531	Barn Hill Artefact Site	Archaeological site
6530- 7532	Barn Hill Artefact Site	Archaeological site
6530- 7533	Barn Hill Artefact Site	Archaeological site
6530- 7534	Barn Hill Artefact Site	Archaeological site
6530- 7535	Barn Hill Artefact Site	Archaeological site
6530- 7536	Barn Hill Artefact Site	Archaeological site
6530- 7537	Barn Hill Artefact Site	Archaeological site

⁴ The central archives maintained by AAR contain information about Aboriginal heritage in South Australia. While information about Aboriginal heritage can be extremely sensitive, and there are legislative and cultural restrictions related to whether and how this information is shared, project proponents may request a search of the central archives to identify whether any known Aboriginal heritage sites exist in a project area. Any further information about sites may require the engagement and permission of Traditional Owners to share. The central archives are not an exhaustive record of all Aboriginal heritage in South Australia. A requested search is only one part of managing Aboriginal heritage for proposed ground disturbing projects in South Australia. For more information see: <https://www.agd.sa.gov.au/aboriginal-affairs-and-reconciliation/aboriginal-heritage/aboriginal-heritage-registers-and-the-central-archive>.

Site number	Name	Description
Site 6530-4084 (which will incorporate another record known as 'Site ID 557')	Broughton River Artefact Site	Archaeological site
Site ID 558 (IA1)	Isolated Artefact 1 (IA1)	A single coarse-grained chert flake
Site ID 559 (IA2)	Isolated Artefact 2 (IA2)	A single quartz flake
Site ID 711	N/A	A waypoint for a discrete, low-density scatter of five stone tools
Site ID 712	N/A	A waypoint relating to a single artefact

Site 7471 and Sites 7531 to 7537 inclusive, are the eight sites that were the subject of the 2009 Authorisation.

A map of the eight sites subject to the 2009 Authorisation, plus site 6530-4084 now contained in the current Application Area, is provided in Figure 7, with isolated objects excluded. A map of all sites and isolated objects recorded in the central archive, plus another site identified in 2025 (ID 557), is provided on Figure 8⁵.

Regarding the additional site ID 557, this site was identified in a 2025 survey report and occurs adjacent to the already registered Broughton River Artefact Site (6530-4084). Site ID 557 will be incorporated into site 6530-4084 in the central archive.

BHWFPL has committed to avoiding all known heritage listed above and indicated on Figure 7 and 8.

In addition to the Aboriginal heritage recorded in AAR's central archives, an area first identified in a 2009 survey undertaken by Australian Cultural Heritage Management Pty Ltd (ACHM), referred to as 'the Men's Area' could also be considered an Aboriginal site for its significance according to Aboriginal tradition and anthropology, but is not registered in the central archive.

BHWFPL has committed to avoiding the Men's Area entirely, through its project redesign.

⁵ Note: the exact location of Site ID 558: Isolated Artefact 1 (IA1) is approximate only on all maps. The site appears to fall just outside the Application Area.

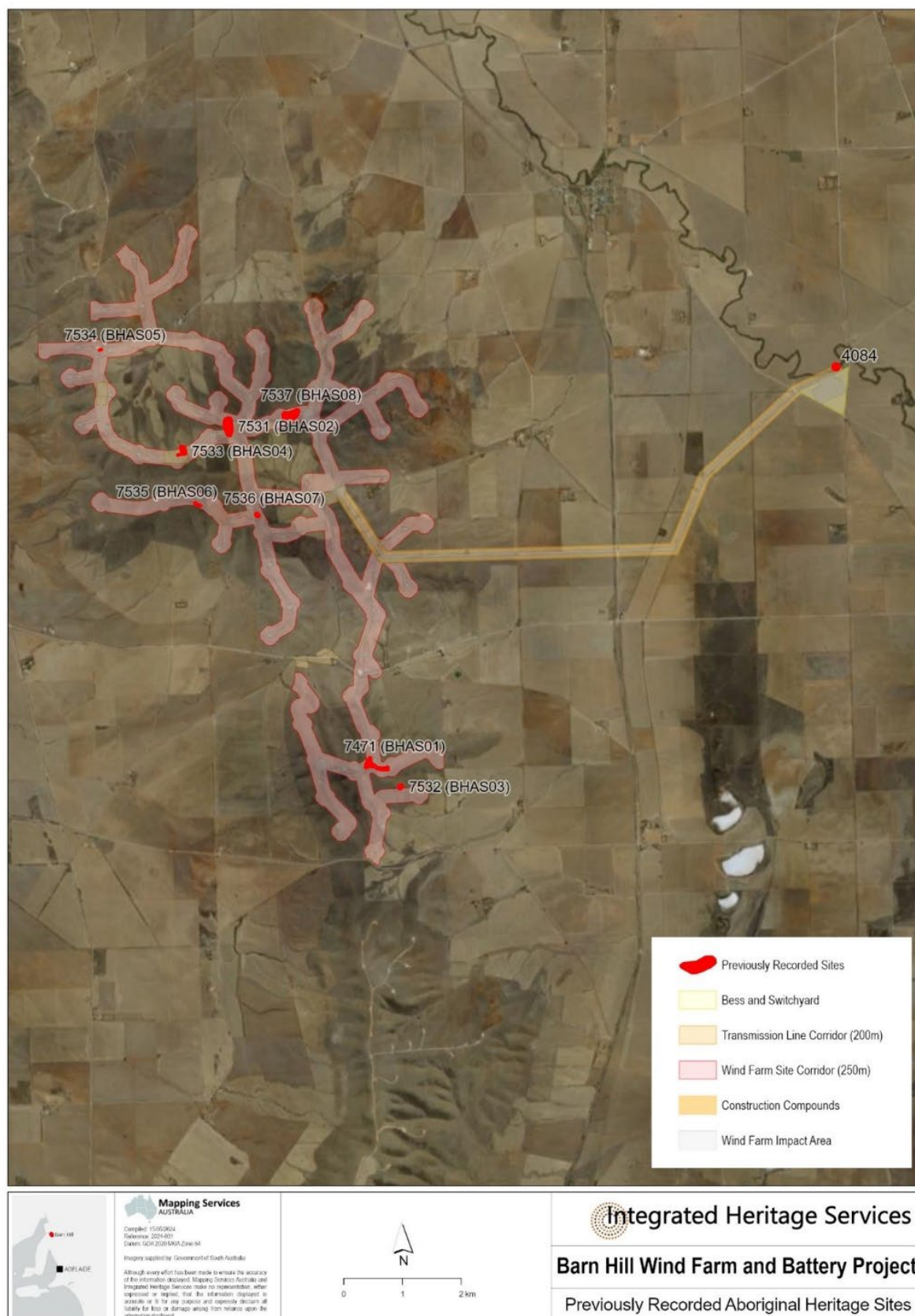


Figure 7: Aboriginal heritage sites in or near the Application Area recorded in AAR's central archive and included in the 2009 Authorisation. Site ID 557 (to be incorporated into site 4084), plus sites 558, 559, 711, 712 (isolated objects) not shown, see Figure 8.

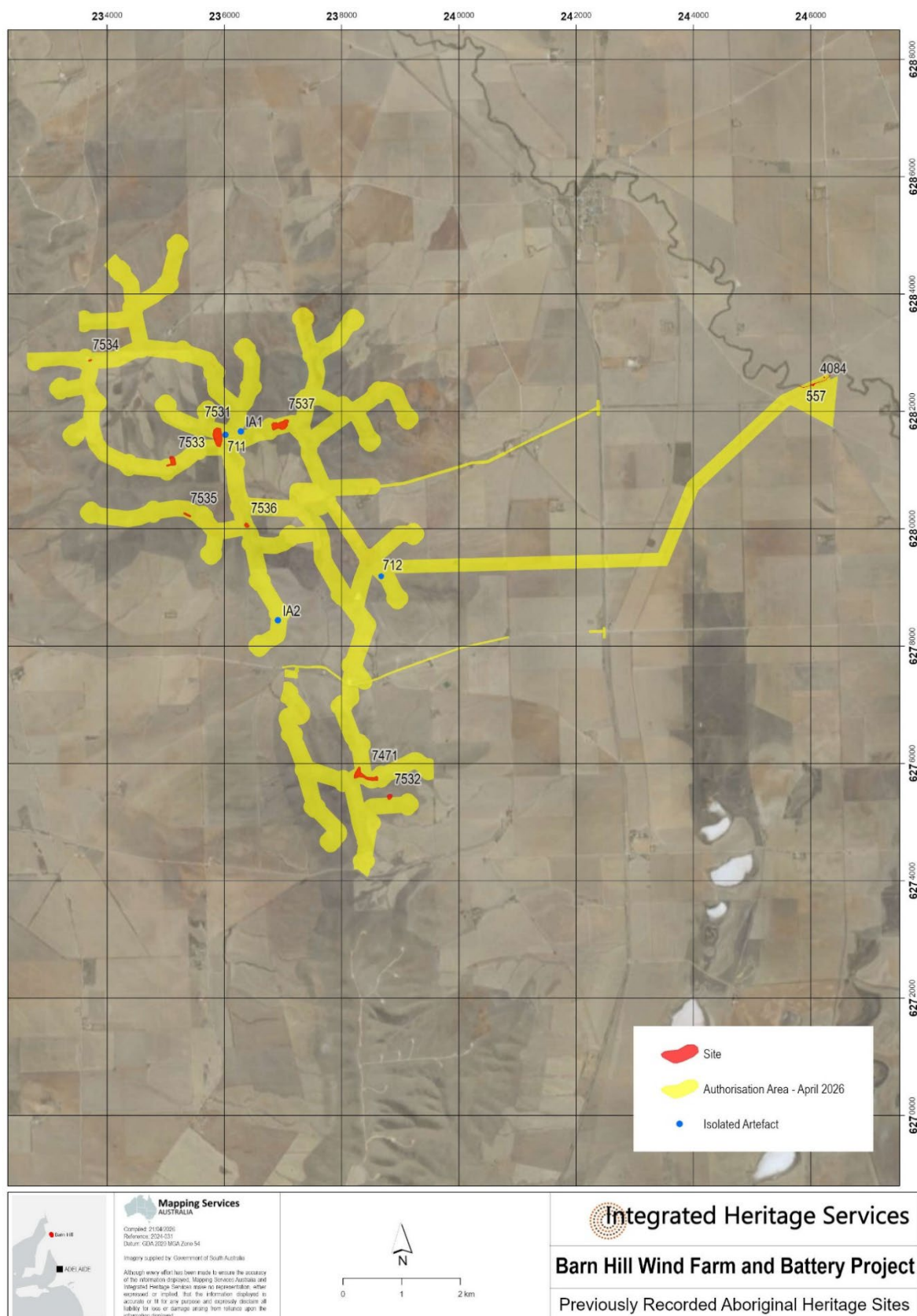


Figure 8: All 14 known heritage sites or isolated objects identified in or near the Application (Authorisation) Area. The red areas are heritage sites, and the blue points are isolated objects.

3.2 Heritage surveys and reports

The Application Area has been subject to multiple heritage surveys and reports associated with previous iterations of the proposed Project between 2004 and 2025. A summary of the surveys and reports is provided in Table 2. Included in the table is an indication of whether cultural heritage recommendations (CHR) were made in connection with the survey. As noted, the survey efforts carried out over the life of the Project resulted in the registration of the sites in the central archives described above (3.1).

If a Traditional Owner would like access to copies of any survey report(s), please contact the appropriate native title representative body.⁶

Table 2: Heritage survey and reports associated with the Barn Hill Wind Farm and Battery Project. CHR indicates whether heritage management recommendations are contained in the document.

