
**HERITAGE
PERMIT
GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017**

Permit No.: P33156

Applicant/s: 

NAME OF PLACE/OBJECT: COLLINS SETTLEMENT SITE

HERITAGE REGISTER NUMBER: H1050

LOCATION OF PLACE/OBJECT: 2700-3148 POINT NEPEAN ROAD SORRENTO

THE PERMIT ALLOWS: *4 Leggett Way - demolition of the existing residence and construction of a new single and two-storey residence with a swimming pool and associated landscaping, in accordance with the following documents, as endorsed by the Executive Director and forming part of this permit:*

- *Drawings prepared by InArc Architects numbered 1.00 (rev TP1, 24.11.2017), 1.01 (rev TP2, 5.12.2017), 1.02 (rev TP5, 24.11.2017), 1.02a (rev TP2, 1.03.2018), 1.02b (rev TP1, 28.11.2017), 1.03 (rev TP9, 08.04.2020), 1.04 (rev TP7, 08.04.2020), 1.05 (rev TP7, 08.04.2020), 1.06 (rev TP8, 17.06.2020), 1.07 (rev TP8, 17.06.2020) and 1.08 (rev TP3, 29.11.2017)*
- *Drawings prepared by Robert Boyle numbered 1 to 4 (all rev c, all dated 08.04.2020)*

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

1. Prior to the installation of the solar panels on the roof as shown on the drawing prepared by InArc Architects numbered 1.05 (rev TP7, 06.04.2020), additional details including a roof plan showing the specific placement, attachment methodology, specifications and dimensions must be submitted for written approval to the Executive Director Heritage Victoria.
2. All subsurface works required as part of the building, landscaping and other works must be conducted or closely supervised by a qualified historical archaeologist at all times. All works must cease and this office be contacted if historical archaeological features, artefacts and/or deposits are discovered during any phase of the site works. In this case (and if the archaeological remains relate to the historic settlement), the Executive Director may determine that the archaeological remains may need to be retained, and site development plans amended. All on-site workers and contractors must be made aware of the notification/reporting requirement.
3. If any historical archaeological features, artefacts and/or deposits are discovered under condition 2, all historical archaeological investigations, recording, reporting and artefact management (cataloguing, analysis and conservation) must be conducted in accordance with Heritage Victoria's Guidelines for Investigating Historical Archaeological Artefacts and Sites, and to the satisfaction of the Executive Director, Heritage Victoria. The applicant is liable for all costs arising from the conservation of any historical archaeological artefacts that are recovered, to the satisfaction of the Executive Director, Heritage Victoria. The details (qualifications and expertise) of the project archaeologist must be submitted to, and endorsed by, the Executive Director, Heritage Victoria prior to the commencement of on-site works.
4. 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.

5. The Executive Director, Heritage Victoria is to be given five working days' notice of the intention to commence the approved works.
6. 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.
7. All works must cease, and Heritage Victoria must be contacted if historical archaeological artefacts or deposits are discovered during any excavation or subsurface works. Should any munitions or other potentially explosive artefacts be discovered, Victoria Police is to be immediately alerted and the site is to be immediately cleared of all personnel.
8. 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 (\$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>21 July 2020</p>	<p>Signed on behalf of the Executive Director, Heritage Victoria:</p>  <p>Janet Sullivan Principal Heritage Permits</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/
