

Heritage (Decision about Provisional Registration of Historical Railway Objects) Notice 2022

Notifiable instrument NI2022–301

made under the

Heritage Act 2004, s 34 (Notice of decision about provisional registration)

1 Name of instrument

This instrument is the *Heritage (Decision about Provisional Registration of Historical Railway Objects) Notice 2022*.

2 Commencement

This instrument commences on the day after its notification day.

3 Decision about provisional registration

On 2 June 2022, the ACT Heritage Council (the *Heritage Council*) decided not to provisionally register Historical Railway Objects, (formerly) block 10 section 47, Fyshwick (the *Objects*).

4 Description of the Objects

The description of the Objects is in the schedule.

5 Reasons for the decision

The Heritage Council is not satisfied on reasonable grounds that the Objects are likely to have heritage significance as defined by section 10 of the *Heritage Act 2004*. A detailed statement of reasons, including an assessment against the heritage significance criteria, is provided in the schedule.

6 Date decision takes effect

The decision not to provisionally register the Objects takes effect on 3 June 2022.

Edwina Jans
A/g Secretary (as delegate for)
ACT Heritage Council
2 June 2022



ACT Heritage Council

STATEMENT OF REASONS DECISION NOT TO PROVISIONALLY REGISTER HISTORICAL RAILWAY OBJECTS FORMERLY BLOCK 10, SECTION 47, FYSHWICK IN THE ACT HERITAGE REGISTER

In accordance with s 32 of the *Heritage Act 2004*, the ACT Heritage Council has decided not to provisionally register Historical Railway Objects, Fyshwick. This Statement of Reasons provides an assessment of Historical Railway Objects, (formerly) Fyshwick and finds that the objects do not meet any of the criteria under s 10 of the *Heritage Act 2004*.

This statement refers to the location of the objects as required in s 34 (5) (b) (ii) of the *Heritage Act 2004*.

LOCATION OF THE OBJECTS

The ownership and location of the Historical Railway Objects is currently not known, the objects were formerly part of the collection of the Australian Railway Historical Society (ACT Division), stored at 2 Geijera Place, Kingston (Block 10, Section 47, Fyshwick).

This section refers to the description of the objects as required in s 34 (5) (b) (iii) of the *Heritage Act 2004*.

DESCRIPTION OF THE OBJECTS

A collection of Historical Railway Objects (Table 1), consisting of the following:

- B11127 - Timber American type tourist car, 1905;
- B11175 - Timber American type tourist car, 1908;
- HFO1111 - Timber American type tourist car, 1905;
- HFO1276 - Timber American type tourist car, 1908;
- BAM1743 - Ex HFN2205 MANN type, 14 sleeping berths, 8-wheel steel car., 1939;
- BAM2189 - Ex FN2819 MANN type, 14 sleeping berths, 8-wheel steel car., 1939;
- MAL888 - 18 Sleeping berth, twinette, 12-wheel timber car, 1929;
- TAM906 - MANN type, 20 berth, 12-wheel timber car, 1926;
- TAM1888 - MANN type, 20 berth, 12-wheel timber car, 1929;
- BSR2031 - Ex BS, 18 seat, first class corridor/buffet car, 1936;
- ATP1000 - Timber bodied, curved roof, mail sorting van;
- 3102 – Locomotive - 4-6-0 Bayer Peacock Manchester England, builder's no. 5797, 1914;
- 3013 – Locomotive - 4-6-2 Bayer Peacock Manchester England, builder's no. 4456, 1903;
- Garrett Locomotive Boiler AD60 Class, Ex. locomotive 6029. 4-8-4 + 4-8-4 Bayer Peacock Manchester UK, builder's no. 7531, 1952;
- Railway crane, Canberra Railway yard, manufactured by Johns & Waygood Ltd, 3-ton capacity, 1960s;
- BAS Hopper Wagon, Australian Commonwealth Railways;
- Iron 75ft turntable Ex. Wyong Station, NSW. 1920s.

This statement refers to the Council's reasons for its decision as required in s 34 (5) (b) (iv) of the *Heritage Act 2004*.

REASONS FOR DECISION

The Council is not satisfied on reasonable grounds that the objects are likely to have heritage significance as defined by s 10 of the *Heritage Act 2004*.

This statement refers to the Council's assessment of the objects against the heritage significance criteria as a part of its reasons for its decision as required in s 34 (5) (b) (v) of the *Heritage Act 2004*.

ASSESSMENT AGAINST THE HERITAGE SIGNIFICANCE CRITERIA

The Council's assessment against the criteria specified in s 10 of the *Heritage Act 2004* is as follows.

In assessing the heritage significance of Historical Railway Objects, (formerly) Fyshwick, the Council considered:

- the original nomination and documentary evidence supplied by the nominator;
- the Council's *Heritage Assessment Policy* (March 2018); and
- the report by ACT Heritage titled, *Background Information Historical Railway Objects*, June 2022, containing information on the history of the collection and a description of the objects included in the nomination.




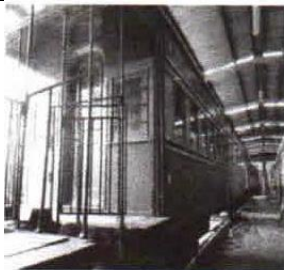
The Historical Railway Objects in this collection previously belonged to the Australian Railway Historical Society (ACT Division) but, following instructions from the receivers and liquidators, Deloitte, were auctioned by Slattery Auctioneers on 2nd August 2017.