Year	Provider	Summary	CHR
2004	TimeMap (K Walshe J Bonell)	Desktop study, not provided as part of the s23 app.	N
2005	TimeMap	Field survey with TOs. Description of a single site.	N
2005-2009	ACHM	Desktop and field surveys with TOs. Located two existing sites; locate and register 7 new sites.	Y (2009)
2010, 2011	Walshe	Revisited known sites with TOs and surveyed additional areas.	Y
2017	EBS Heritage	Desktop survey to identify gaps in previous heritage surveys and field survey without TOs.	Y
2025	Integrated Heritage Services	Revisited known sites, re-surveyed Application Area plus additional areas with TOs. One new site and two isolated objects identified and reported to AAR for inclusion in the Central Archives.	Y

⁶ If you require assistance in accessing the reports, please contact AAR.

3.3 Heritage types

All sites associated with the Barn Hill Wind Farm and Battery Project identified in the cultural heritage surveys are archaeological sites (see Figures 9-11). A single ethnographic area of importance – *the 'Men's Area'* – is discussed in the survey reports but is not yet recorded in the central archive although it has been reported to AAR.

The Project has been designed so the Men's Area, and all known archaeological sites, fall outside the disturbance zone of ground disturbing works and will not be impacted during Project delivery.

All the heritage sites identified in the Application Area are situated in a highly disturbed and modified environment, with the land having been cleared and used repeatedly for agricultural purposes for more than 150 years. However, given the lack of archaeological data for the Mid North, such sites are important not only for their cultural value to Aboriginal people and groups but also the value they provide for the scientific study of the past of this part of South Australia.



Figure 9: Site 6530-7531. This archaeological site contains a low-density assemblage of around 100-150 artefacts of <5cm each, showing repeated reworking over time. Like most heritage sites in the Application Area, this site has been impacted by agricultural activities over a prolonged period but still contains valuable information about Aboriginal occupation of the Mid North.



Figure 10: Site 6530-7537 is an archaeological site containing a low-density artefact scatter (~100 flakes or flake pieces). Inset show the typical kinds of flakes found at the site and in the Application Area more broadly.



Figure 11: Stone tools identified in the Broughton River Archaeological Site 6530-4084. The tools found at this location show more complexity than others in the Application Area, due to the site's proximity to the Broughton River as a focal point for subsistence and other activities over time.

3.4 Engagement with Traditional Owners

Engagement with Traditional Owners has been extensive over the ~20 years the Project has been in its development phase. Most of the heritage surveys involved in field participation of representatives from the relevant Traditional Owner groups. In addition, a variety of workshops and meetings were facilitated by AGL and BHWFPL involving NNAC, NWTAC, and KYAC representatives to discuss heritage surveys, cultural heritage management, and Project design.

In the most recent period of Project development, between October 2023 and June 2025, AGL and BHWFPL held at least 15 in-person engagements with Traditional Owners in the form of field surveys and community meetings, involving all three interested Aboriginal groups both individually and together. In addition to AGL-facilitated meetings, AAR previously undertook a consultation process for the section 23 application submitted in 2009.

In the 2009 iteration of the Project, consultation led to agreements between AGL and Narungga and Nukunu representative groups (Adjahdura Narungga Heritage Group Pty / Adjahdura Agreement; and the Nukunu Peoples Council / Nukunu Agreement). However, these agreements were entered into with Aboriginal representative bodies existing prior to native title and are no longer current. Any agreement-making for the Project now sits with the relevant native title bodies (NNAC, NWTAC, KYAC).

One significant outcome of the two-decade consultation process has been the development of a comprehensive plan for cultural heritage management during project delivery, including the management methodology for which BHWFPL are seeking approval under section 20A of the Act.

A summary of impacts to heritage and heritage management strategies, including a review of the management methodology, is presented below (sections 4 and 5).

3.5 Summary of heritage in the Application Area

There are 14 previously identified Aboriginal heritage sites (10) or isolated objects (4) in (13), or near to (1), the Application Area, being those sites described in Table 1. BHWFPL have committed to avoid impact to all previously identified sites during Project works.

4. Impacts to heritage during Project delivery

4.1 Previous Project proposed impacts

In 2009, Transfield Services Pty Limited (the former contractor proposed for the Project) was granted authorisation under section 23 of the Act to impact eight Aboriginal heritage sites: Site 7471 and Sites 7531 to 7537 inclusive (see Table 1).

The proposed impacts were expected to cause significant damage, disturbance, and interference to all eight sites.

Ultimately, the Project did not proceed in 2009, and the eight sites were not impacted. Although the 2009 Authorisation remains valid in principle, BHWFPL does not seek to rely on it.

4.2 Current Project proposed impacts

BHWFPL has committed to avoiding impacts to all known heritage in the Application Area including all sites and isolated objects in Table 1/Figure 8, and the Men's Area.

The application submitted by BHWFPL does not seek authorisation to impact any known heritage sites. Rather, BHWFPL seeks authorisation to impact any new heritage that may be identified in the Application Area during Project works and cannot be avoided having regard to the processes set out in the management methodology. It seeks Ministerial approval of its management methodology to manage any new sites, or new information about existing sites, that is discovered during Project works. As such, the proposed management of heritage during the Project falls into two categories: (a) avoidance of known sites as a priority action, and (b) application of the approved management methodology if new sites, or new information about existing sites, is discovered during Project works. Each management approach is described in the following section.

5. Proposed management of heritage

Proposed management strategies for Aboriginal heritage in the Application Area are set out in several of the heritage survey reports produced in relation to the Project between 2009 and 2025 (see Table 2). In all cases, management strategies were developed in consultation with Kaurna, Narungga, and Nukunu representatives during field surveys and workshops. The two approaches proposed for the current Project – site avoidance and approval of a management methodology under section 20A of the Act – are discussed below.

5.1 Current Project heritage management strategies

The proposed management of Aboriginal heritage for the former iteration of the Project is provided in the draft document *Cultural Heritage Management Plan: the Barn Hill Wind Farm and Battery Project, Barunga Ranges and Redhill, South Australia* produced by Integrated Heritage Services (David Mott) in 2025 (draft CHMP). The draft CHMP relates to the 2009 Authorisation and does not yet include BHWFPPL stated commitments to avoid all known heritage sites within the Application Area. BHWFPPL has stated that it will update the draft CHMP to include the site avoidance strategy and commitments outlined in this CIP.

Traditional Owners seeking access to the Draft CHMP should contact their respective native title body⁷.

In addition, BHWFPPL has created a proposed management methodology, *Barn Hill Wind Farm and Battery Project, Proposed Cultural Heritage Management Methodology* (attached as Appendix B) for which it seeks Ministerial approval under section 20A of the Act.

As noted, BHWFPPL has confirmed that it does not seek to rely on the 2009 Authorisation. Instead, the Project takes two approaches to heritage management:

1. avoidance of known sites within the Application Area (5.1.a) and;
2. approval of a management methodology under section 20A of the Act that will apply should any new heritage, or new information about existing heritage, be discovered during Project works (5.1.b). This also requires BHWFPPL to consider whether avoidance of any newly discovered heritage is possible.

⁷ If a Traditional Owner would prefer that AAR contact the respective native title body on your behalf, please contact AAR using the details provided in section 7 of this document.

5.1.a Known heritage site avoidance strategies

The primary heritage management strategy of the Project is to avoid impacts to all known heritage sites and isolated objects. This is achieved largely by 'micro-siting' the wind turbines within the Wind Farm Site Corridor.

In the draft CHMP, BHWFPL makes a distinction between the 'Project Area' (the Application Area in this CIP / Authorisation Area in the draft CHMP) and 'Impact Areas' or 'Disturbance Zones' within the Application Area. The Application Area is the total area over which development approval has been granted, being 4,509 hectares in size. This area includes the 250m-wide Wind Farm Site Corridor (turbine corridor), the 200m-wide Transmission Line Corridor, and BESS/switchyard site. The Impact Areas/Disturbance Zones are those locations within the Corridors and BESS site where ground disturbing works will occur, for example the footprint of turbine construction or establishment of access tracks. The total areas physically impacted by ground disturbing works – the Impact Areas/Disturbance Zones – as such, are much smaller than the total Application Area (4,509 hectares).

It is by managing the location of Disturbance Zones that BHWFPL proposes to avoid known heritage, such that the location of the turbines, access tracks etc. fall outside the boundaries of known heritage sites.

BHWFPL advises that it will update the draft CHMP to make it clear that it no longer relies on the 2009 Authorisation and that it will avoid impacts to all known Aboriginal heritage described in this CIP. BHWFPL has advised AAR that it is committed to implementing the following on-ground management actions in its final CHMP:

- Cyclone fencing with temporary, above ground heavy footings and signage ('Aboriginal Site – Do Not Enter') along any Aboriginal site and remains boundaries within 25m of the Impact Area/Disturbance Zone be installed prior to the commencement of ground disturbance works.
- For any sections of the Aboriginal site and remains boundaries beyond 25m of the Impact Area/Disturbance Zone, star pickets and high visibility flagging to be placed around the remainder of the boundary.
- No access within these areas will be permitted during construction works, unless agreed to by Barn Hill Wind Farm Pty Ltd representatives and Traditional Owners.
- Any Aboriginal objects (isolated artefacts/objects) identified to date or in future project works that are situated within the Application Area and outside of any Impact Areas/Disturbance Zones will be protected by a minimum 1m x 1m (plan view) high visibility flagging attached to star pickets.
- If no ground disturbance works or traffic movements are anticipated to occur within 100 metres of an Aboriginal site or object, or the Aboriginal site or object is situated outside of the Application Area, no physical protective measures are required.

Heritage site avoidance by micro-siting turbines is the primary management strategy proposed for the Project. While BHWFPL is not applying for authorisation to impact known heritage, authorisation is sought to impact heritage that may be discovered during ground-disturbing works, or to impact heritage objects that may have shifted beyond known site boundaries since the completion of the 2025 heritage survey (e.g., by the movement of water).

Maps showing how the site avoidance strategy will be implemented are provided in Figures 12-14.

To manage any new sites or objects discovered during Project works, BHWFPL is seeking a management methodology be approved by the Minister under section 20A of the Act, compliance with which will be added as a condition of any authorisation granted.

