
HERITAGE PERMIT

GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017

Permit No: P37910

Applicant:



NAME OF PLACE/OBJECT:

MAROONDAH WATER SUPPLY SYSTEM (UPPER AND CENTRAL SECTIONS)

HERITAGE REGISTER NUMBER:

H2381

LOCATION OF PLACE/OBJECT:

BEND OF ISLANDS AND BUNDOORA AND CHRISTMAS HILLS AND CHUM CREEK AND DIAMOND CREEK AND DIXONS CREEK AND ELTHAM AND FERNSHAW AND GREENSBOROUGH AND HEALESVILLE AND KANGAROO GROUND AND RESEARCH AND RESERVOIR AND TOOLANGI AND WARBURTON, DAREBIN CITY, NILLUMBIK SHIRE, WHITTLESEA CITY, YARRA RANGES SHIRE

THE PERMIT ALLOWS: *Backfilling a 10m section of the aqueduct with a layer of soil, located near 50 Calwell Road, Kangaroo Ground, generally in accordance with the following document:*

- **Heritage Impact Statement, prepared by Tardis Archaeology Pty Ltd, dated 21 December 2022.**

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

1. 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 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 for assessment by the Executive Director, Heritage Victoria who will advise on the approach to be taken to address these matters. 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 revised works methodology must be provided to the Executive Director, Heritage Victoria for approval and endorsement. The methodology must include the following protective and conservation measures:
 - a. Installation of geofabric lining for sections of the aqueduct and siphon basin to be backfilled to protect these features in the event that the works are reversed in the future;

- b. Plastic delineators to be placed intermittently along the length of the aqueduct for added assurance that heavy machinery is not driven over or parked on sections of the aqueduct that have been backfilled;
 - c. Tree and vegetation protection measures;
 - d. Measures to avoid impacting the feature referred to as 'Post and Rail Fence Remains' in the Conservation Management Plan (Context, Volume 3a, Inset A, pg45) during the works;
 - e. Revealing of the upper 10cm portion of the aqueduct near ground level to retain above-ground evidence of the aqueduct in the approved works location, including details of a solution to manage surface drainage.
5. Approved works or activities are to be planned and carried out in a manner which prevents damage to the registered place. 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.
 6. All works must cease, and Heritage Victoria must be contacted if historical archaeological artefacts or deposits are discovered during any excavation or subsurface works.
 7. 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:

03 March 2023

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

A handwritten signature in black ink, appearing to read 'V. McLean', with a long horizontal flourish extending to the right.

Vicki McLean
Principal, Major Projects
Heritage Victoria

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