
HERITAGE PERMIT

GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017

Permit No: P35517

Applicant:



NAME OF PLACE/OBJECT: MAIN OUTFALL SEWER

HERITAGE REGISTER NUMBER: H1932

LOCATION OF PLACE/OBJECT: BROOKLYN and HOPPERS CROSSING and LAVERTON NORTH and TRUGANINA and WERRIBEE, BRIMBANK CITY, HOBSONS BAY CITY, WYNDHAM CITY

THE PERMIT ALLOWS: Works associated with the delivery of the *Greening the Pipeline* project (Zone 5 West) including landscaping works, works to the sewer channel, and construction of two small structures, in accordance with the following documents, as endorsed by the Executive Director and forming part of this permit:

- Zone 5 Greening the Pipeline West – Landscape Proposal, prepared by Outlines Landscape Architecture, dated May 2022. Including the following attachments:
 - Graphic Plan: SK102 Greening the Pipeline Zone West, SD Plan Rev I
 - Graphic Plan: Greening the Pipeline Zone 5 West. MOS Types and Landscape Typologies. REV F
 - Graphic Plan: Greening the Pipeline – Skeleton Creek Aqueduct Lookout
 - Graphic Plan: Greening the Pipeline – Education Node
 - Visualisation: Greening the Pipeline Zone 5 West – Visualisation Images Rev A
 - Drawing: Zone West Landscape Sections S101- S104, prepared by Outlines, dated 02.06.21
 - Civil Engineering Drawing: MOS Cross Sections, prepared by TTW, dated 17.12.21
 - Structural Engineering Documentation: prepared by TTW, dated 21.12.21
- Zone 5 Greening the Pipeline West – Landscape Heritage Interpretation Elements, prepared by Outlines Landscape Architecture, dated May 2022. Including the following attachment:
 - Graphic Plan: Greening the Pipeline Zone 5 West - Heritage Interpretation Locations Plan Rev B
- Greening the Pipeline Zone 5 – Landscape Works Technical Specification, prepared by Outlines, dated 25.03.22
- Greening the Pipeline Zone 5 – Materials and Finishes Specification, dated 18.03.22

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.

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 assessment by the Executive Director, Heritage Victoria who will advise on the approach to be taken to address these matters.
4. Within the period of validity of this permit, a **Heritage Maintenance and Management Plan** (the Plan) must be submitted to the Executive Director Heritage Victoria for approval. Once approved, the Plan will be endorsed and will then form part of the permit. The Plan must outline a program of works required to achieve the ongoing and long-term maintenance and management of the historic Main Outfall Sewer infrastructure and associated areas of the reserve included within the project area for Zone 5 West. The Plan must include:
 - Detail of the works required to achieve the ongoing and long-term management maintenance of the MOS infrastructure elements, including the frequency of maintenance works. (eg a regular weeding program for the MOS open channels),
 - Detail of the approach proposed for management of other works that are of a non-regular nature (eg repair of damage, management and removal of graffiti by an approved method, replacement of materials that have reached the end of life),
 - Nomination of the authority responsible for carrying out different aspects of the maintenance and management works.
5. Within two years of the date of issue of this permit, a **Heritage Interpretation Plan** (the Plan) must be submitted to the Executive Director Heritage Victoria for approval. Once approved, the Plan will be endorsed and will then form part of the permit. The Plan must be prepared by a suitably qualified interpretation specialist and must
 - include a methodology for the preparation of an effective heritage interpretation strategy and
 - identify mechanisms to communicate the history and significance of the Main Outfall Sewer to a broad group of users. Appropriate interpretation devices may include signage, digital installations, landscape elements, wayfinding markers or other appropriate devices.
6. Within the period of validity of this permit, a minimum of **three formal interpretative devices** (as marked on the endorsed Heritage Interpretation Locations Plan Rev B) must be installed within Zone 5 West of the Main Outfall Sewer. Where possible, the interpretative devices should be consistent with any work undertaken as part of the preparation of the Heritage Interpretation Strategy required by condition 5 of this permit. Prior to the installation of any formal interpretative devices, details of the content and design of the devices must be submitted to Heritage Victoria for approval.
7. Within two months of the date of issue of this permit, a **financial security** in the form of an unconditional Bank Guarantee in favour of the Heritage Council of Victoria (ABN 87 967 501 331) regardless of the financial status of the permit holder, is to be lodged with the Executive Director Heritage Victoria. The sum of the financial security will be \$50,000.00. The period of validity of the financial security is to be unspecified. The Bank Guarantee is required to

ensure the satisfactory completion of the Heritage Interpretation Plan (the Plan) required by condition 5 of this permit. The financial security amount will be forfeited if the Plan is not completed or implemented to the satisfaction of the Executive Director within the stated timelines. The financial security shall be released on written application to the Executive Director, subject to the completion of the Plan to Executive Director's satisfaction.

8. 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.
9. All works must cease, and Heritage Victoria must be contacted if historical archaeological artefacts or deposits are discovered during any excavation or subsurface works.
10. The Executive Director Heritage Victoria must be informed when the approved works have been completed.

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 (\$21,808.80 FROM 1 JULY 2021) OR IN THE CASE OF A BODY CORPORATE 600 PENALTY UNITS (\$109,044 FROM 1 JULY 2021) UNDER s104 THE HERITAGE ACT 2017.

WORKS UNDERTAKEN WITHOUT A PERMIT OR PERMIT EXEMPTION CAN INCUR A FINE OF UP TO 4800 PENALTY UNITS (\$872,352 FROM 1 JULY 2021) FOR A NATURAL PERSON OR 5 YEARS IMPRISONMENT OR BOTH AND UP TO 9600 PENALTY UNITS (\$1,744,704 FROM 1 JULY 2021) 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:
24 June 2022

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

A handwritten signature in black ink, appearing to read 'Erin Williams', written in a cursive style.

Erin Williams
Manager Strategic Projects and Operations
Heritage Victoria

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