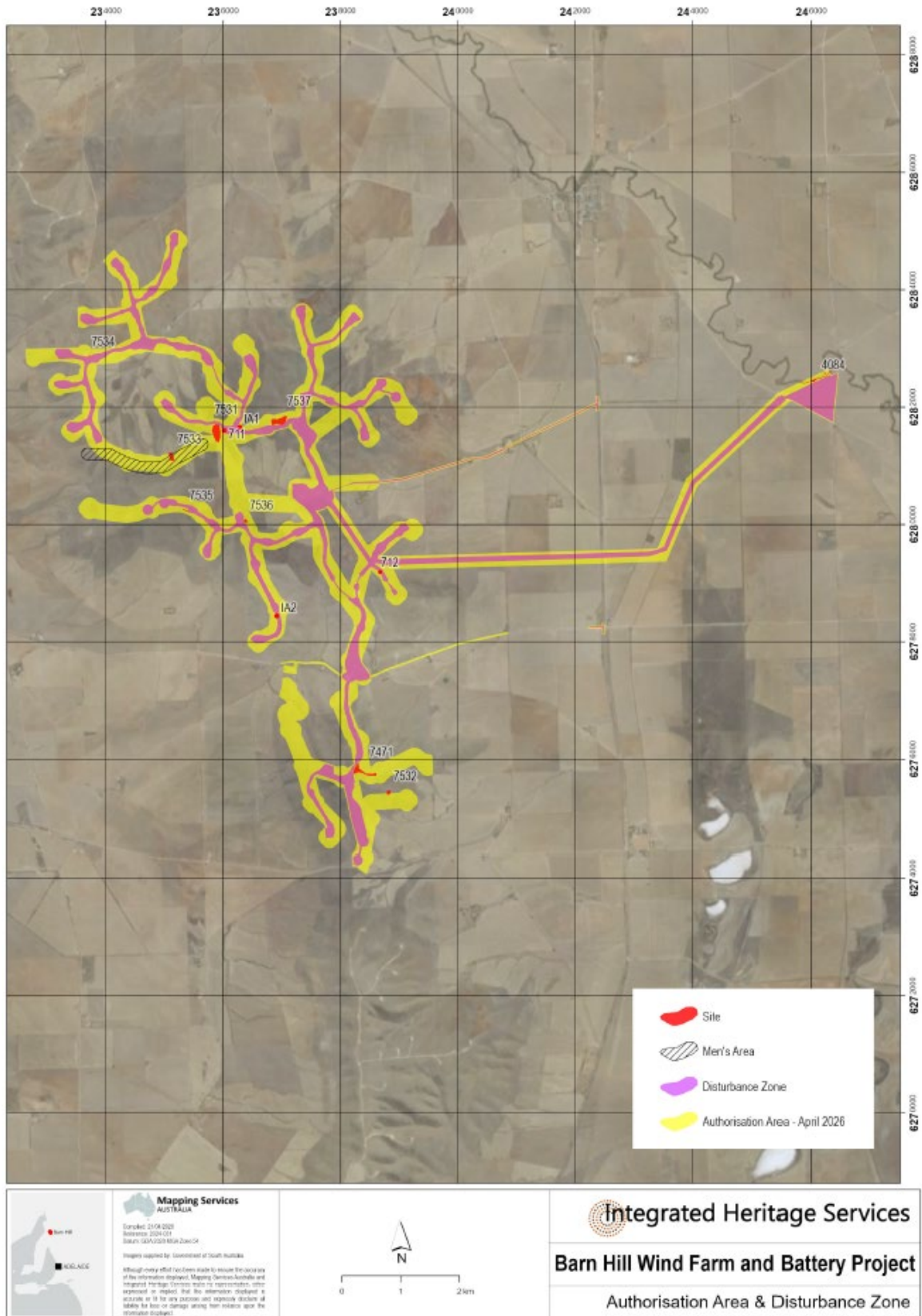


Figure 12: The total Application Area (yellow) with heritage sites (red) and Disturbance Zone(s) indicated (purple). The Project, by micro-siting turbine locations, will avoid impact to any known heritage in the Application Area (i.e., no Disturbance Zone contains a known heritage site).



Figure 13: A zoomed in example of a heritage site (7471) that will be avoided from impact by micro-siting the wind turbine at this location, such that the Disturbance Zone (purple) within the Application Area (yellow) excludes the known heritage site (red).

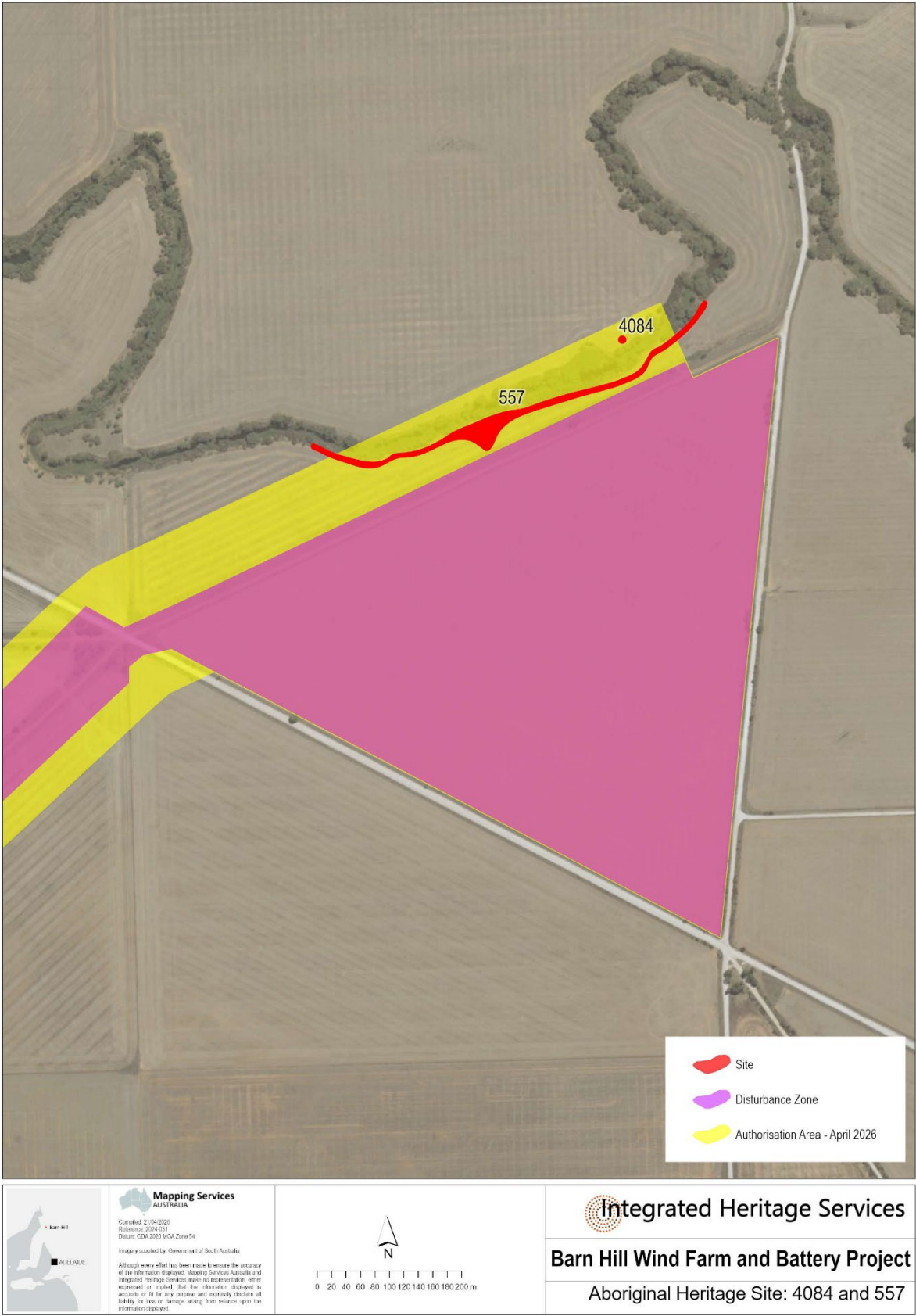


Figure 14: A zoomed in image of the BESS/switchyard site demonstrating how micro-siting of the BESS components will avoid impacts to the two Broughton River sites (4084 and 557).

5.1.b Management of new heritage discoveries

To support the management of any heritage discovered during Project works within the Disturbance Zones, BHWFPL seeks that a management methodology be approved by the Minister under section 20A of the Act and incorporated into any conditions of authorisation, if granted. The proposed management methodology would apply in the event that new heritage, or new information about existing heritage, is discovered during Project works.

Note that, while BHWFPL has paid considerable attention to management of new heritage, the potential of discovering new heritage in the Disturbance Zone of the Application Area is considered by BHWFPL to be low, for reasons set out in the draft CHMP. This includes the highly disturbed nature of the Project Disturbance Area and the location of the Wind Farm Corridor on skeletal soils on ridgelines typically low in the presence of archaeological material.

Section 20A of the Act

Section 20A of the Act was introduced, along with several other significant amendments to the Act, on January 1, 2025⁸.

Where an authorisation has been granted under the Act after 1 January 2025, section 20A(1) requires parties acting under a Ministerial authorisation to:

- Report discoveries of sites and ancestral remains to the Minister as soon as is reasonably practicable after the discovery
- Report discoveries of objects to the Minister in accordance with the authorisation
- Immediately stop works upon discovery of a site, or becoming aware of new information about a site within at least 3 m of the site
- Immediately stop works upon discovery of ancestral remains or becoming aware of new information about ancestral remains within at least 5 m of the remains

Section 20A(7) allows the Minister to approve a management methodology that plans for heritage discoveries.

Applicants who can demonstrate they have consulted with Traditional Owners and other Aboriginal parties in the development of the management methodology can seek approval from the Minister. The management methodology may be approved if it meets the criteria in section 20A(7).

If approved, the management methodology will displace the specific requirements of section 20A where the methodology provides for, at minimum, consultation with Traditional Owners

⁸ For more information on recent changes to the Act, see: <https://www.agd.sa.gov.au/aboriginal-affairs-and-reconciliation/aboriginal-heritage/changes-to-the-aboriginal-heritage-act>

and other interested Aboriginal persons or Aboriginal organisations in relation to sites, objects or remains discovered in the course of undertaking authorised activities, and gives the Minister a reasonable opportunity to act in respect of discovered sites or remains, or where new information relating to a site or remains becomes available.

If a management methodology is approved a condition will be imposed on the authorisation that it must be complied with.

In summary, before approving a management methodology, the Minister must be satisfied that:

- consultation with traditional owners, and other Aboriginal persons or organisations with a particular interest in the matter was undertaken
- the management methodology includes provisions requiring consultation with traditional owners and other Aboriginal persons or Aboriginal organisations that have a particular interest in the matter, in relation to heritage discovered in the course of undertaking authorisation activities
- the management methodology includes provisions that provide the Minister with a reasonable opportunity to take action under the Act in respect to heritage discovered or new information about heritage discovered in the course of undertaking authorisation activities
- a condition is imposed on the authorisation requiring authorised parties to comply with the management methodology
- the management methodology complies with any other requirements set out in the regulations or guidelines

Section 20A of the Act is attached at Appendix C.

The management methodology proposed for approval under section 20A

The proposed management methodology – the *Barn Hill Wind Farm and Battery Project Proposed Cultural Heritage Management Methodology* – is attached as Appendix B.

It states: “*Consultation has been carried out with representatives of the Nukunu Wapma Thura Aboriginal Corporation (NWTAC), Narungga Nation Aboriginal Corporation RNTBC (NNAC) and Kurna Yerta Aboriginal Corporation RNTBC (KYAC), as the traditional owners in the region, in the development of this management methodology.*”

The management methodology sets out how BHWFPL proposes to manage any new heritage discovered during Project works, or how it proposes to manage heritage of previously identified sites should new information about those sites be identified (e.g., if an existing site is determined to be larger than originally mapped, or if parts of the site have shifted due to natural processes like the movement of water).

The management methodology states that it will form an annexure to BHWFPL’s final CHMP which will apply to the Project.

The proposed management methodology includes the following management procedures:

1. If a new site, or new information about an existing site, is discovered during Project works, BHWFPL will adhere to AAR's *Aboriginal Sites Discovery Protocol* and *Aboriginal Remains Discovery Protocols* ('Discovery Protocols') as further clarified by the management methodology. The Discovery Protocols are attached as Appendix A.
2. The Discovery Protocols mandate that Traditional Owners ('Aboriginal parties'), will be consulted about the discovery.
3. If the heritage can be avoided (in consultation with Traditional Owners), works will proceed under a site avoidance strategy and site protection measures will be implemented.
4. If the heritage cannot be avoided, BHWFPL will notify AAR and Traditional Owners, and enact management measures set out in the management methodology (see Appendix B).
5. Following implementation of the management measures, works will resume provided that at least five working days have passed since notifications to AAR and Traditional Owners were provided.

Where it is not 'reasonably practicable' for previously unrecorded Aboriginal heritage to be avoided, the management methodology outlines that heritage will be managed and implemented in the presence of a qualified archaeologist **and a Traditional Owner representative from each of the three groups** (see section 5 Appendix B for the detailed measures that are sought to be applied as conditions of the Authorisation, if granted).

