
HERITAGE
PERMIT
GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017

Permit No.: P32806

Applicant/s:



NAME OF PLACE/OBJECT: OVOID SEWER AQUEDUCT OVER BARWON RIVER

HERITAGE REGISTER NUMBER: H0895

LOCATION OF PLACE/OBJECT: 42 LEATHER STREET BREAKWATER and 91-97 TANNERY ROAD MARSHALL

THE PERMIT ALLOWS: *Demolition of four (4) of the fourteen (14) pier and truss spans of the Ovoid Sewer Aqueduct, and retention of the four (4) associated pier base structures, removal of the existing exclusion fencing, establishment of an expanded public exclusion zone and new fencing and delivery of a heritage interpretation program generally in accordance with the following documents:*

- **BARWON RIVER SEWER AQUEDUCT STRUCTURAL DRAWINGS, JOB NO. 267246, PREPARED BY ARUP**
 - DRAWING NO. S-0001 COVER SHEET AND DRAWING LIST, ISSUE P2, 06/04/2020
 - DRAWING NO. S-1001 DEMOLITION AND EXCLUSION ZONE FENCING, ISSUE P3, 06/04/2020
 - DRAWING NO. S-1002 LONG SECTION, ISSUE P3, 06/04/2020
 - DRAWING NO. S-1003 PROPOSED PROPPING DETAILS AT PIER 8, ISSUE P3, 06/04/2020
 - DRAWING NO. S-1004 PROPOSED PROPPING DETAILS AT PIER 13, ISSUE P1, 05/02/2020
 - DRAWING NO. S-1005 TYPICAL PROP DETAILS, ISSUE P1, 05/02/2020
- **BARWON WATER OVOID SEWER AQUEDUCT: PROPOSED PARTIAL DEMOLITION, HERITAGE INTERPRETATION OVERVIEW, PREPARED BY LOVELL CHEN, APRIL 2020**

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

1. The permission granted for this permit shall 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 unless otherwise agreed in writing by the Executive Director, Heritage Victoria (**the Executive Director**).
2. The Executive Director is to be given five working days' notice of the intention to commence the approved works.
3. The works approved in this permit must be undertaken in a staged manner. These stages are: **Stage 1 Early-Works Package** (such as site establishment and clearance, removal of hazards, geotechnical investigations and the like, where it relates to registered land); **Stage 2 Conservation Works Package** associated with maintenance, repair, propping and make safe works to the extent of reasonably avoiding catastrophic collapse to the Aqueduct structure; **Stage 3 Demolition Package** associated with the river spans of the Aqueduct structure and permanent end propping of the newly created truss ends.

