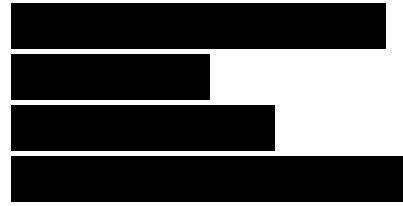

HERITAGE PERMIT

GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017

Permit No: P37203

Applicant:



NAME OF PLACE/OBJECT: ST KILDA ROAD

HERITAGE REGISTER NUMBER: H2359

LOCATION OF PLACE/OBJECT: MELBOURNE AND SOUTHBANK, MELBOURNE CITY,
PORT PHILLIP CITY

THE PERMIT ALLOWS: *Construction of separated bicycle lanes along the section of St Kilda Road located between Toorak Road West and Henry Street, including associated works to road pavements, kerb and channel and adjoining footpath outstands, generally in accordance with the following documents:*

- **Engineering drawings (16 sheets) For Information Issue, St Kilda Road Bike Lanes, prepared by Ace Contractors / Pitt & Sherry, 28 June 2022:**
 - **1575-S100-ACE-HER-SKT-0002 KEY PLAN REVISION A;**
 - **1575-S100-ACE-HER-SKT-0004 LEGEND & NOTES REVISION A;**
 - **1575-S102-ACE-HER-SKT-1001 HERITAGE PERMIT APPLICATION SHEET 1 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1002 HERITAGE PERMIT APPLICATION SHEET 2 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1003 HERITAGE PERMIT APPLICATION SHEET 3 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1004 HERITAGE PERMIT APPLICATION SHEET 4 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1005 HERITAGE PERMIT APPLICATION SHEET 5 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1006 HERITAGE PERMIT APPLICATION SHEET 6 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1007 HERITAGE PERMIT APPLICATION SHEET 7 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1008 HERITAGE PERMIT APPLICATION SHEET 8 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1009 HERITAGE PERMIT APPLICATION SHEET 9 REVISION A;**
 - **1575-S102-ACE-HER-SKT-1010 HERITAGE PERMIT APPLICATION SHEET 10 REVISION A;**

- 1575-S102-ACE-HER-SKT-1011 HERITAGE PERMIT APPLICATION SHEET 11 REVISION A;
- 1575-S102-ACE-HER-SKT-1012 HERITAGE PERMIT APPLICATION SHEET 12 REVISION A;
- 1575-S102-ACE-HER-SKT-1013 HERITAGE PERMIT APPLICATION SHEET 13 REVISION A;
- 1575-S102-ACE-HER-SKT-1014 HERITAGE PERMIT APPLICATION SHEET 14 REVISION A.

- **Arboricultural Assessment and Report, St Kilda Rd Bicycle Lane, prepared by Bruce Callander, Senior Consulting Arborist, Tree Logic Pty Ltd, dated 4 August 2022**

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 two weeks' notice in advance of the intention to commence the approved works.
3. Prior to the commencement of any of the works approved by this permit, a **Heritage Protection Plan** (the Plan) must be submitted for approval and endorsement by the Executive Director, Heritage Victoria. The Plan must outline details for the protection of the heritage place throughout the works program, including a sequencing program for the approved works, any temporary infrastructure and services required, layout and set down arrangements and details of how the project workforce will be informed of the sensitivity of working at a heritage place during the site induction process. The Plan must also integrate the following:
 - a) Methodology detailing how bluestone kerbs and channels (to be retained) will be protected during the construction works.
 - b) Detail regarding how the bluestone (to be removed) will be salvaged and recycled, for example, for use by City of Melbourne elsewhere within the municipality.
4. Prior to commencement of any of the works approved by this permit, a **Tree Management and Protection Plan** prepared in accordance with *AS4970 Protection of trees on development sites* and the *Arboricultural Assessment and Report* prepared for the works by Bruce Callander, Tree Logic (dated 4 August 2022) must be submitted for approval and endorsement by the Executive Director, Heritage Victoria. This must include a provision requiring notification to the City of Melbourne arborist if there is a requirement to sever any roots greater than 30mm. The Executive Director, Heritage Victoria is to be notified if any trees are adversely impacted during the construction works.
5. Prior to the commencement of any works approved by this permit, an **Unexpected Finds Protocol** (UFP) is to be prepared by an archaeologist with relevant experience and submitted to the Executive Director, Heritage Victoria, for approval and endorsement. The UFP must

outline the process of notification where historical archaeological discoveries are made in the absence of an archaeologist, and throughout the duration of the works. The UFP must also include an outline of the contractor induction which will be delivered, including site history and heritage significance, archaeological potential of the project area and types of potential artefacts, and obligations under the *Heritage Act 2017* and this permit.

6. Prior to the commencement of any of the works approved by this permit, an **issued for construction set of drawings** must be submitted for approval and endorsement by the Executive Director and once endorsed become part of the permit.
7. The approved works may be submitted in stages to correspond with a **staged program of works**, for example, to allow for early/preparatory works to commence prior to the main works package. If the permit holder opts to undertake the approved works in stages, a list of proposed stages must be submitted to the Executive Director, Heritage Victoria prior to the commencement of the first stage of works, and relevant plans and drawings for each stage of works must be submitted for approval and endorsement prior to commencement of relevant stage of works.
8. Should **minor changes** in accordance with the intent and approach of the endorsed documentation become necessary, correspondence and supporting documentation must be submitted to 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.
9. 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 (\$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:

21 October
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', is centered below the text.

Erin Williams
Manager Strategic Projects and Operations
Heritage Victoria

HERITAGE
VICTORIA
HERITAGE
VICTORIA
HERITAGE
VICTORIA