5.1.c Proposed conditions on any authorisation granted

In addition to seeking approval of the management methodology under section 20A, BHWFPL has agreed that the management measure to avoid impacts to all known heritage sites (as documented in this CIP) is to be attached as a condition of authorisation, if granted.

6. Project summary

Barn Hill Wind Farm Pty Ltd are proposing to construct an up to 50-wind turbine wind farm and battery energy storage system at Barn Hill in the Barunga Range in the Mid North of South Australia, with potential to generate up to 360MW energy output and 270MW battery storage. The Project has received State and Federal government development approval.

The current project design, in consultation with Traditional Owners, is committed to avoiding all known heritage in the Application Area (see Table 1). If authorisations are granted, BHWFPL has requested that the Minister attaches to the authorisation a condition that ensures impacts to the reported and known heritage outlined in this CIP, is avoided.

In addition to seeking section 21, 23, and 29(1)(b) authorisation, BHWFPL is seeking Ministerial approval of the *Barn Hill Wind Farm and Battery Project Proposed Cultural*

Heritage Management Methodology under section 20A of the Act, which will apply in the event of the discovery of new heritage, or new information about known heritage.

Throughout the development of the Barn Hill Wind Farm and Battery Project, BHWFPL and AGL have consulted with all three Aboriginal groups with interests in the Application Area over an extended period – Kaurna, Narungga, and Nukunu – via their representative native title bodies.

Before making a decision on BHWFPL's application to impact Aboriginal heritage under the Act, the Minister must consult with interested Aboriginal parties to obtain their views. AAR is conducting this consultation on the Minister's behalf. AAR is seeking your views on whether the Minister should grant the requested authorisations and if so, under what conditions.

7. Consultation process

Before considering whether to give any authorisation under the Act, section 13 of the Act requires the Minister to take all reasonable steps to consult with the State Aboriginal Heritage Committee⁹, Traditional Owners, and any other Aboriginal parties that may have an interest in the matter.

The consultation period for the Barn Hill Wind Farm and Battery Project will commence on 6 July 2026 and close on 14 August 2026.

This consultation information pack provides information about the Project and has been sent to you as an Aboriginal person who may have an interest in the Barn Hill/Barunga Range area.

7.1 Aboriginal Community Consultation Meeting

An Aboriginal community consultation meeting will be held for Traditional Owners and any other interested Aboriginal parties from **11.00am on Saturday 25 July 2026 at Mawson Lakes Hotel and Function Centre, 10 Main Street, Mawson Lakes SA.**

Morning tea, lunch, and afternoon tea will be provided. Please RSVP for catering purposes.

⁹ The State Aboriginal Heritage Committee is established under Section 7 of the *Aboriginal Heritage Act 1988* (SA) to provide advice to the Minister on a range of cultural heritage issues managed under the Act. This includes providing advice on applications for authorisation to impact cultural heritage. The Committee is comprised of 12 elected members representing different regions of South Australia. Membership is restricted to Aboriginal people.

To RSVP to attend the Aboriginal Community consultation meeting, please call (08) 7322 7821 or email aar.heritagesubmissions@sa.gov.au.

7.2 Invitation for submissions from interested Aboriginal parties

Verbal and written submissions are now invited from all interested Aboriginal parties. Aboriginal people and organisations may make a submission to AAR in person, or by phone, letter or email. Anyone who receives this consultation information pack is encouraged to share it with other Aboriginal parties who may have an interest in the Project.

This document is available online at [Current applications under the Aboriginal Heritage Act 1988 | Attorney-General's Department](#).

All Aboriginal people and organisations with an interest in this matter discussed in this CIP are encouraged to contact AAR to learn more about the Project and to lodge a submission. All consultation feedback, RSVPs, submissions and/or requests for further information should be addressed to:

Neil Brougham

Senior Project Officer (Heritage), AAR
Mail: GPO Box 464, ADELAIDE SA 5001
Email: aar.heritagesubmissions@sa.gov.au
Telephone: (08) 7323 5091

7.3 Consultation considerations

Section 13 of the Act requires the Minister to consult with relevant Aboriginal people about applications to impact Aboriginal heritage under the Act. Under section 14 of the Act, the Minister may grant an authorisation subject to conditions that the Minister considers appropriate.

As such, this consultation process does not only seek the views of interested groups about authorisation to impact heritage but also **allows Traditional Owners to propose conditions on heritage management**.

When making a submission, consultees should consider and respond to the following questions:

1. **What are your views on this request for authorisation?**
2. **If the authorisation were granted, would you seek that the authorisation be conditioned in any way? Please provide example conditions.**
3. **What are your views on the project proceeding as proposed, including:**

- the impacts to Aboriginal heritage that are proposed?
 - the proposed protection and management of Aboriginal heritage?
4. Do you have any other views you wish to share with the Minister before the application is decided?

AAR is available to answer questions or provide further information about the application at any time prior to consultation closing on **Friday 14 August 2026**.

7.4 How your submission will be used

All submissions will be forwarded to BHWFPL in full for BHWFPL to respond should it choose, unless you request that any cultural information you have provided be kept confidential. AAR will accommodate such requests where it can. However, procedural fairness may mean that BHWFPL be provided with as much information as possible to assist in the preparation of a response. AAR will discuss with you any request you may make for your submission to be considered on a confidential basis.

Once the consultation period has closed, submissions and BHWFPL's responses to them (if any) will be provided to the State Aboriginal Heritage Committee, and the Committee's advice will then be sought.

AAR will subsequently forward all submissions, BHWFPL's responses to them, the Committee's advice, and its own recommendations to the Minister to assist the Minister to decide the application.

If you have made a submission, you will be contact directly and informed of the outcome.

Consultation closes on 14 August 2026.

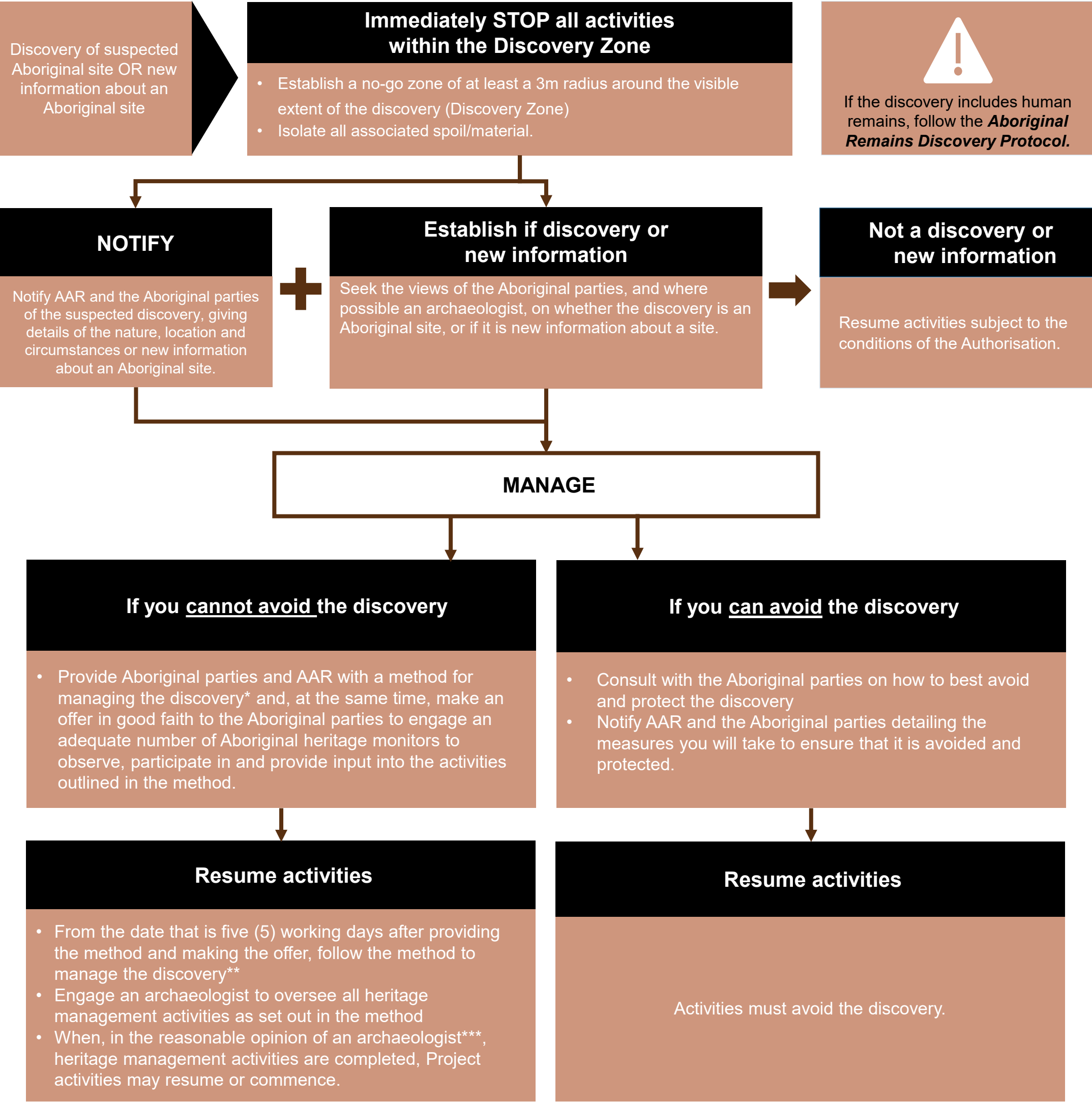
**Thank you for taking the time to consider
BHWFPL's *Barn Hill Wind Farm and Battery Project*
application to impact Aboriginal heritage. If you are
an interested Aboriginal party, AAR encourages
you to make a submission about this application.
AAR is available to assist you with your
submission.**

Appendix A: Aboriginal Sites Discovery Protocol (when authorised)

Aboriginal Sites Discovery Protocol

Pursuant to sections 20A(1), 21(2) and 23(3) of the Aboriginal Heritage Act 1988 (SA)

- The purpose of this document is to provide a ‘stop – notify – manage’ process.
- Where impacts to Aboriginal sites are unavoidable, they should be mitigated to the extent possible.
- For discoveries of Aboriginal objects that do not form part of an Aboriginal site, refer to the Authorisation.
- Aboriginal parties are Traditional Owners and/or Aboriginal organisations specified by AAR for the purposes of the Authorisation.
- Defined terms in the Act and the Authorisation have the same meaning in this protocol.
- If there is any disagreement about the application or interpretation of this protocol, or any part of it, AAR will definitively decide the matter.



*This method should be prepared by an archaeologist in consultation with the Aboriginal parties. The method must comply with this protocol, the Authorisation and the Act. Guidance may be sought from AAR. AAR may provide feedback on any proposed method, which must be considered by the Authorised Parties.

**AAR may advise in writing that activities may commence earlier.

***Where there is a dispute about whether heritage management activities are completed, AAR will definitively decide the matter.