PRIOR TO COMMENCEMENT OF ANY WORKS

4. Prior to the commencement of any of the works approved by this permit, a suitably experienced **Structural Engineer** is to be nominated in writing for endorsement by the Executive Director. The nominated and approved Structural Engineer shall be appointed by the permit holder to prepare advice on appropriate measures to ensure the protection and structural stability of the heritage place prior to and during the undertaking of the works, and assist with the fulfillment of the conditions of this permit. The Structural Engineer is to undertake regular inspections throughout the duration of the works to ensure the Aqueduct and its propping is not compromised. The Executive Director is to be informed immediately if the structural stability of the Aqueduct is threatened.
5. Prior to the commencement of any of the works approved by this permit, a suitably experienced **Heritage Consultant** is to be nominated in writing for endorsement by the Executive Director. The nominated and approved Heritage Consultant shall then be appointed by the permit holder to provide advice to assist with the fulfillment of works and conditions of this permit. The endorsed Heritage Consultant shall advise the permit holder on appropriate means of achieving minimal detriment to significant fabric by compliance with best conservation practice and the conditions of this permit.
6. Prior to the commencement of any of the works approved by this permit, **vibration monitoring equipment** must be installed as a precautionary measure to ensure vibration levels are monitored and maintained within acceptable levels (as determined between the experts nominated at conditions 4 and 5) to protect the Aqueduct structure (including propping) from damage and/or catastrophic collapse. Regular clear and concise vibration monitoring updates are to be provided to the Executive Director throughout the three stages of the works as reassurance that the vibration levels are maintained within acceptable levels to ensure the ongoing stability of the Aqueduct and its propping. The following must be submitted for the endorsement of the Executive Director and once endorsed becomes part of the permit:
 - a) Plan(s) showing the location of vibration monitoring equipment;
 - b) A schedule of vibration monitoring updates;
 - c) Information to clarify what acceptable level has been determined;
 - d) An outline of what measures and protocols have been put in place if the vibration threshold is approached or exceeded.
7. Prior to and during works a formal **Program of Recording** of the heritage place is to be undertaken. This consists of a **Photographic Archival Survey**, recording using a **three-dimensional technology** and a **Demolition Recording Specification**. These requirements are covered at conditions 8, 9, 21, 25, 26 and 32. The Program of Recording is to provide: a record of the complete heritage place prior to the works; the current condition (including major defects in the fabric) of the Aqueduct structure; the full length of the Aqueduct structure including the spans proposed for demolition; record any important information revealed through the works for use as part of the **Part 2 Heritage Infrastructure Management Plan** (required at condition 31) and for use as part of the **Heritage Interpretation Plan** (required at condition 34) and to record the works as completed.
8. Prior to the commencement of any of the works approved by this permit, an archival quality photographic survey is to be prepared to record the heritage place. This is to be prepared in two parts. The **Part 1 Photographic Archival Survey** (Part 1 Survey) is to be the primary means of recording the heritage place prior to works commencing. The Part 1 Survey is to be prepared in accordance with the Heritage Council/Heritage Victoria Technical Note entitled "Photographic Recording for Heritage Places and Objects" (available on the Heritage Council website or from Heritage Victoria on request) or any subsequent update of this document. The Part 1 Survey must also include high quality still drone footage to capture the place from above, including its full length and shorter detailed sections, particularly the river spans. A single copy of the Part 1 Survey is to be provided to the Executive Director in electronic

(hard drive) format only, who will advise in writing if it satisfies this condition. Full and final submission of this record is required at condition 32.

9. Prior to commencement of any of the works approved by this permit, a recording using a **three-dimensional technology** (such as 3D scan, 3D image capture, photogrammetry or similar) of the full length of the Aqueduct structure must be undertaken and submitted digitally in a readily available format to the Executive Director for approval in writing. The intention of this record is for use as part of the **Heritage Interpretation Plan** for the heritage place required at condition 34. Full and final submission of this record is required at condition 32.

PRIOR TO COMMENCEMENT OF STAGE 1 EARLY-WORKS PACKAGE

10. Prior to the commencement of **Stage 1 Early-Works Package** approved by this permit, a Construction Management Plan (the Plan) must be provided for endorsement by the Executive Director and once endorsed becomes part of the permit. The Plan must include:
 - a) A sequencing program for the approved works;
 - b) Details of any temporary infrastructure and services required;
 - c) A work site layout plan;
 - d) Protection methods for the heritage place during the undertaking of the works;
 - e) Advice of the Structural Engineer and Heritage Consultant nominated at conditions 4 and 5 on appropriate protection methods for the heritage place during the undertaking of the works.
11. Prior to commencement of **Stage 1 Early-Works Package** a tender ready set of plans documenting these works must be submitted for endorsement by the Executive Director and once endorsed becomes part of the permit.
12. Should minor changes in accordance with the intent and approach of the permitted works approved for the **Stage 1 Early-Works Package** and endorsed documentation (condition 11) become necessary, correspondence and supporting documentation must be prepared and lodged in accordance with this permit condition for assessment by the Executive Director. More fulsome or major changes to the permit may require the submission of a permit amendment application to Heritage Victoria.

