

**EMS PROC: 013 Cultural Heritage Management Procedure****Purpose**

This document is to provide direction for the management cultural heritage issues associated with Curragh and Curragh North Mining Leases.

**Reference**

- Cultural Heritage Management Plan (CHMP)
- Aboriginal Cultural Heritage Act 2003
- Cultural Records Act
- Cultural Heritage Investigation and Management Agreement (CHIMA)

**Scope**

This document sets out the responsibilities of Curragh to comply with provisions outlined in the CHIMA and CHMP with the Nghally Ghungalu Thoonieda Aboriginal Corporation and the Ghungalou Aboriginal Corporation.

It is intended to provide a clear and workable system of Aboriginal Cultural Heritage to minimise or prevent the loss or damage to items of cultural heritage or archaeological significance.

**Definitions**

CHIMA: Cultural Heritage Investigation and Management Agreement  
 CHMP: Cultural Heritage Management Plan  
 EPA: Environmental Protection Authority  
 TOFO's: Traditional Owner Field Officer

Aboriginal cultural heritage is defined as

- A significant place means a place, site or area of land (whether above or below the earth's surface) or of water (or underwater) that the Ghungalu People and the Kangoulu People consider to be culturally significant to them according to their customary laws and traditions.
- A significant Aboriginal object means an object including human skeletal remains or other Aboriginal archaeological or historical object that the Ghungalu People and the Kangoulu People consider to be of cultural significance to them according to their customary laws and traditions.
- Showing evidence of archaeological or historic significance of Aboriginal occupation of an area in Queensland

**Responsibilities**

The responsibilities have been assigned to the following roles -

**Environmental Superintendent**

- Provide a system to survey and mitigate all areas for cultural heritage prior to being disturbed
- Notify relevant groups of breaches to cultural heritage management practices
- Ensure that all staff and contractors are aware of their responsibilities under the CHMP

<i>EMS PROC 013 Cultural Heritage Management Procedure</i>	<i>Dated 14/04/09, Version 01</i>
<b>UNCONTROLLED WHEN PRINTED</b>	<i>Page 1 of 3</i>
<i>Authorised by:</i>	<i>Document Owner: Manager Environment and Sustainability</i>

**Responsibilities of Employees/Contractors**

- Monitor area for items of potential cultural significance
- Not to disturb or enter any cultural heritage restricted areas
- Notify their Supervisors of any suspected artefacts

**Requirements****Management Strategies**

The Aboriginal Cultural Heritage Act establishes a Duty of Care requiring land users to 'take all reasonable and practicable measures to ensure their activities on the land do not harm Aboriginal Cultural Heritage'. This is achieved via land users negotiating an agreed consensus with relevant Aboriginal parties on the impact their projects may have on cultural heritage.

Curragh will employ practical and effective means to enable continuation of mining development and other activities while managing the cultural heritage and environmental values of affected areas in accordance with relevant legislation and the wishes of Ghungalu and Kangoulu People.

The management strategy is to ensure that cultural material, places and values are not further impacted and where possible should be left on country. Thus avoidance of all cultural material through appropriate planning and design should be undertaken where possible. The application of a zoning plan provides for a restricted access and limited impact regime.

Areas at Curragh are defined by Zones which represent the stage at which cultural clearance sits

- Zone 1 – Initial survey required
- Zone 2 – Further survey work required and mitigation work required
- Zone 3 - Mitigation required
- Zone 4 - Cleared for Development
- Zone 5 – Limited Access Zone

A current zoning map can be obtained from the Environmental Department.

**Procedure for Potential Find of Indigenous or Non-Indigenous Cultural Heritage Item***Permit to Disturb*

Before any disturbance is undertaken on the mining lease, it shall be cross checked to ensure the area has been surveyed and mitigated. Only when it has been cleared by both groups can activities proceed and a permit to disturb issued. Refer to EMS PROC 032 Permit To Disturb.

*Monitoring of all disturbances*

All employees shall be alert and take all care to minimise the disturbance to any artefacts encountered.

*Process if artefacts/items found*

- Stop work in the vicinity of the item.
- Contact Environmental Department.
- Leave items in the ground where they were found.
  - If items are dislodged by machinery, make a note of where they came from.
- If skeletal remains are located -
  - Under no circumstances should bones or remains be disturbed.
  - The Environmental Department would notify relevant authorities.

EMS PROC 013 Cultural Heritage Management Procedure	Dated 14/04/09, Version 01
<b>UNCONTROLLED WHEN PRINTED</b>	Page 2 of 3
Authorised by:	Document Owner: Manager Environment and Sustainability

**Restricted Areas**

There are some restricted access areas for cultural heritage on Curragh Site. Access to these is prohibited unless authorised by the Environmental Department.

**Breach of Cultural Heritage**

No person is to undertake any activities in any area that has not been the subject of appropriate cultural heritage investigation. Following appropriate investigation mitigation works may need to be undertaken.

**Training**

Before any works commence, site personnel shall be informed on the procedures in relation to excavating in areas with the potential for artefacts, and the action to be undertaken if they are encountered.

**Document Review**

The document is due for review on or before June 2010.

<i>EMS PROC 013 Cultural Heritage Management Procedure</i>	<i>Dated 14/04/09, Version 01</i>
<b>UNCONTROLLED WHEN PRINTED</b>	<i>Page 3 of 3</i>
Authorised by:	<i>Document Owner: Manager Environment and Sustainability</i>