Aboriginal Remains Discovery Protocol

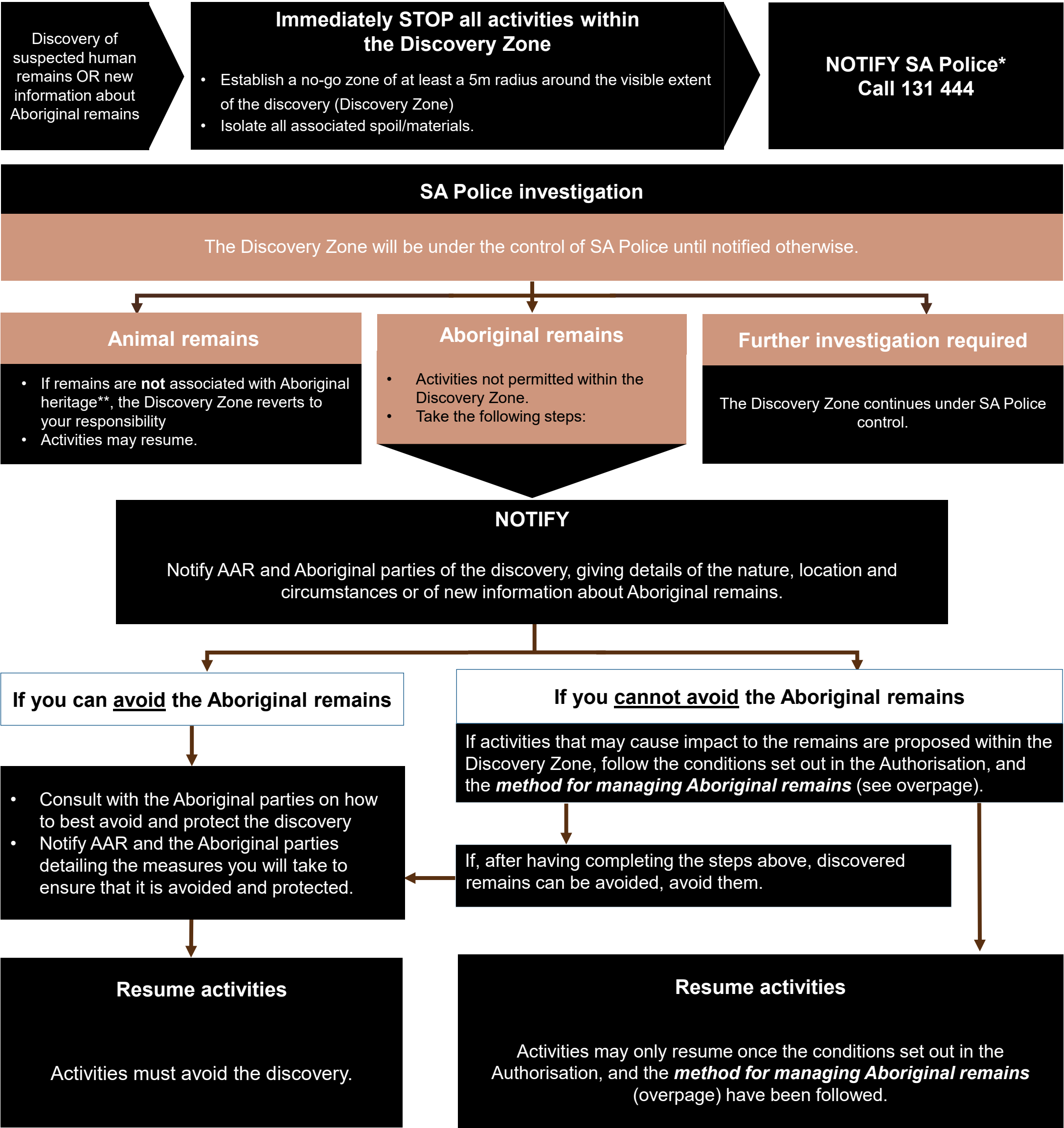
Pursuant to sections 20A(1), 21(2) and 23(3) of the Aboriginal Heritage Act 1988 (SA)

- The purpose of this document is to provide a ‘stop – notify – manage’ process.
- In all cases where human remains are discovered, this must be immediately reported to SA Police. Do not interfere with the remains.
- Human remains must be always treated with dignity and respect.
- Where impacts to remains are unavoidable, this should be mitigated to the extent possible.
- Aboriginal parties are Traditional Owners and/or Aboriginal organisations specified by AAR for the purposes of the Authorisation.
- Defined terms in the Act and the Authorisation have the same meaning in this protocol.
- If there is any disagreement about the application or interpretation of this protocol including the method overpage or any part of them, AAR will definitively decide the matter.

Responsible parties

You - Authorised party

SA Police



*If it is new information about previously-reported Aboriginal remains, notification to SA Police is not required

Animal remains, particularly those of native animals, found in association with Aboriginal objects (e.g. stone tools) and/or other cultural materials (e.g. charcoal, shell material, burnt stones) may indicate the presence of an Aboriginal site. If such a discovery is made, use the **Aboriginal Sites Discovery Protocol.



Method for managing Aboriginal remains

Where discovered Aboriginal remains cannot be avoided, or where some impacts to remains will likely occur, an Authorised Party must:

1. Consult with the Aboriginal parties about the proposed management of the remains that may be impacted.
2. Advise AAR and the Aboriginal parties in writing:
 - that you have assessed that avoiding the remains is not reasonably possible
 - of the justification for your decision
 - of the outcomes of your consultation with the Aboriginal parties in deciding how the remains will be managed.
3. Provide Aboriginal parties and AAR with a method for managing the discovery and make an offer in good faith to the Aboriginal parties to engage an adequate number of heritage monitors to observe, participate in and provide input into the heritage management activities outlined in the method. The method should be prepared by an archaeologist in consultation with the Aboriginal parties. The method must comply with this protocol, the Authorisation and the Act and must include the following:
 - careful excavation and removal of soil in layers of no more than approximately 10 cm deep using hand trowel, shovel or small excavator within the Discovery Zone. This excavation must occur until – in the view of an archaeologist – culturally sterile layers or bedrock is reached.
 - provision for an archaeologist to be engaged to oversee all heritage management activities.
4. From the date that is not less than five (5) working days from the date of the provision of the method and making of the offer outlined in Step 3, follow the method to manage the discovery. AAR may advise in writing that heritage management activities may commence earlier.
5. When, in the reasonable opinion of an archaeologist, heritage management activities set out in the method are completed, Project activities may resume or commence.

Note:

- Guidance may be sought from AAR in preparing any proposed method. AAR may provide feedback on any proposed method, which must be considered by the Authorised Parties.
- In the event of a dispute between the parties in relation to whether the heritage management activities are completed AAR will conclusively decide the matter.

Appendix B: Barn Hill Wind Farm and Battery Project Proposed Cultural Heritage Management Methodology

Barn Hill Wind Farm and Battery Project

Proposed Cultural Heritage
Management Methodology

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1. Overview

This management methodology has been prepared as part of Barn Hill Wind Farm Pty Ltd's application for approvals under section 20A, 21, 23, and 29 of the *Aboriginal Heritage Act 1988* (SA) in connection with the Barn Hill Wind Farm and Battery Project.

Barn Hill Wind Farm Pty Ltd proposes to avoid impacting all known heritage sites (which were identified at the time the applications were submitted) during the carrying out of the Barn Hill Wind Farm and Battery Project. However, it is possible that new heritage sites will be identified during ground disturbing works carried out as part of the Barn Hill Wind Farm and Battery Project. Accordingly, Barn Hill Wind Farm Pty Ltd has applied for approvals under section 20A, 21, 23, and 29 of the *Aboriginal Heritage Act 1988* (SA) to support best practice cultural heritage management should any new sites be identified during ground disturbing works.

This management methodology has been prepared under section 20A of the *Aboriginal Heritage Act 1988* (SA) to set out the management processes which will be applied if any new Aboriginal sites, objects or remains are identified during ground disturbing works as part of the Barn Hill Wind Farm and Battery Project.

Consultation has been carried out with representatives of the Nukunu Wapma Thura Aboriginal Corporation (NWTAC), Narungga Nation Aboriginal Corporation RNTBC (NNAC) and Kurna Yerta Aboriginal Corporation RNTBC (KYAC), as the traditional owners in the region, in the development of this management methodology.

It is proposed that:

- this management methodology will be approved by the Minister under section 20A of the *Aboriginal Heritage Act 1988* (SA) for the purpose of the Barn Hill Wind Farm and Battery Project; and
- conditions requiring compliance with this management methodology will be imposed on any authorisation granted by the Minister under sections 21 and 23 of the *Aboriginal Heritage Act 1988* (SA) for the Barn Hill Wind Farm and Battery Project as contemplated by section 20A(7)(d) of the *Aboriginal Heritage Act 1988* (SA).

2. Relevant Provisions

Section 20A(1) and (2) of the *Aboriginal Heritage Act 1988* (SA) apply to any prescribed person acting pursuant to an authorisation given by the Minister under section 21 or 23 of the *Aboriginal Heritage Act 1988* (SA) (referred to as the relevant authorisation) who:

- (a) *discovers an Aboriginal site, object or remains; or*
- (b) *discovers a site, object or remains that the person suspects, or ought reasonably to suspect, may be an Aboriginal site, object or remains; or*
- (c) *becomes aware of new information relating to an Aboriginal site or remains,*

Prescribed persons include:

- (a) *the person to whom the relevant authorisation is given; and*
- (b) *a traditional owner of the site or remains to the extent that the traditional owner is an employee or agent of, or is otherwise acting for or on behalf of, a person to whom the relevant authorisation is given; and*
- (c) *an employee or agent of, or a person otherwise acting for or on behalf of, a person referred to in a preceding paragraph; and*

Unless a management methodology is approved by the Minister under section 20A of the *Aboriginal Heritage Act 1988* (SA), section 20A(1) requires the prescribed person to:

- ... in accordance with the requirements set out in the relevant authorisation—*
- (d) *in the case of an Aboriginal site or remains—cease undertaking activity within the prescribed distance of the site or remains; and*
- (e) *in any case—report the discovery or new information to the Minister.*

Similarly, unless a management methodology is approved by the Minister under section 20A of the *Aboriginal Heritage Act 1988* (SA), section 20A(2) requires the prescribed person to:

- (d) *in the case of an Aboriginal site or remains—*
 - (i) *cease undertaking activity within the prescribed distance of the site or remains for such period as may be reasonably necessary to allow the Minister a reasonable opportunity to take action under this Act in respect of the site or remains; and*
 - (ii) *as soon as is reasonably practicable after the discovery, or after becoming aware of the new information, report the discovery or new information to the Minister; or*
- (e) *in the case of an Aboriginal object—manage the object, and report the discovery of the object to the Minister, in accordance with the requirements set out in the relevant authorisation*

This management methodology has been prepared for the purpose of section 20A of the *Aboriginal Heritage Act 1988* (SA) to set out the management processes which will be applied if any new Aboriginal site or remains are identified during ground disturbing works as part of the Barn Hill Wind Farm and Battery Project. If:

- this management methodology is approved by the Minister under section 20A of the *Aboriginal Heritage Act 1988* (SA) for the purpose of the Barn Hill Wind Farm and Battery Project; and

- conditions are imposed requiring compliance with this management methodology on any authorisation granted by the Minister for the under sections 21 and 23 of the *Aboriginal Heritage Act 1988* (SA) in relation to the Barn Hill Wind Farm and Battery Project,

then prescribed persons acting on the authorisations granted for the Barn Hill Wind Farm and Battery Project will not be required to comply with section 20A(1) and (2) of the *Aboriginal Heritage Act 1988* (SA) **unless** they become aware of any new information relating to a known Aboriginal site or remains. However, it will remain necessary for the conditions imposed on the authorisations granted for the Barn Hill Wind Farm and Battery Project to be complied with in full at all times. This includes any condition imposed under section 23(3) of the *Aboriginal Heritage Act 1988* (SA) which relevantly requires authorisations under section 23 to be subject to:

- (a) *a condition requiring that where—*
 - (i) *a site or remains are discovered in the course of undertaking activities pursuant to the authorisation; or*
 - (ii) *new information relating to a site or remains becomes known to a person undertaking activities pursuant to the authorisation,*
such activities must immediately cease within a specified distance of the site or remains (which must not be less than the prescribed distance within the meaning of section 20A); and
- (b) *a condition requiring that a specified person or body must, as soon as is reasonably practicable, report a discovery or new information referred to in paragraph (a) to the Minister; and*
- (c) *a condition that prevents the resumption of activities pursuant to the authorisation during the period specified in the condition (being a period that is sufficient to allow the Minister a reasonable opportunity to take action under this Act in respect of the site or remains); ...*

3. Discovery of previously unrecorded Aboriginal sites, objects or remains

The protocols contained in Figure 1 and 2 below, as further clarified by this management methodology, will apply if any new or suspected Aboriginal site, object or remains are discovered during the carrying out of ground disturbance works as part of the Barn Hill Wind Farm and Battery Project. These protocols will form an annexure to the final Cultural Heritage Management Plan which applies to the Barn Hill Wind Farm and Battery Project (CHMP).