PRIOR TO COMMENCEMENT OF STAGE 2 CONSERVATION WORKS PACKAGE

13. A **Heritage Infrastructure Management Plan** (HIMP) for the Ovoid Sewer Aqueduct must be prepared as part of this permit to identify the physical interventions required and their recommended scheduling to achieve the ongoing and long-term maintenance and conservation of the heritage place. The HIMP is to be compiled by the Heritage Consultant and Structural Engineer nominated at condition 4 and 5, or a qualified heritage conservation and engineering professional agreed in writing by the Executive Director. There will be two components to the HIMP required at two stages during the approved works outlined at conditions 13, 14 and 31. The **Part 1 HIMP** is required to be prepared prior to works starting on **Stage 2 Conservation Works Package**. The **Part 2 HIMP** is required to be prepared at the conclusion of **Stage 3 Demolition Works Package**. A **Bank Guarantee** secures the preparation of Part 1 and Part 2 of the HIMP (required at condition 15). Within 6 months of endorsement of the Part 1 HIMP by the Executive Director, the obligations in the Part 1 HIMP are to be made legally binding on the owner of the registered land by means of the owner entering into a **Covenant** with the Heritage Council of Victoria pursuant to the relevant provisions of Part 7 of the *Heritage Act 2017* (required at condition 16).
14. **Part 1 HIMP** must be prepared and submitted for the endorsement of the Executive Director prior to the commencement of **Stage 2 Conservation Works Package** approved by this permit, and once endorsed becomes part of this permit. The Part 1 HIMP must include the following:
 - a) An Action Plan that can be implemented in the event of catastrophic or structural collapse and for disasters or emergency events. This must include but may not be limited to:

- i) Plans to prepare the heritage place for known disaster events such as floods;
 - ii) A catastrophic collapse, disaster or emergency response informed by the documented significance of the heritage place including an approach to safeguarding any elements at risk as a result of the unforeseen event;
 - iii) Decision-making matrix and Plans as to the requirement for safely storing any significant material or artefacts that are dislodged, in a weather-tight location on site or elsewhere;
 - iv) Plans for emergency and construction vehicle access;
 - v) Plans for restricting public access;
 - vi) Decision-making matrix and approach for clearing part of site if a major collapse occurs; and
 - vii) Plans for securing the structural integrity of the overall structure such as any requirement for new structural propping as a result of an event.
- b) A schedule of ongoing maintenance, repair and/or make safe works to the retained Aqueduct spans and their propping to the extent of reasonably avoiding catastrophic collapse;
 - c) A schedule of ongoing landscape maintenance works required to protect the Aqueduct, retained pier bases and the propping including but not limited to vegetation clearance and/or limitations on plantings directly adjacent to the Aqueduct, its pier bases or propping. It is preferable that the landscape is maintained in a similar manner within the full extent of the exclusion zone (as defined by the fencing).
 - d) A schedule for inspections and reporting to be provided to Heritage Victoria in perpetuity. Initially these are to be every 6 months for the first five years and preferably undertaken by the Heritage Consultant and/or Structural Engineer nominated at condition 4 and 5. After the initial 5 years they are to be provided yearly and undertaken by a qualified heritage conservation and/or engineering professional agreed in writing by the Executive Director. The intention of these reports is to monitor the condition of the Aqueduct structure and its propping as well as the retained pier bases. The Executive Director, or their representative, are to be invited for yearly inspections that generally follow the scheduling of reporting.
 - e) Recommendations for standing permit exemptions under section 92 of the *Heritage Act 2017* to allow regular maintenance works documented in the HIMP to be undertaken at the heritage place.
15. Prior to preparation of the **Heritage Infrastructure Management Plan (HIMP)** required at condition 13, 14 and 31, a costed schedule or itemised quote from the consultant(s) for the preparation of this document (Part 1 and Part 2) is to be lodged and approved in writing by the Executive Director. An **unconditional Bank Guarantee** made out to the Heritage Council of Victoria (ABN 87 967 501 331) for the amount of the works identified in the approved costed schedule or itemised quote plus a 10% contingency amount. The bank guarantee is required to ensure satisfactory completion of the **Part 1 and Part 2 HIMP** required by this permit. The Bank Guarantee will be forfeited if the Part 1 and Part 2 HIMP (as required at conditions 13, 14 and 31) are not completed or if Part 1 HIMP is not Covenanted to the title of the heritage place (as required at condition 16). The Bank Guarantee will be returned on satisfaction of conditions 13, 14, 16 and 31.
16. Within 6 months of endorsement of the **Part 1 Heritage Infrastructure Management Plan (Part 1 HIMP)** in accordance with condition 14, the obligations of the **Part 1 HIMP** are to be made legally binding on the owner of the registered land/structure by means of the owner entering into a **Covenant** with the Heritage Council of Victoria pursuant to the relevant provisions of Part 7 of the *Heritage Act 2017*. The approved Part 1 HIMP endorsed with condition 14 shall be incorporated into the Covenant. Reasonable investigations must be made by the permit holder and provided to the Executive Director to have the Covenant (or an equivalent binding agreement) attached to all titles that contain the registered structure and/or land. In doing so the permit holder must note to each owner that the obligations of the Covenant regarding Part 1 of the HIMP apply to the permit holder only. To satisfy this permit condition the permit holder is required to provide the title(s) of the registered land/structure that has the

Covenant recorded against it and on receipt fulfillment of this condition will be confirmed in writing by the Executive Director.

