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# HERITAGE PERMIT

GRANTED UNDER SECTION 102 OF THE  
HERITAGE ACT 2017

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Permit No: P35630

Applicant: [REDACTED]  
[REDACTED]  
[REDACTED]

**NAME OF PLACE/OBJECT:** FORWARD SURGE

**HERITAGE REGISTER NUMBER:** H2378

**LOCATION OF PLACE/OBJECT:** 100 ST KILDA ROAD SOUTHBANK, MELBOURNE CITY

**THE PERMIT ALLOWS: Demolition of a section of the Arts Centre Lawn deck and associated areas below the deck, construction of a section of a new elevated deck; and the temporary relocation of services - generally in accordance with the following documents:**

- HO-S2-010000, Cover sheet and Drawing Register
- HO-190100 - HO-191000, Existing Conditions Plans
- HO-S2-200100 - HO-S2-201000, Existing Conditions and Demolition Plans
- HO-S2-220100 - HO-S2-221000, General Arrangement Plans
- HO-S2-300101 - HO-S2-300102, Demolition Overall Elevations
- HO-S2-320101 - HO-S2-320102, Overall Elevations
- HO-S2-421005, Stage 2A - Façade - Level 05 - Loading Dock
- HO-S2-421152, Stage 2A - Level 06 – Courtyard
- HO-S2-421102, Stage 2A - Level 06 - State Theatre Egress and Stage Door
- HO-S2-422402 - HO-S2-422422, Stage 2A - State Theatre Studio

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 four (4) years of the original date of issue of this permit or are not completed within eight (8) years of the original date of issue of this permit unless otherwise agreed in writing by the Executive Director, Heritage Victoria (**Executive Director**).
2. The Executive Director is to be given five working days' notice 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 endorsement by the Executive Director and once endorsed becomes part of the permit. The Plan must outline details for the protection of heritage assets throughout the works program, including a sequencing program for the approved works, details of any temporary infrastructure and services required, layout and set down arrangements, details of how heritage fabric and form will be protected, and details of how the project workforce will be informed of the sensitivity of working at a heritage place. The Plan must consider all stages of the works program from early/preliminary works through

to full completion of the project.

4. Tender ready architectural drawings for approved works must be submitted for endorsement by the Executive Director and once endorsed become part of the permit. Drawings may be submitted in stages to correspond with a staged program of works. If the applicant opts to provide drawings in stages, a list of proposed stages should be submitted to the Executive Director prior to the commencement of the first stage of works, and drawings for each stage of works must be submitted for endorsement prior to commencement of relevant stage of works. Details of the following works must be included in the submitted drawings:
  - The service routes for the temporary relocation of services including details of any fixings or intrusions to to the extent of Forward Surge. Where fixings or intrusions to the extent of Forward Surge are proposed, a methodology for the repair and make good of any resulting damage must be included with the submitted drawing set.
  - Details of any external signage.
5. Should further 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 who will advise on the approach to be taken to address these matters.
6. In relation to the relocation of art (sculpture) included in the Victorian Heritage Register registration: Prior to the commencement of any works associated with the relocation of art, a methodology for the relocation and reinstatement of artworks must be submitted for endorsement by the Executive Director, Heritage Victoria and once endorsed becomes part of the permit. The methodology must include details of the safe handling and protection of the items during relocation, storage and reinstatement of the items.
7. 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.
8. 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.
9. The Executive Director 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:**

03 February  
2022

**Signed by the Executive Director, Heritage  
Victoria**

A handwritten signature in black ink, appearing to read 'Steven Avery', with a horizontal line underneath.

**Steven Avery**  
Executive Director  
Heritage Victoria

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