The dispersal of the collection to new owners and relocation of its constituent items resulting from the auction means that this collection has been so altered that it can no longer provide evidence to its importance to any aspect of the heritage significance, as defined by **criteria a-g** of the *Heritage Act 2004*. Also, following the auction, the ownership and present location of the majority of the items is unknown.

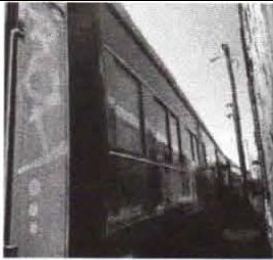



No detailed assessment of the significance of the original collection has been undertaken because this collection no longer exists as an entity, automatically precluding them from meeting any of the criteria.





Some consideration appears to have been given by the liquidators, when selecting items to be auctioned, to choosing items within the larger holdings of the Australian Railway Historical Society (ACT Division) that were of comparatively less significance to the ACT. However, this decision not to provisionally register the Historical Railway Objects does not necessarily preclude the consideration of items that were listed in this collection as individual objects or within collections in future nominations to the Heritage Register.

Table 1: Objects included in nomination

Railway Carriage/ Locomotive Number	Description	Image from Auction Listing	Year Built	Original Owner	Year Acquired by ARHS (ACT Division)
B11127	Timber American type tourist car.	 <p>1 X 1905 AMERICA... Item No. 13680-22 Lot No. 3</p>	1905	NSW Government Railways (NSWGR)	1975
B11175	Timber American type tourist car.	 <p>1 X 1908 AMERICA... Item No. 13680-21 Lot No. 4</p>	1908	NSWGR	1975
HFO1111	Timber American type tourist car.	 <p>1 X 1905 AMERICA... Item No. 13680-20 Lot No. 5</p>	1905	NSWGR	1975
HFO1276	Timber American type tourist car.	 <p>1 X 1908 AMERICA... Item No. 13680-23 Lot No. 6</p>	1908	NSWGR	1975

Railway Carriage/ Locomotive Number	Description	Image from Auction Listing	Year Built	Original Owner	Year Acquired by ARHS (ACT Division)
BAM1743	Ex HFN2205 MANN type, 14 sleeping berths, 8-wheel steel car.	 <p>1 X 1939 14 BERTH... Item No. 13680-11 Lot No. 2</p>	1939	NSWGR	1989
BAM2189	Ex FN2819 MANN type, 14 sleeping berths, 8-wheel steel car.	 <p>1 X 1939 14 BERTH... Item No. 13680-12 Lot No. 41</p>	1939	NSWGR	1989
MAL888	18 Sleeping berth, twinette, 12-wheel timber car.	 <p>1 X 18 BERTH TWI... Item No. 13680-15 Lot No. 71</p>	1929	NSWGR	1986
TAM 906	MANN type, 20 berth, 12-wheel timber car.	 <p>1 X 1926 20 BERTH... Item No. 13680-16 Lot No. 72</p>	1926	NSWGR	1983
TAM1888	MANN type, 20 berth, 12-wheel timber car.	(Unable to find object in auction listing.)	1929	NSWGR	1988

Railway Carriage/ Locomotive Number	Description	Image from Auction Listing	Year Built	Original Owner	Year Acquired by ARHS (ACT Division)
BSR2031	Ex BS, 18 seat, first class corridor/buffet car.	 <p>1 X 1936 18 SEATE... Item No. 13680-46 Lot No. 37</p>	1936	NSWGR	1979
ATP1000	Timber bodied, curved roof, mail sorting van.	 <p>1 X 1968 PARCELS... Item No. 13680-49 Lot No. 50</p>		NSWGR	
3102	Locomotive: 4-6-0 Bayer Peacock Manchester England, builder's no. 5797.	 <p>1 X 1914 STEAM L... Item No. 13680-67 Lot No. 59</p>	1914	NSWGR	1976
3013	4-6-2 Bayer Peacock Manchester England, builder's no. 4456.	 <p>STEAM LOCOMOT... Item No. 13680-144 Lot No. 68</p>	1903	NSWGR	2009

Railway Carriage/ Locomotive Number	Description	Image from Auction Listing	Year Built	Original Owner	Year Acquired by ARHS (ACT Division)
Garrett Locomotive Boiler AD60 Class	Steel Garrett Boiler, Ex. locomotive 6029. 4-8-4 + 4-8-4 Bayer Peacock Manchester UK, builder's no. 7531.	 <p>1 X AD60 CLASS B... Item No. 13680-131 Lot No. 66</p>	1952	NSWGR	1975
Railway Crane	Railway crane, Canberra Railway yard, manufactured by Johns & Waygood Ltd, 3-ton capacity.	 <p>1 X JOHNS & WAY... Item No. 13680-74 Lot No. 65</p>	1960s	NSWGR	
BAS Hopper Wagon	Commonwealth Railways used in the construction of the Australian Trans Continental Line.	 <p>2 X BOGIE AXLE/ 4... Item No. 13680-70 Lot No. 31</p>		Australian Commonwealth Railway	
75 Foot Turntable	Iron 75ft turntable Ex. Wyong Station, NSW.	 <p>1 X 75" TURNTABL... Item No. 13680-202 Lot No. 93</p>	Circa 1920s	NSWGR	AHRS