For the avoidance of doubt, these protocols also apply to new Aboriginal site extents or objects that are identified during ground disturbance works which are spatially relatable to previously recorded Aboriginal sites and objects but which were not identified at time of survey (i.e. were buried/obscured at the time of original recording).

As noted in Figures 1 and 2 and section 5.6 of the CHMP, the key steps in these protocols relevantly include:

A. **Immediate Temporary Stopping of Work:**

All works must be immediately stopped within the "prescribed distance" of any newly identified or suspected Aboriginal site, object or remains. The prescribed distance is 3m for new or suspected Aboriginal site and 5m for new or suspected Aboriginal remains. No set prescribed distance is specified for new or suspected Aboriginal objects but a sufficient distance will be applied as required.

B. **Verification and Notifications:**

I. **New or suspected Aboriginal sites:**

An archaeologist will be consulted to determine whether or not it constitutes an Aboriginal site or object (in person if they present within the Project Area or otherwise via photos or video). If the initial assessment is uncertain a physical inspection will be carried out together with representatives of the NWTAC, NNAC and KYAC to determine whether the suspected Aboriginal site or object is an Aboriginal site or object as defined by the *Aboriginal Heritage Act 1988* (SA).

Following verification that an identified item is an Aboriginal site or object, formal notifications will be made to Aboriginal Affairs and Reconciliation and representatives of the NWTAC, NNAC and KYAC and step 3 will be implemented.

If, on the other hand, it is identified that the item is not an Aboriginal site or object, then work may resume in the vicinity of the item.

II. **Aboriginal Remains**

If the discovery includes suspected human remains, the protocols set out in Figure 2 will be applied, including immediate notification to the SA Police. However, these protocols will not be applied if the discovery is confirmed to be animal bones.

If SA Police (in consultation with Forensic Science SA) make a determination that Aboriginal ancestral remains have been identified, formal notifications will be made to Aboriginal Affairs and Reconciliation and traditional owner representatives and step 3 will be implemented.

If, on the other hand, SA Police (in consultation with Forensic Science SA) make a determination that the item is:

- o not human remains, then work may resume in the vicinity of the item; or
- o human remains but not Aboriginal ancestral remains, then work may resume only once SA Police authorise this.

C. Confirmation as to whether avoidance is practicable:

Following verification and notification, Barn Hill Wind Farm Pty Limited and/or its contractors will confirm whether or not it is reasonably practicable to micro-site ground disturbance works on the Barn Hill Wind Farm and Battery Project so as to avoid the confirmed Aboriginal site, object or remains.

D. If avoidance is practicable

If it is determined at step C that it is reasonably practicable to avoid the Aboriginal site, object or remains during the carrying out of ground disturbance works as part of the Barn Hill Wind Farm and Battery Project then the management measures set out at section 4 below will be applied to ensure impacts are avoided and works may resume with these measures in place.

E. If avoidance is not practicable

If it is determined at step C that it is not reasonably practicable to avoid the Aboriginal site, object or remains during the carrying out of ground disturbance works as part of the Barn Hill Wind Farm and Battery Project then:

- o the management measures set out at section 5 below, will be applied to manage the impacts to the Aboriginal site, object or remains. For the avoidance of doubt, these management measures will apply to all newly identified Aboriginal sites, objects or remains identified during the Barn Hill Wind Farm and Battery Project;
- o works may resume on completion of the management measures set out at section 5 below provided that at least 5 working days have passed since notifications were provided as outlined at Step B above; and
- o further reporting will be carried out as set out at section 6 below.

Over page: **Figure 1:** Aboriginal remains discovery protocol (AAR) and **Figure 2:** Aboriginal sites and objects discovery protocol (AAR)

Aboriginal Remains Discovery Protocol

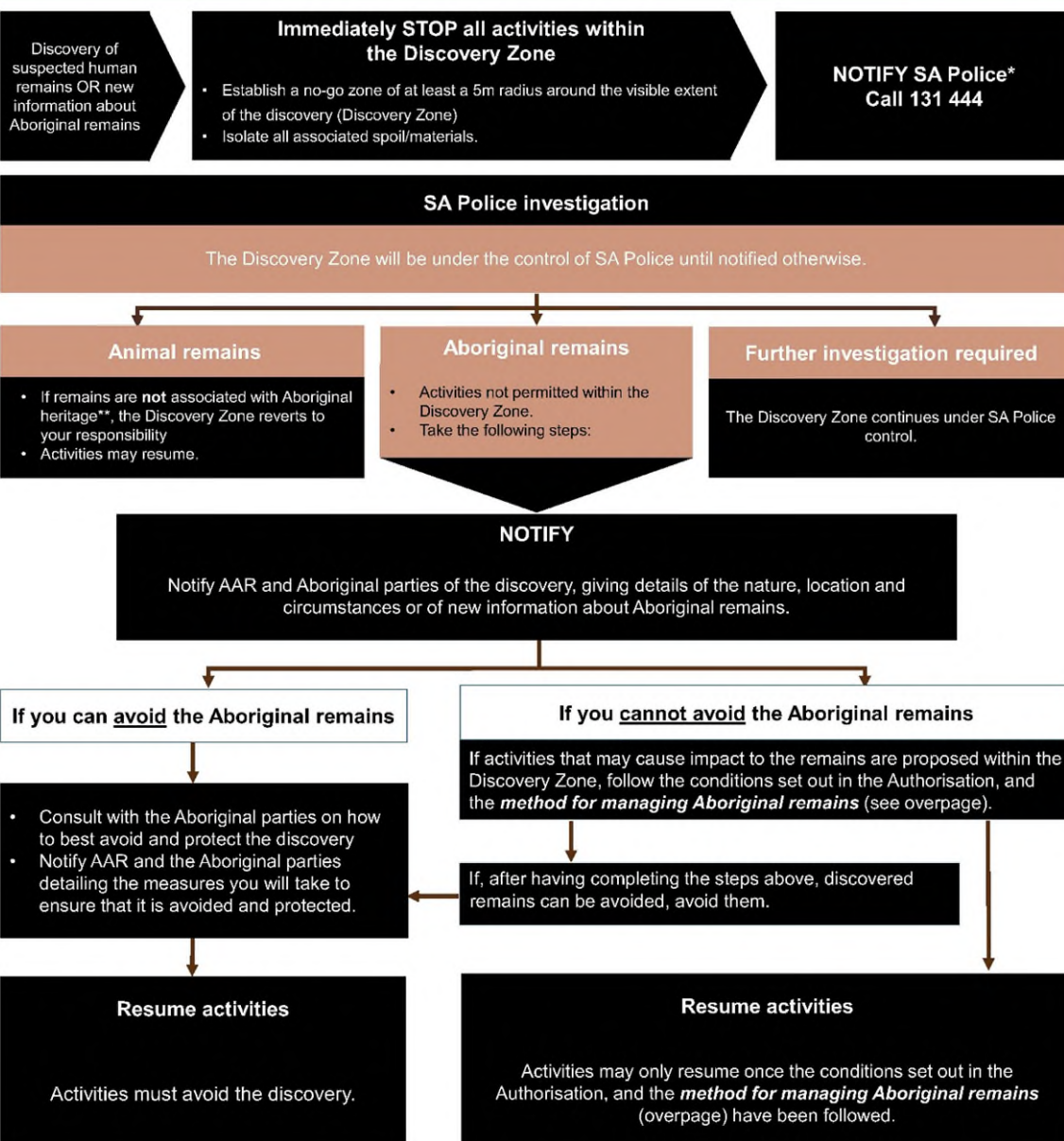
Pursuant to sections 20A(1), 21(2) and 23(3) of the Aboriginal Heritage Act 1988 (SA)

- The purpose of this document is to provide a 'stop – notify – manage' process.
- In all cases where human remains are discovered, this must be immediately reported to SA Police. Do not interfere with the remains.
- Human remains must be always treated with dignity and respect.
- Where impacts to remains are unavoidable, this should be mitigated to the extent possible.
- Aboriginal parties are Traditional Owners and/or Aboriginal organisations specified by AAR for the purposes of the Authorisation.
- Defined terms in the Act and the Authorisation have the same meaning in this protocol.
- If there is any disagreement about the application or interpretation of this protocol including the method overpage or any part of them, AAR will definitively decide the matter.

Responsible parties

You - Authorised party

SA Police



*If it is new information about previously-reported Aboriginal remains, notification to SA Police is not required

Animal remains, particularly those of native animals, found in association with Aboriginal objects (e.g. stone tools) and/or other cultural materials (e.g. charcoal, shell material, burnt stones) may indicate the presence of an Aboriginal site. If such a discovery is made, use the **Aboriginal Sites Discovery Protocol.

Contact AAR | AAR.CIR@sa.gov.au or (08) 7322 7057

30.05.2025



Government of South Australia

Method for managing Aboriginal remains

Where discovered Aboriginal remains cannot be avoided, or where some impacts to remains will likely occur, an Authorised Party must:

1. Consult with the Aboriginal parties about the proposed management of the remains that may be impacted.
2. Advise AAR and the Aboriginal parties in writing:
 - that you have assessed that avoiding the remains is not reasonably possible
 - of the justification for your decision
 - of the outcomes of your consultation with the Aboriginal parties in deciding how the remains will be managed.
3. Provide Aboriginal parties and AAR with a method for managing the discovery and make an offer in good faith to the Aboriginal parties to engage an adequate number of heritage monitors to observe, participate in and provide input into the heritage management activities outlined in the method. The method should be prepared by an archaeologist in consultation with the Aboriginal parties. The method must comply with this protocol, the Authorisation and the Act and must include the following:
 - careful excavation and removal of soil in layers of no more than approximately 10 cm deep using hand trowel, shovel or small excavator within the Discovery Zone. This excavation must occur until – in the view of an archaeologist – culturally sterile layers or bedrock is reached.
 - provision for an archaeologist to be engaged to oversee all heritage management activities.
4. From the date that is not less than five (5) working days from the date of the provision of the method and making of the offer outlined in Step 3, follow the method to manage the discovery. AAR may advise in writing that heritage management activities may commence earlier.
5. When, in the reasonable opinion of an archaeologist, heritage management activities set out in the method are completed, Project activities may resume or commence.