17. Once endorsed, the works documented in the **Part 1 HIMP** at condition 14 are to be undertaken for the duration of the validity of this permit, or until the requirements are fulfilled regarding the Covenant required at condition 16. Before the expiry of this permit, an application is to be made to Heritage Victoria for the standing permit exemptions documented in condition 14. e) in accordance with section 92(3) of the *Heritage Act 2017*.
18. Prior to commencement of **Stage 2 Conservation Works Package**, should any early-works associated with this stage be required, a tender ready set of plans documenting these works must be submitted for the endorsement of the Executive Director and once endorsed becomes part of the permit.
19. Prior to the commencement of **Stage 2 Conservation Works Package** approved by this permit, a Construction Management Plan (the Plan) must be provided for endorsement by the Executive Director and once endorsed becomes part of the permit. The Plan must include:
 - a) A sequencing program for the approved works;
 - b) Details of any temporary infrastructure and services required;
 - c) A work site layout plan;
 - d) Protection methods for the heritage place during the undertaking of the works;
 - e) Advice of the Structural Engineer and Heritage Consultant nominated at conditions 4 and 5 on appropriate protection methods for the heritage place during the undertaking of the works.
20. Prior to commencement of **Stage 2 Conservation Works Package** a tender ready set of Plans documenting the works must be submitted for the endorsement of the Executive Director and once endorsed becomes part of the permit. This must include the construction methodology and plans for propping of the Aqueduct to be retained including any enabling works required to facilitate this. The purpose of Stage 2 Conservation Works Package is to undertake conservation works that will reasonably avoid the catastrophic collapse of the Aqueduct structure, taking into consideration the flood prone nature of the site, the forthcoming demolition works, and to secure the long-term future of the structure. This must also include the relevant works identified in the **Part 1 HIMP** at condition 14. Prior to submission, these plans must be approved by the Structural Engineer specified at condition 4. These plans may also include the construction methodology and plans for the permanent end propping and finishing works to the newly created truss ends as part of **Stage 3 Demolition Works Package**.
21. While undertaking the works in Stage 2 Conservation Works Package, the **Part 2 Photographic Archival Survey** (Part 2 Survey) (final submission required at condition 32) is to be undertaken to photographically document the structure during the Stage 2 Conservation Works Package. The Part 2 Survey is to be prepared in accordance with the Heritage Council/Heritage Victoria Technical Note entitled "Photographic Recording for Heritage Places and Objects" (available on the Heritage Council website or from Heritage Victoria on request) or any subsequent update of this document. The intention of the Part 2 Survey is to incorporate in the full Photographic Archive Survey any revealed fabric, finishes, materials or latent conditions found on site during the undertaking of the propping and associated works, and as well as the works as completed at the heritage place in the Stage 2 Conservation Works Package.
22. Should minor changes in accordance with the intent and approach of the permitted works approved for the **Stage 2 Conservation Works Package** and endorsed documentation (condition 20) become necessary, correspondence and supporting documentation must be prepared and lodged in accordance with this permit condition for assessment by the Executive Director. More fulsome or major changes to the permit may require the submission of a permit amendment application to Heritage Victoria.
23. The **Stage 2 Conservation Works Package** endorsed at condition 20 must be undertaken and completed prior to any further stages of the approved works proceeding. To satisfy this permit condition, a **report by the Structural Engineer** specified at condition 4 must be provided on the final completion of the

works endorsed at condition 20 documenting how the works will reasonably avoid catastrophic collapse of the Aqueduct structure in accordance with the considerations outlined at condition 20, to the satisfaction of the Executive Director. The full completion of propping to the newly created truss ends required as part of demolition works may not be required to be in place to satisfy this permit condition if they are dependent on the commencement and delivery of **Stage 3 Demolition Works Package**. The condition will be satisfied on receipt of written confirmation from the Executive Director.

