
HERITAGE PERMIT

GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017

Permit No: P36326



NAME OF PLACE/OBJECT: DAYLESFORD BOTANIC GARDENS

HERITAGE REGISTER NUMBER: H2202

LOCATION OF PLACE/OBJECT: CENTRAL SPRINGS ROAD AND FRASER STREET AND
HILL STREET AND DALY STREET DAYLESFORD,
HEPBURN SHIRE

THE PERMIT ALLOWS: New hard and soft landscaping works include perimeter steel safety balustrade, low rill garden bed, a carved bluestone rill surrounding the Circular Day Basin, pavement works, a channel which connects to the cascade and system of pipes and pumps to facilitate the reticulation of water, generally in accordance with the following documents:

- Wombat Hill Botanic Garden, Daylesford—Day Basin and Forecourt—Landscape Construction Documentation ‘For Approval’ issue dated 05 December 2023, prepared by GbLA:
 - L0 Cover & Drawing Schedule
 - L1.1 Existing condition
 - L1.2 Existing Site Condition Photos
 - L1.3 Existing Condition – Water & Drainage Assets
 - L1.4-L1.5 Existing Condition – Day Basin Sections
 - L2.1 Site Protection Envelope Plan
 - L2.2 Site Demolition Plan
 - L2.3 Overall Layout Plan
 - L2.4 Overall Grading & Drainage Plan
 - L2.5 Overall Landscape & Surface Finishes Plan
 - L2.6 Day Basin Details Plan
 - L3.1 Day Basin Landscape Planting Plan
 - L3.2 Garden Bed Planting Plan
 - L3.3 Planting Schedule
 - L4.1-L4.3 Landscape Sections; and
 - L5.1-L5.9 Construction Details.
- Wombat Hill Botanic Garden Basin & Forecourt Daylesford dated 14.11.2023, prepared by Don Moore & Associates Consulting Structural & Civil Engineers:
 - S1 Rev. A, General notes

- S2 Rev. A, General notes
- S3 Rev. A, Plan of Day Basin
- S4 Rev. A, Details—1
- S5 Rev. A, Details—2
- Project Advice No. 1A dated 30 October 2023
- Wombat Hill Botanic Gardens—Day Basin Drawings dated 03.10.2023, prepared by Make It Wet, irrigation design consultants:
 - 1016-DD-01 issue G Pumpsets and pipework
 - 1016-DD-02 issue G Pumpsets and pipework
- Specification of Works, 'Rill Pumping Specification Wombat Hill Botanic Gardens Daylesford', dated September 2023

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

1. The permission granted for this permit will expire if one of the following circumstances applies: the permitted works have not commenced within two (2) years of the original date of issue of this permit, or are not completed within four (4) years of the original date of issue of this permit. Commencement of the permit begins with onsite physical works.
2. The Executive Director Heritage Victoria is to be given five working days' notice of the intention to commence the approved works.
3. Should further **minor changes** in accordance with the intent and approach of the endorsed documentation become necessary, correspondence and supporting documentation must be prepared and lodged in accordance with the permit condition for endorsement by the Executive Director Heritage Victoria. If the Executive Director considers that the changes are not minor, an amendment to the permit or a new application will be required.
4. Prior to the commencement of any of the works approved by this permit, a **Heritage Protection Plan** must be submitted to the Executive Director Heritage Victoria for approval. Once approved, the Heritage Protection Plan will be endorsed and will then form part of the permit. The Heritage Protection Plan must include a sequencing program for the approved works, details of any temporary infrastructure and services required, protection methods for the heritage place during the undertaking of the works, a work site layout plan and a tree/vegetation management and protection plan prepared in accordance with AS4970 *Protection of trees on development sites*. Once approved, the Heritage Protection Plan will be endorsed and will then form part of the permit. It is recommended that the structural engineer's advice in PAN01 related to the procedures and criteria for works in the vicinity of the Day Basin and Pioneer Memorial Tower is followed. Hand-dig methods should be strictly followed in the vicinity of the Day Basin and Pioneer Memorial Tower.
5. Prior to the commencement of any of the works approved by this permit, **construction ready drawings and specifications** must be submitted to the Executive Director Heritage Victoria for approval. Once approved, the documents will be endorsed and will then form part of the permit. The drawings and specification must be based on those referenced in the permit preamble.

6. Prior to commencement of any minor brick wall repairs or any other associated work to the Circular Day Basin a specialist contractor must provide to the Executive Director Heritage Victoria for their approval, a **schedule of repairs and methodology of any proposed repair works**. Once approved, the schedule will be endorsed and will then form part of the permit.
7. Approved works or activities are to be planned and carried out in a manner which prevents damage to the registered place/object. However, if other previously hidden original or inaccessible details of the object or place are uncovered, any works that may affect such items must immediately cease. The Executive Director Heritage Victoria must be notified of the details immediately to enable Heritage Victoria representatives to inspect and record the items, and for discussion to take place on the possible retention of the items, or the issue of a modified approval.
8. All works must cease, and Heritage Victoria must be contacted if historical archaeological artefacts or deposits are discovered during any excavation or subsurface works.
9. The Executive Director Heritage Victoria must be informed when the approved works have been completed.
10. The works approved by this permit must be carried out in their entirety unless otherwise agreed in writing by the Executive Director Heritage Victoria.

NOTE THAT PERMISSION HAS BEEN GIVEN FOR INSPECTIONS OF THE PLACE OR OBJECT TO BE UNDERTAKEN DURING THE CARRYING OUT OF WORKS, AND WITHIN SIX (6) MONTHS OF NOTIFICATION OF THEIR COMPLETION.

TAKE NOTICE THAT ANY NATURAL PERSON WHO CARRIES OUT WORKS OR ACTIVITIES NOT IN ACCORDANCE WITH THE PERMIT OR CONDITIONS IS GUILTY OF AN OFFENCE AND LIABLE TO A PENALTY OF 120 PENALTY UNITS (\$22,190.40 FROM 1 JULY 2022) OR IN THE CASE OF A BODY CORPORATE 600 PENALTY UNITS (\$110,952 FROM 1 JULY 2022) UNDER s104 THE HERITAGE ACT 2017.

WORKS UNDERTAKEN WITHOUT A PERMIT OR PERMIT EXEMPTION CAN INCUR A FINE OF UP TO 4800 PENALTY UNITS (\$887,616 FROM 1 JULY 2022) FOR A NATURAL PERSON OR 5 YEARS IMPRISONMENT OR BOTH AND UP TO 9600 PENALTY UNITS (\$1,775,232 FROM 1 JULY 2022) IN THE CASE OF A BODY CORPORATE UNDER SECTION 87 OF THE HERITAGE ACT 2017.

THE ATTENTION OF THE OWNER AND/OR APPLICANT IS DRAWN TO THE NEED TO OBTAIN ALL OTHER RELEVANT PERMITS PRIOR TO THE COMMENCEMENT OF WORKS.

Date Issued:

08 March 2024

**Signed as delegate for the Executive Director,
Heritage Victoria pursuant to the Instrument of
Delegation**



A handwritten signature in black ink, which appears to read "Nicola Stairmand". The signature is fluid and cursive.

Nicola Stairmand
Manager, Statutory Approvals
Heritage Victoria