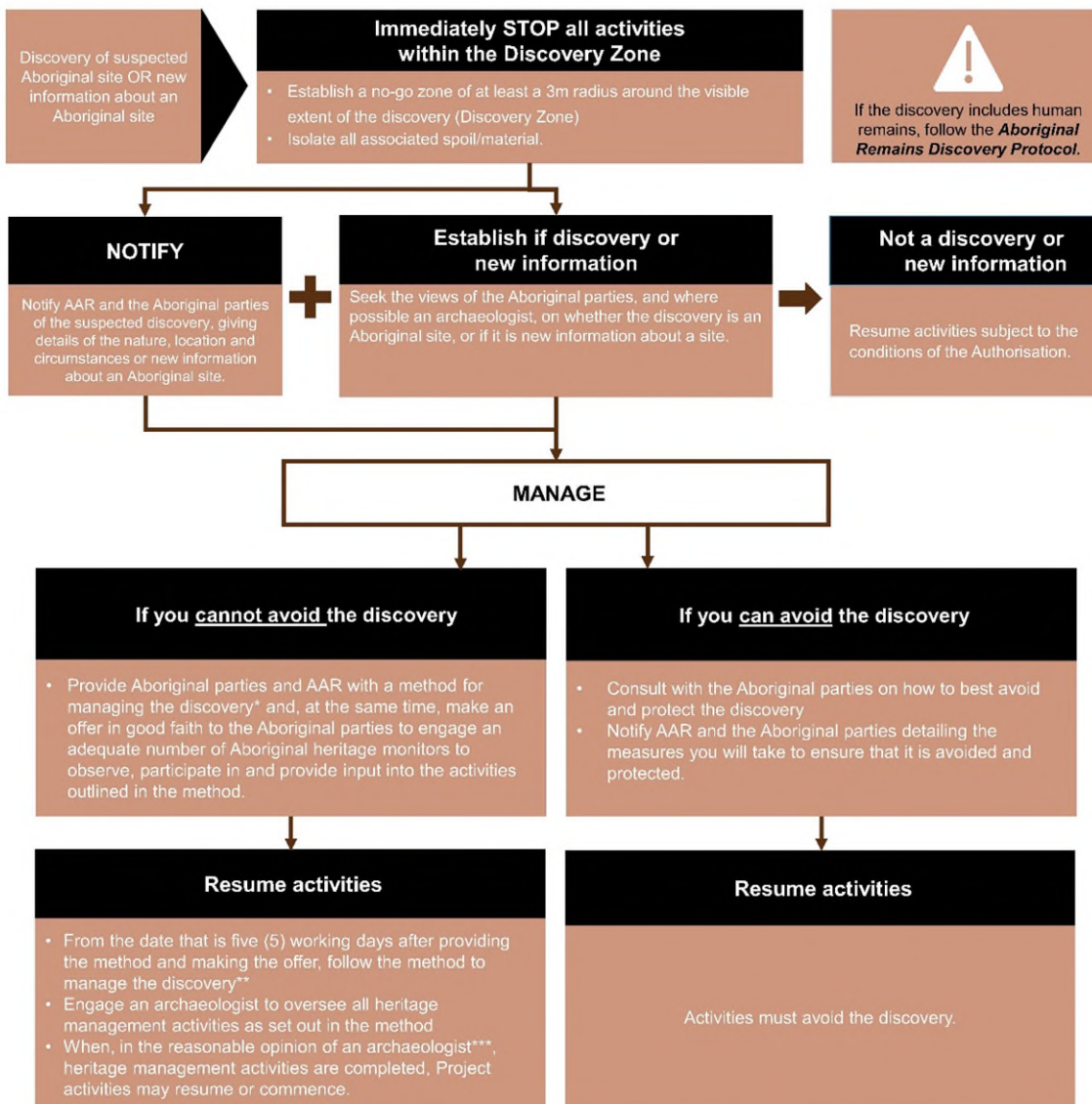
Note:

- Guidance may be sought from AAR in preparing any proposed method. AAR may provide feedback on any proposed method, which must be considered by the Authorised Parties.
- In the event of a dispute between the parties in relation to whether the heritage management activities are completed AAR will conclusively decide the matter.

Aboriginal Sites Discovery Protocol

Pursuant to sections 20A(1), 21(2) and 23(3) of the Aboriginal Heritage Act 1988 (SA)

- The purpose of this document is to provide a 'stop – notify – manage' process.
- Where impacts to Aboriginal sites are unavoidable, they should be mitigated to the extent possible.
- For discoveries of Aboriginal objects that do not form part of an Aboriginal site, refer to the Authorisation.
- Aboriginal parties are Traditional Owners and/or Aboriginal organisations specified by AAR for the purposes of the Authorisation.
- Defined terms in the Act and the Authorisation have the same meaning in this protocol.
- If there is any disagreement about the application or interpretation of this protocol, or any part of it, AAR will definitively decide the matter.



*This method should be prepared by an archaeologist in consultation with the Aboriginal parties. The method must comply with this protocol, the Authorisation and the Act. Guidance may be sought from AAR. AAR may provide feedback on any proposed method, which must be considered by the Authorised Parties.

**AAR may advise in writing that activities may commence earlier.

***Where there is a dispute about whether heritage management activities are completed, AAR will definitively decide the matter.

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South Australia

4. Avoidance of newly discovered Aboriginal sites, objects or remains

Where it is confirmed that ground disturbance works forming part of the Barn Hill Wind Farm and Battery Project can be microsituated to avoid impacting the newly discovered Aboriginal site, object or remains the following management methodology will apply:

1. Subject to item 5 below, Aboriginal site protection measures will be implemented for all ground disturbance works to ensure no inadvertent impact occurs to Aboriginal sites, objects or remains that have been assessed as avoidable within the context of the Project development works.
2. The implementation of all Aboriginal sites, objects and remains protection measures during ground disturbance works will be monitored by a qualified archaeologist and a traditional owner representative from each of the groups to ensure no Aboriginal sites or objects are impacted by physical Aboriginal site protection measures.
3. The following Aboriginal site protection measures will be implemented for Aboriginal sites and remains that will be protected *in situ* during ground disturbance works:
 - A) Cyclone fencing with temporary, above ground heavy footings and signage ('Aboriginal Site – Do Not Enter') along any Aboriginal site and remains boundaries within 25m of the Impact Area be installed prior to the commencement of ground disturbance works.
 - B) For any sections of the Aboriginal site and remains boundaries beyond 25m of the Impact Area, star pickets and high visibility flagging to be placed around the remainder of the boundary.
 - C) No access within these areas will be permitted during construction works, unless agreed to by Barn Hill Wind Farm Pty Ltd representatives and traditional owners.
4. Any Aboriginal objects (isolated artefacts) identified will be protected by a minimum 1m x 1m (plan view) high visibility flagging attached to star pickets during ground disturbance works.
5. If no ground disturbance works or traffic movements are anticipated to occur within 100 metres of an Aboriginal site or object, or the Aboriginal site or object is situated outside of the Barn Hill Wind Farm and Battery Project Area, no physical protective measures are required.

5. Previously unrecorded Aboriginal Sites, Objects and Remains Salvage Management Methodologies

The management measures set out in this section will be applied where Barn Hill Wind Farm Pty Ltd and its contractors determine that, owing to other Project constraints, it is not reasonably practicable to microsite ground disturbance works to avoid the Aboriginal site, object or remains. The management methodologies which will be applied to manage impacts during ground disturbance works as part of the Barn Hill Wind Farm and Battery Project to any newly identified:

1. Aboriginal sites or objects on the subsurface of the land are set out at section 5.1 below;
2. Aboriginal sites or objects on the surface of the land are set out at section 5.2 below; and
3. Aboriginal remains are set out at section 5.2 below.

5.1. Impact to newly discovered Aboriginal sites or objects (subsurface)

It is noted here the environmental context of the Barunga Ranges has to date only resulted in the identification of surface artefact scatters over skeletal soils, therefore it is unlikely significant subsurface Aboriginal sites or objects would be required in this area. The Broughton River area where sandier, deeper soil deposits are evident are more likely to potentially feature subsurface Aboriginal sites or objects.

All ground disturbance works which will impact any newly identified Aboriginal sites or objects on the subsurface of the land should be overseen by the heritage consultant (qualified archaeologist) working with a representative from each of the NWTAC, NNAC and KYAC. It is recommended that, where appropriate, the following be undertaken:

1. Where subsurface Aboriginal heritage sites or objects are discovered within the Impact Area and cannot be avoided, no less than one trench measuring 50 cm by 50 cm per 5 m x 5 m area around the discovery location, is to be excavated as a salvage sample until a culturally sterile layer is reached or to at least 50 cm beyond the depth of the deepest excavation required by the development. A sondage may be excavated in the corner of the trench to allow for deeper excavation where the sterile horizon cannot be adequately ascertained or reached due to OH&S requirements. The sondage may also be used to provide additional information about the nature of the basal horizon. The sondage must be excavated following the procedures outlined here.
2. Unless otherwise agreed in consultation with representatives from each of the NWTAC, NNAC and KYAC, being the traditional owners who have a particular interest in the matter, ground disturbance works forming part of the Barn Hill Wind Farm and Battery Project may then proceed within the

remaining 5 m by 5 m area around the discovery location via monitoring and where possible. Any sites and objects (excluding hearths that if encountered should be excavated as per the archaeological techniques described below) uncovered should be subject to salvage. All soils not subject to archaeological sample and observed to be containing objects should be retained within the Project Area,

3. Archaeological excavation as set out at item 1 above should be conducted based on stratigraphic layers or arbitrary levels (spits) of no more than approximately 10 cm in depth, until base sterile soil or bedrock is reached or to at least 50 cm beyond the depth of the deepest excavation required by the development. These excavations:
 - a) should be conducted by hand, where practicable
 - b) where hand excavation is not practicable, should be conducted using a shovel
 - c) where hand or shovel excavation is not practicable, should be conducted using a small mechanical excavator (excluding remains that must be undertaken by hand excavation); and
 - d) should be documented using scale photographs showing, at minimum, each layer that is removed either by hand, shovel or via a small excavator.
4. Where the nature of the heritage discovered warrants it, all soil material excavated within the extent of the Aboriginal site boundary (either manually by hand, shovel or machinery) should be sieved using a mesh of no greater than 10 mm so that smaller remains and cultural material can be identified. All Aboriginal objects and any other archaeological materials identified during the sieving process should be collected and placed in appropriately labelled bags/containers.
5. An inventory (register) of the materials recovered during the excavation and sieving processes should be created. At a minimum this should include an identification of the feature's primary components, and details of any cultural material or other objects identified.
6. All heritage removed during any Archaeological excavation works should be stored in a secure temporary storage location until such time as it is relocated and/or reburied.
7. Where the nature of the heritage discovered warrants it, organic material suitable for dating purposes which found in association with intact archaeological deposits should be collected and sent for radiocarbon analysis. Any such charcoal material will be recovered in situ using tin foil and metal trowel to avoid contamination. Sediments considered suitable for Optically Stimulated Luminescence (OSL) dating will be recovered using a plastic or metal tube hammered in to one section of the test pit. The ends of the tube must then be covered with duct tape or caps to prevent any sunlight reaching the sediments.
8. The nature, condition and extent (including depth from ground surface level) of the Aboriginal heritage should be recorded throughout the Archaeological excavation works (where relevant), including:
 - a) scale photographs that show or demonstrate the heritage prior to any Archaeological excavation works, to illustrate its location, context and condition at the time of discovery;

- b) the progress of any Heritage Impact Works, including cross-section photography of the side walls of any excavation trenches and, where possible, drawings of stratigraphic profiles;
- c) the physical removal of the heritage from its original location (where applicable);
- d) following completion of the excavation, that the heritage has been completely removed; and
- e) adequate fieldnotes should be made for future reporting purposes; and
- f) the precise location of all heritage subject to impact should be recorded, using a GPS unit (or equivalent) with sub-20 cm accuracy prior to any impact.
- g) each trench will then be backfilled with the excavated spoil.

5.2. Impact to newly discovered Aboriginal sites or objects (surface)

In consideration and combination with the measures outlined at section 5.1 above (where applicable), the identification and salvage of surface Aboriginal sites and isolated objects (artefacts) will be managed as follows:

1. first conduct a comprehensive pedestrian survey of the entirety of the Aboriginal sites or objects that will be subject to impact within the Aboriginal site boundaries. The pedestrian survey should be undertaken at a narrow scale, ideally no wider than one person per 4 m-wide transect;
2. use pin flags (or equivalent) to flag the location of all objects and other archaeological material, where considered appropriate;
3. photographically record the distribution of the objects, using the pin flags for reference;
4. record the location of each object using a GPS unit (or equivalent) with an accuracy of no less than 20cm; and
5. record the highest, lowest and mean density of visible surface objects that will be subject to impact.

