



# *Government Gazette*

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## **Notice of listing Discobolus Monument Moveable Heritage Group SHR 02123 on the State Heritage Register under the *Heritage Act 1977***

In pursuance of section 37(1)(b) of the *Heritage Act 1977 (NSW)*, the Heritage Council gives notice that the item of environmental heritage specified in Schedule “A” has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 8 December 2025 to direct the listing.

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

**Heritage Council of New South Wales**

### **SCHEDULE A**

The item known as the Discobolus Monument Moveable Heritage Group, currently located at Sydney Olympic Park.

## **Exemption order for Discobolus Monument Moveable Heritage Group listing on the State Heritage Register (SHR 02123) under the *Heritage Act 1977***

I, Penny Sharpe, the Minister for Heritage, on the recommendation of the Heritage Council of NSW dated 4 November 2025, make the following order under section 57(2) of the *Heritage Act 1977* (the Act) granting an exemption from section 57(1) of the Act in respect of the engaging in or carrying out of any activities described in Schedule B by the owner, manager, mortgagee or lessee (or persons authorised by the owner or manager) of the item.

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

Dated this 8<sup>th</sup> day of December 2025.

The Hon Penny Sharpe MLC

**Minister for Heritage**

## SCHEDULE A

The item known as Discobolus Monument Moveable Heritage Group SHR 02123, currently located at Sydney Olympic Park.

## SCHEDULE B

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

The follow exemptions apply in addition to the 'standard exemptions' for items listed on the State Heritage Register (SHR) made under section 57(2) of the *Heritage Act 1977* and published in the NSW Government Gazette.

### GENERAL CONDITIONS

- a) Activities/ works under the site specific exemptions must be carried out by people with knowledge, skills, and experience appropriate to the work (some site specific exemptions require suitably qualified and experienced professional advice/ work).
- b) Activities/ works that do not fit within the exemptions described in this document or the 'standard exemptions' for items listed on the State Heritage Register made under section 57(2) of the *Heritage Act 1977* and published in the NSW Government Gazette would require an approval under the *Heritage Act 1977*. It is an offence to do any of the things listed in section 57(1) of the *Heritage Act 1977* without a valid exemption or approval.
- c) The site specific exemptions are self-assessed. It is the responsibility of a proponent to ensure that the proposed activities/works fall within the site specific exemptions.
- d) The proponent is responsible for ensuring that any activities/ works undertaken by them, or with their landowner's consent, meet all the required conditions and have all necessary approvals.
- e) Proponents must keep records of any activities/ works for auditing and compliance purposes by the Heritage Council of NSW. Where advice of a suitably qualified and experienced professional has been sought, a record of that advice must be kept. Records must be kept in a current readable electronic file or hard copy for a reasonable time.
- f) In these exemptions, words have the same meaning as in the *Heritage Act 1977* or the relevant guidelines, unless otherwise indicated. Where there is an inconsistency between relevant guidelines and these exemptions, these exemptions prevail to the extent of the inconsistency. Where there is an inconsistency between either relevant guidelines or these exemptions and the *Heritage Act 1977*, the Act will prevail.
- g) Where relevant *The Heritage Manual* (1996, Heritage Office and Department of Urban Affairs and Planning) and *The Maintenance Series* (1996 republished 2004, NSW Heritage Office and Department of Urban Affairs & Planning) guidelines, or any subsequent documents prepared to replace or supplement these documents, must be complied with then undertaking any activities/ works on an item.

## **EXEMPTION 1: RELOCATION AWAY FROM STOCKROUTE PARK TO ANOTHER LOCATION WITHIN SYDNEY OLYMPIC PARK**

### Specified activities and works:

- a) Relocation away from Stockroute Park and installation of the item in a public open space within Sydney Olympic Park.
- b) Temporary storage of the item or parts of the item for a period of up to 6 months as part of a permanent relocation.
- c) Like-for-like replacement of olive (*Olea europaea*) trees and Mediterranean cypress (*Cupressus sempervirens*) trees where necessary.
- d) All activities associated with aftercare for trees which have been transplanted or planted as part of the relocation.

### Relevant standards:

- i. Work and activities must not adversely impact the heritage significance of the item.
- ii. Like-for-like replacement of trees means replacement of trees with those of the same species, similar size and maturity.
- iii. Replacement of trees must only occur where survival after transplantation is deemed to be unlikely by a qualified horticulturist or arboriculturist.
- iv. Trees must be replaced during the installation of the item.
- v. The layout of the installation must either:
  - a. match the current layout of the item, or
  - b. follow the design in the Concept Design for Hellenic Tribute Public Art Project – Discobolus, by Robert Owen, dated February 1999 including Stockroute Park Proposed Site Plan, drawing RO 1, dated 9 February 1999, or
  - c. follow a new design sensitively created in response to the topography of the new location and in accordance with the original design intent of the artist.

## **EXEMPTION 2: PREPARATORY WORKS BEFORE RELOCATION WITHIN SYDNEY OLYMPIC PARK**

### Specified activities and works:

- a) Activities and works associated with the dismantling and removal of the built elements of the item from the ground, including from any bases, footings or supports if required for the relocation.
- b) Preparation of the plantings for transplantation including but not limited to:
  - i. preparatory root pruning
  - ii. canopy pruning
  - iii. all works associated with irrigation and after-care.

### Relevant standards

- i. Work and activities must not adversely impact the heritage significance of the item.
- ii. Removal of bases, foundations or supports must not cause damage to the item.

## **EXEMPTION 3: ONGOING MANAGEMENT OF THE ITEM**

### Specified activities and works:

- a) Like-for-like replacement of plaques and memory stones that are beyond repair.
- b) Removal and replacement of senescent olive (*Olea europaea*) and Mediterranean cypress (*Cupressus sempervirens*) trees with viable trees of the same species.

- c) All activities associated with the aftercare following a relocation of existing plantings, or new replacement plantings.
- d) Temporary installation of artworks, fencing, facilities, crowd control barriers, lighting, signage, and sound/ public address equipment for ceremonial occasions, and/ or general events. These are to be erected, used and removed (along with necessary remediation) within a maximum period of 30 days per installation, where Sydney Olympic Park Authority is satisfied with the proposal.
- e) All temporary and permanent signage that is consistent with the heritage significance of the item and all its component parts and does not obstruct sight lines to and from the item.

#### Relevant standards

- i. Work and activities must not adversely impact the heritage significance of the item.
- ii. Senescent plantings which are removed from the site must be replaced within 12 months.
- iii. Tree protection measures as nominated in Australian Standard AS 4970 -2009 should be installed for events, to prevent soil compaction and damage to trees.
- iv. Maintenance or operational vehicles and equipment must avoid damage to built and landscape elements including damage to turf or soil compaction, when undertaking maintenance activities.