PRIOR TO THE COMMENCEMENT OF STAGE 3 DEMOLITION WORKS PACKAGE

- 24.** Prior to commencement of **Stage 3 Demolition Package**, should any early-works associated with this stage be required, a tender ready set of plans documenting these works must be submitted for endorsement by the Executive Director and once endorsed becomes part of the permit.
- 25.** A **Demolition Recording Specification** for the recording of the structure during demolition, prepared by a suitably qualified expert(s) is a requirement of the formal **Program of Recording**. To inform this the permit holder must provide to the Executive Director for approval in writing a schedule of the key milestones that should be documented as defined by the construction methodology outlined at condition 28. The intention of the Demolition Recording Specification is to provide research into the material composition of the structure to inform the **Part 2 HIMP** (required at condition 31) and for use as part of the **Heritage Interpretation Plan** for the heritage place (required at condition 34) and as part of the final **Photograph Archival Survey** (required at condition 32).
- 26.** Prior to the commencement of works on **Stage 3 Demolition Package**, the **Demolition Recording Specification** for the recording of the structure during demolition, prepared by a suitably qualified expert(s) must be provided for endorsement by the Executive Director and once endorsed becomes part of the permit. The works in the endorsed Demolition Recording Specification must be undertaken during Stage 3 of the works. This Specification must include but not be limited to:
 - a)** **Part 3 Photographic Archival Survey** (Part 3 Survey) (final submission required at condition 32) to photographically document the structure during and following the Stage 3 Demolition Works Package. The Part 3 Survey is to be prepared in accordance with the Heritage Council/Heritage Victoria Technical Note entitled "Photographic Recording for Heritage Places and Objects" (available on the Heritage Council website or from Heritage Victoria on request) or any subsequent update of this document. The intention of the Part 3 Survey is to incorporate in the full Photographic Archive Survey any revealed fabric, finishes, materials or latent conditions found on site during the undertaking of the demolition works, and as well as the works as completed at the heritage place in the Stage 3 Demolition Works Package.
 - b)** Use of time capture and/or moving image to record the partial demolition;
 - c)** Recording of the internal condition of the pipe;
 - d)** Information about the material composition, deterioration and any other relevant matter associated with the structure revealed during the partial demolition works;
 - e)** Artefact retention and conservation policies.
- 27.** Prior to the commencement of **Stage 3 Demolition Package** approved by this permit, a Construction Management Plan (the Plan) must be provided for endorsement by the Executive Director and once endorsed becomes part of the permit. The Plan must include:
 - a)** A sequencing program for the approved works;
 - b)** Details of any temporary infrastructure and services required;
 - c)** A work site layout plan;
 - d)** Protection methods for the heritage place during the undertaking of the works;
 - e)** Advice of the Structural Engineer and Heritage Consultant nominated at condition 4 and 5 on appropriate protection methods for the heritage place during the undertaking of the works.

28. Prior to the commencement of **Stage 3 Demolition Package** a tender ready set of Plans documenting the demolition works must be submitted for the endorsement of the Executive Director and when endorsed becomes part of the permit. The drawings must include:
- a) The demolition methodology and Plans including the proposed management of any sections of the structure proposed to be salvaged, recorded and/or investigated in accordance with the Demolition Recording Specification approved at condition 25 and 26;
 - b) The construction methodology and Plans for the permanent end propping and finishing works to the newly created truss ends (if not already endorsed through condition 20);
 - c) The construction methodology and Plans for retaining pier bases which documents any associated works to make the retained pier bases safe;
 - d) Plans detailing the expanded exclusion zone fencing, including final material selection on the advice of the Heritage Consultant that reduces as much as possible the visual impact of the fencing in the long views to the structure.
29. Should minor changes in accordance with the intent and approach of the permitted works approved for the **Stage 3 Demolition Package** and endorsed documentation (condition 28) become necessary, correspondence and supporting documentation must be prepared and lodged in accordance with this permit condition for assessment by the Executive Director. More fulsome or major changes to the permit may require the submission of a permit amendment application to Heritage Victoria.

