
HERITAGE PERMIT

GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017

Permit No: P37695

Applicant:



NAME OF PLACE/OBJECT: XAVIER COLLEGE

HERITAGE REGISTER NUMBER: H0893

LOCATION OF PLACE/OBJECT: 135 BARKERS ROAD KEW, BOROONDARA CITY

THE PERMIT ALLOWS: Construction of a new principal entrance including gates, fencing and associated landscaping and civil works on Barkers Road, generally in accordance with the following documents:

Barkers Road Entry, Xavier College Civil Drawings, Nos C200, C201, C205, C220, C235, C240, C250, C260, C270 and C280, prepared by WSP, dated 1 August 2022

Barkers Road Entry Replacement; Nos C0001 to C0008 inclusive (Rev HV1) prepared by MGS Architects, dated Oct 2022

Design Proposal/Methodology for Barkers Road Intersection/Southern Entrance – Xavier College prepared by CIVICIA, dated 5 August 2021

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

1. The permission granted for 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. Prior to the commencement of any of the works approved by this permit, Tree Management and Protection Plans prepared by a suitably qualified professional must be submitted to the Executive Director Heritage Victoria for approval. Once approved, the plans will be endorsed and will then form part of the permit. All works within TPZs must be under supervision of a project arborist and all demolition and excavation activities within the TPZ must be supervised by the project arborist.. The Tree Protection Plan (TPP) must show:
 - i. All tree protection zones and structural root zones.
 - ii. All tree protection fenced off areas and areas where ground protection systems will be applied.
 - iii. Contractors must ensure that TPZ fencing conditions are being adhered to throughout the entire building process, including site demolition, levelling and landscape works.
 - iv. The project arborist must ensure that all works (including site demolition) within the TPZs of the trees do not adversely impact their health or stability now or into the future.
 - v. Should any tree be removed or destroyed it must be replaced by a tree of similar size and variety to the satisfaction of the Executive Director, Heritage Victoria.

4. Prior to the commencement of any of the works approved by this permit, a construction ready (marked as such) sets of architectural and civil drawings, must be submitted to the Executive Director Heritage Victoria for approval. Once approved, the drawings will be endorsed and will then form part of the permit.
5. Documentation for all new signage including Xavier College insignia must be submitted to the Executive Director Heritage Victoria for approval. Once approved, the documentation will be endorsed and will then form part of the permit.
6. 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 endorsement by the Executive Director Heritage Victoria. If the Executive Director considers that the changes are not minor, an amendment to the permit or a new application will be required.
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.
9. The Executive Director Heritage Victoria must be informed when the approved works have been completed.
10. 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:

16 December
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 'Nicola Stairmand', written in a cursive style.

Nicola Stairmand
Manager, Statutory Approvals
Heritage Victoria

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