For each surface isolated Aboriginal object which will be impacted by ground disturbance works, record:

- a) raw material, object type, manufacture technique (where known);
- b) scale photographs showing at minimum two aspects (sides) of the object; and
- c) any relevant information about the object, the context in which it is located, and its relationship to the site more broadly.

Ground disturbance works forming part of the Barn Hill Wind Farm and Battery Project may resume once the pedestrian survey and salvage of surface items is completed.

All objects that are to be impacted by ground disturbance works (i.e. within the Impact Area), should be collected by the on-site Aboriginal heritage monitors in such a way that they be stored safely and securely in individual containers with appropriate site identification labels. Consultation with representatives of the NNAC, KYAC, NWTAC, will determine how the artefacts are stored or potentially relocated in the area, with any interim storage while consultation is carried out and Project works are

commencing, to be maintained on site in a locked room (i.e. site office or similar) provided by Barn Hill Wind Farm Pty Ltd or one of their contractors.

5.3. Impact to newly discovered Aboriginal remains

In consideration and combination with the measures outlined at section 5.1 above (where applicable), the following management measures will also be applied to the identification and salvage of Aboriginal remains.

The heritage consultant (qualified archaeologist) must record:

- a) the orientation, articulation, position and direction of the remains;
- b) the depth from ground surface, or real level (where recorded and relevant);
- c) the extent of the remains present;
- d) the level of preservation;
- e) the size and extent of the original burial cut, where possible;
- f) any cultural materials identified during the excavation, uncovering and removal works, including but not limited to stone artefacts, ochre, faunal remains, charcoal or other organic materials; and
- g) any other information or archaeological observations relating to the remains, or the circumstances of their original interment.

Further, the heritage consultant (qualified archaeologist) is required to:

- a) excavate the entirety of the remains, the surrounding burial cut/feature, as well as all associated cultural materials until a culturally sterile layer is reached;
- b) remove the remains as carefully as possible, along with any associated Aboriginal objects or other cultural materials, and place them in appropriately labelled environmentally appropriate storage containers; and
- c) make a photographic record of all stages of the excavation, including scale photographs of each excavated layer and any Aboriginal remains/objects exposed and subsequently removed during the excavation.

Ground disturbance works forming part of the Barn Hill Wind Farm and Battery Project may resume once the heritage consultant (qualified archaeologist) has completed the above identification and salvage works.

6. Reporting

Within six months of any ground disturbance works forming part of the Barn Hill Wind Farm and Battery Project being completed which impacted on any newly discovered Aboriginal site, object or remains, the archaeologist will provide a plain English report to Barn Hill Wind Farm Pty Ltd, NNAC, KYAC, NWTAC and AAR which at a minimum includes:

- a) an executive summary;
- b) introduction and background;
- c) the nature and extent of the Aboriginal site, object or remains;
- d) the location of the Aboriginal site, objects or remains depicted on a colour map;
- e) details of the methods used for the excavation, uncovering, removal, relocation of the Aboriginal site, object or remains;
- f) the results and outcomes of excavation, uncovering, removal, relocation of the Aboriginal site, object or remains;
- g) the dates upon which any excavation, uncovering, removal, relocation of the Aboriginal site, object or remains took place;
- h) the results of any sieving of soil associated with these works (if applicable);
- i) the results of any non-destructive analysis of excavated site or remains, including:
 - an inventory and basic archaeological analysis of any heritage excavated, uncovered, removed, relocated and/or reburied, such as objects, hearth contents, or faunal remains
 - in the case of Aboriginal remains, the sorting of the remains into specific individuals
 - in the case of Aboriginal remains, an inventory of the remains excavated, uncovered, removed, relocated and/or reburied, and an assessment of same, which may include the individual's stature during life, sex, age at death and any other relevant observations such as tooth wear, bone condition and pathologies.
 - the results of any destructive scientific analyses undertaken, such as radiocarbon dating, where authorised under the AHA
- j) details concerning the temporary storage of any heritage, prior to its relocation and/or reburial;
- k) details about the relocation and/or reburial of any heritage, including spatial data and scale photographs of this process where appropriate; and
- l) any heritage recommendations stemming from these works.

And in the case of Aboriginal objects whether isolated examples or within Aboriginal sites provide an inventory that at a minimum includes:

- a) a unique identifier number for each object;

- b) a physical description of each object;
- c) geospatial information about the discovery location of each object, where recorded; and
- d) Where practical and where considered necessary by an archaeologist to demonstrate the range of objects within the Authorisation Area, scale photographs of the object(s).

6.1. Site card lodgement

Barn Hill Wind Farm Pty Ltd must lodge with AAR, NNAC, KYAC and NWTAC site cards and associated spatial data detailing the original (in situ) locations of newly recorded Aboriginal sites, objects or remains, and in the case of salvage or part-salvage, repatriated/relocated Aboriginal sites, objects or remains within six months of the date of discovery, which includes the measures that will be employed to ensure the protection of the site or remains for the life of the Project.

Appendix C: Section 20A of the Aboriginal Heritage Act 1988 (SA)

Division 1—Discovery, protection and management of Aboriginal sites, objects and remains

20—Reporting discovery of sites, objects or remains where person not acting under Ministerial authorisation

- (1) An owner or occupier of private land, or an employee or agent of such an owner or occupier, who discovers on the land—

- (a) an Aboriginal site; or
- (b) an Aboriginal object or remains,

must, as soon as practicable, report the discovery to the Minister giving particulars of the nature and location of the site, object or remains.

Maximum penalty:

- (a) in the case of a body corporate—\$500 000;
 - (b) in any other case—\$250 000 or imprisonment for 2 years or both.
- (2) This section does not apply to the traditional owner of the site or object or to an employee or agent of the traditional owner (other than where the traditional owner is an employee or agent of, or is otherwise acting for or on behalf of, persons engaged in commercial activities on the land where the discovery is made).
- (3) The Minister may direct a person making a report, or the owner or occupier of the land to which the report relates, (or both) to take such immediate action for the protection or preservation of the Aboriginal site, object or remains as the Minister considers appropriate.
- (4) A person must not, without reasonable excuse, fail to comply with a direction of the Minister under this section.

Maximum penalty: \$10 000 or imprisonment for 6 months or both.

- (5) This section does not apply in relation to—
- (a) Aboriginal sites, objects or remains discovered by a person acting pursuant to a Ministerial authorisation given under section 21 or 23 (being a discovery that must be reported in accordance with section 20A); or
 - (b) Aboriginal sites, objects or remains the discovery of which has previously been reported under this Act.

20A—Cessation of activity and reporting to Minister on discovery etc of certain sites, objects or remains while acting under authorisation

- (1) A prescribed person who, while acting, or purportedly acting, pursuant to an authorisation given by the Minister under section 21 or 23 or both after the commencement of this section (the *relevant authorisation*)—
- (a) discovers an Aboriginal site, object or remains; or
 - (b) discovers a site, object or remains that the person suspects, or ought reasonably to suspect, may be an Aboriginal site, object or remains; or
 - (c) becomes aware of new information relating to an Aboriginal site or remains,

- must, in accordance with the requirements set out in the relevant authorisation—
- (d) in the case of an Aboriginal site or remains—cease undertaking activity within the prescribed distance of the site or remains; and
 - (e) in any case—report the discovery or new information to the Minister.
- (2) A prescribed person who, while acting, or purportedly acting, pursuant to an authorisation given by the Minister under section 21 or 23 or both before the commencement of this section (the **relevant authorisation**)—
- (a) discovers an Aboriginal site, object or remains; or
 - (b) discovers a site, object or remains that the person suspects, or ought reasonably to suspect, may be an Aboriginal site, object or remains; or
 - (c) becomes aware of new information relating to an Aboriginal site or remains, must—
 - (d) in the case of an Aboriginal site or remains—
 - (i) cease undertaking activity within the prescribed distance of the site or remains for such period as may be reasonably necessary to allow the Minister a reasonable opportunity to take action under this Act in respect of the site or remains; and
 - (ii) as soon as is reasonably practicable after the discovery, or after becoming aware of the new information, report the discovery or new information to the Minister; or
 - (e) in the case of an Aboriginal object—manage the object, and report the discovery of the object to the Minister, in accordance with the requirements set out in the relevant authorisation.
- (3) To avoid doubt, subsection (2)(d) applies despite a provision of an authorisation to the contrary.
- (4) A prescribed person who contravenes subsection (1) or (2) is guilty of an offence.
- Maximum penalty:
- (a) in the case of a body corporate—\$500 000;
 - (b) in any other case—\$250 000 or imprisonment for 2 years or both.
- (5) Except as is contemplated by subsection (6), subsections (1) and (2) do not apply in relation to the following Aboriginal sites, objects or remains:
- (a) Aboriginal sites, objects or remains that are known to the Minister and disclosed to the applicant in the course of their application for the relevant authorisation (whether or not the discovery of the sites, objects or remains has previously been reported under this Act);
 - (b) Aboriginal sites, objects or remains the discovery of which is reported under section 20;
 - (c) Aboriginal sites, objects or remains that are the subject of a management methodology approved by the Minister for the purposes of this section;
 - (d) Aboriginal sites, objects or remains that are the subject of a local heritage agreement;

- (e) any other Aboriginal site, objects or remains, or Aboriginal sites, objects or remains of a kind, prescribed by the regulations.
- (6) Despite subsection (5), subsections (1) and (2) continue to apply in relation to new information relating to an Aboriginal site or remains of which a prescribed person becomes aware (whether or not the site or remains themselves are referred to in subsection (5)).
- (7) Before approving a management methodology for the purposes of this section, the Minister must be satisfied that—
 - (a) consultation with traditional owners, and other Aboriginal persons or Aboriginal organisations that have a particular interest in the matter, was carried out in accordance with any requirements set out in the regulations or guidelines in the development of the management methodology; and
 - (b) the management methodology includes provisions requiring consultation with traditional owners, and other Aboriginal persons or Aboriginal organisations that have a particular interest in the matter, in relation to sites, objects or remains discovered in the course of undertaking an activity pursuant to the relevant authorisation; and
 - (c) the management methodology includes provisions that provide the Minister with a reasonable opportunity to take action under this Act in respect of sites or remains discovered in the course of undertaking an activity pursuant to the relevant authorisation, or where new information relating to a site or remains becomes known; and
 - (d) a condition is imposed on the relevant authorisation requiring the person to whom the authorisation is given to comply with the management methodology in relation to sites, objects and remains discovered in the course of undertaking an activity pursuant to the authorisation; and
 - (e) the management methodology complies with any other requirements set out in the regulations or guidelines.
- (8) Nothing in this section limits a direction that may be given by the Minister or an inspector under this Act (and, in particular, nothing in this section authorises a person to contravene such a direction).
- (9) In this section—

prescribed distance, in relation to a site or remains, means—

- (a) if the regulations prescribe a distance for the purposes of this section—that distance; or
- (b) if the site or remains are discovered in the course of undertaking an activity pursuant to an authorisation of the Minister under section 21 or 23, and that authorisation specifies a distance for the purposes of this section—that distance; or
- (c) in any other case—
 - (i) in the case of a site—3 metres; or
 - (ii) in the case of remains—5 metres;

prescribed person, in relation to a relevant authorisation, means—

- (a) the person to whom the relevant authorisation is given; and
- (b) a traditional owner of the site or remains to the extent that the traditional owner is an employee or agent of, or is otherwise acting for or on behalf of, a person to whom the relevant authorisation is given; and
- (c) an employee or agent of, or a person otherwise acting for or on behalf of, a person referred to in a preceding paragraph; and
- (d) any other person prescribed by the regulations.