AT COMPLETION OF STAGE 3 DEMOLITION WORKS PACKAGE

30. The Executive Director must be notified in writing of the completion of the **Stage 3 Demolition Works Package**.
31. **Part 2 HIMP** must be completed at the conclusion of **Stage 3 Demolition Package**, and prior to satisfaction of condition 37. Once completed the Part 2 HIMP is to be submitted to the Executive Director for endorsement and once endorsed forms part of the permit. This must be prepared to document proposed options and sequencing of conservation works, including their approximate costings, that may be implemented in the future. The Part 2 HIMP must be informed by the investigations revealed as part of the **Demolition Recording Specification** at condition 25 and 26. The intention of the Part 2 HIMP is to provide a realistic and costed schedule of conservation works that may be used by Barwon Water to apply for funding in the future or handed over and implemented by another group in the future. Satisfaction of this condition (and condition 14) will allow the return of the Bank Guarantee at condition 15.
32. At the completion of **Stage 3 Demolition Package**, and prior to the fulfilment of condition 37, a digital copy of the completed Part 2 and Part 3 **Photographic Archival Survey**, prepared in accordance with conditions 21 and 26 is to be submitted to the Executive Director for approval in writing. On approval two copies of the fully completed **Photographic Archival Survey** (Part 1, Part 2 and Part 3) are to be prepared in accordance with the Heritage Council/Heritage Victoria Technical Note entitled "Photographic Recording for Heritage Places and Objects" (available on the Heritage Council website or from Heritage Victoria on request) or any subsequent update of this document. Two hard drives are also to be prepared with the **three-dimensional technology record** approved at condition 9 in a digital format recommended in the National Archives of Australia Digital Preservation Policy. One full set (completed Photographic Archival Survey and the three-dimensional technology record) is to be lodged with Heritage Victoria and the other to the La Trobe Picture Collection, 328 Swanston Street Melbourne 3000, State Library of Victoria or delivered by courier to Despatch: 174 Little Lonsdale Street Melbourne 3000, deliveries accepted from 7.30am to 4.30pm. A receipt will be sent from the State Library of Victoria the day the material is received, a copy of which is to be sent to Heritage Victoria by the permit

holder. This condition will be satisfied once the Executive Director confirms receipt of the Heritage Victoria set, and final lodgement with the State Library of Victoria.

- 33.** Prior to preparation of the **Heritage Interpretation Plan** required at condition 34, a costed schedule or itemised quote from the consultant(s) for the preparation of this document is to be lodged and approved in writing by the Executive Director. An **unconditional Bank Guarantee** made out to the Heritage Council of Victoria (ABN 87 967 501 331) for the amount of the works identified in the approved costed schedule or itemised quote plus a 10% contingency amount. The bank guarantee is required to ensure satisfactory completion of the Heritage Interpretation Plan required by this permit. The Bank Guarantee will be forfeited if the Heritage Interpretation Plan is not prepared to the satisfaction of the Executive Director. The Bank Guarantee will be returned together with the Bank Guarantee secured at condition 36 on the implementation of the Heritage Interpretation Plan endorsed at condition 34 through satisfaction of condition 35.
- 34.** A **Heritage Interpretation Plan** for the heritage place must be prepared by a suitably qualified and experienced practitioner and be submitted to the Executive Director for endorsement within 12 months of completion of the **Stage 3 Demolition Works** (based on satisfaction of condition 30), unless otherwise agreed in writing by the Executive Director. The Heritage Interpretation Plan must be generally in accordance with the 'Barwon Water Ovoid Sewer Aqueduct: Proposed partial demolition, Heritage Interpretation Overview' prepared by Lovell Chen, April 2020. It should be aspirational and go beyond the provision of signage on the site. It should be developed in consultation with community and expert stakeholders and include but not be limited to proposals for the appropriate and publicly accessible interpretation of: the historic, scientific (technical) aesthetic and architectural significance of the heritage place; the loss of the spans crossing the Barwon River (including reasons why); the full length of the original Aqueduct structure (at the registered site and at any other relevant location); the conservation methods used to protect and maintain the heritage place, including propping. It must also make use of the information and research gathered as part of the formal **Program of Recording** required at conditions 7, 8, 9, 21, 25, 26 and 32. It could also make use of public art, public events programs, oral histories, resources and/or references to the Marshall archaeological site (Victorian Heritage Inventory H7721-0119) and supplemental online interpretation.
- 35.** The endorsed **Heritage Interpretation Plan** at condition 34 is to be implemented on site and made available to the public in other recommended means prior to the expiration of this permit, to the satisfaction of the Executive Director. This condition will be satisfied on receipt of written confirmation from the Executive Director.
- 36.** Within 2 months of endorsement of the **Heritage Interpretation Plan** required at condition 34, a costed schedule for the implementation of the works described in this document is to be lodged and approved in writing by the Executive Director. An **unconditional Bank Guarantee** made out to the Heritage Council of Victoria (ABN 87 967 501 331) for the amount of the works identified in the approved costed schedule plus a 20% contingency amount, minus the amount provided at condition 33. The bank guarantee is required to ensure satisfactory implementation of the Heritage Interpretation Plan required by this permit. The Bank Guarantee will be forfeited if the Heritage Interpretation Plan is not implemented to the satisfaction of the Executive Director. The Bank Guarantee will be returned together with the Bank Guarantee secured at condition 33 on the implementation of the Heritage Interpretation Plan (endorsed at condition 34) required to satisfy condition 35.

AT COMPLETION OF ALL WORKS

- 37.** Prior to the expiration of the permit, the Executive Director must be informed of the completion of all works approved by this permit (including works required by the conditions of the permit) by submitting

a **Final Project Report** to the satisfaction of the Executive Director. The Final Project Report must include the following:

- a) A summary of how and when each of the conditions of the permit was satisfied;
- b) Documentation of the changes which have occurred at the heritage place, including documentation of any significant material which has been removed, altered, revealed or excavated from the heritage place.

This condition will be satisfied on receipt of written confirmation from the Executive Director.

PREVENTION OF DAMAGE AND HISTORICAL ARCHAEOLOGICAL ARTEFACTS



- 38. Approved works or activities are to be planned and carried out in a manner which prevents damage to the registered heritage place/object. However, if other previously hidden original or inaccessible details of the object or heritage place are uncovered, any works that may affect such items must immediately cease. The Executive Director 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.
- 39. All works must cease, and Heritage Victoria must be contacted if historical archaeological artefacts or deposits are discovered during any excavation or subsurface works.

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 (\$19,826 AS AT JULY 2019) OR IN THE CASE OF A BODY CORPORATE 600 PENALTY UNITS (\$99,132 AS AT JULY 2019) UNDER s104 THE HERITAGE ACT 2017.

WORKS UNDERTAKEN WITHOUT A PERMIT OR PERMIT EXEMPTION CAN INCUR A FINE OF UP TO 4800 PENALTY UNITS (\$793,056 AS AT JULY 2019) FOR A NATURAL PERSON OR 5 YEARS IMPRISONMENT OR BOTH AND UP TO 9600 PENALTY UNITS (\$1,586,122 AS AT JULY 2019) 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.

<p>Date Issued:</p> <p>16 November 2020</p>	<p>Signed by the Executive Director, Heritage Victoria:</p>  <p>STEVEN AVERY Executive Director, Heritage Victoria</p>	
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Date of amendment

Brief description of amendment

IMPORTANT INFORMATION ABOUT THIS PERMIT

WHAT HAS BEEN DECIDED?

The Executive Director, Heritage Victoria has issued a permit under s102 of the *Heritage Act 2017*.

WHEN DOES THE PERMIT BEGIN?

The permit operates from the day the permit is signed by the Executive Director, Heritage Victoria or their delegate.

WHEN DOES A PERMIT EXPIRE?

A permit expires if -

- * the development or any stage of it does not start within the time specified in the permit; or
- * the development or any stage is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit.

The expiry of a permit does not affect the validity of anything done under that permit before the expiry.

WHAT ABOUT REVIEW OF THE DETERMINATION?

The applicant or the owner of a registered place or registered object may ask the Heritage Council of Victoria to review any condition of a permit imposed by the Executive Director, Heritage Victoria on a permit issued under s102 of the *Heritage Act 2017*.

A request must -

- * be in writing; and.
- * be lodged within 60 days after the permit is issued.

Review request forms can be downloaded at:

www.heritagecouncil.vic.gov.au/hearings-appeals/permit-appeals/permit-appeals-explained/
