
HERITAGE PERMIT

GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017

Permit No: P42402

Applicant:



NAME OF PLACE/OBJECT: ROYAL BOTANIC GARDENS

HERITAGE REGISTER NUMBER: H1459

LOCATION OF PLACE/OBJECT: BIRDWOOD AVENUE MELBOURNE, MELBOURNE CITY

THE PERMIT ALLOWS:

Repair and reinstatement of vehicular gates and remediation of gate pillar at Oak Lawn (F) Gate, generally in accordance with the following document:

- Royal Botanic Gardens – Oak Lawn Gate Assessment – Site Inspection Report, Sivcon Engineering Consultants, 14 May 2026.

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. Commencement of the permit begins with onsite physical works.
2. The Executive Director Heritage Victoria is to be given five working days' notice of the intention to commence the approved works once all permit conditions requiring satisfaction prior to the commencement of works have been approved.
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 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.
4. Prior to the commencement of any of the works approved by this permit, a **suitably experienced heritage consultant / conservator**, approved in writing by the Executive Director Heritage Victoria, must be engaged to advise and assist as necessary with the preparation of the documentation where any intervention to built fabric of heritage significance is involved and to provide relevant conservation advice to the permit holder during the carrying out of those works. In particular the heritage conservation consultant must help fulfil conditions 6, 7 and 8 of this permit.
5. Prior to the commencement of any of the works approved by this permit, a **suitably experienced structural engineer**, approved in writing by the Executive Director Heritage Victoria, must be engaged to advise and assist as necessary with the preparation of the documentation where any intervention to built fabric of heritage significance is involved and to provide relevant conservation advice to the permit holder during the carrying out of those works. In particular the heritage conservation consultant must help fulfil condition 7 of this permit.

6. Prior to the commencement of repair works to the vehicular gate, a **repair methodology** (including construction ready (marked as such) set of drawings as relevant) for the vehicular gate, must be submitted to the Executive Director Heritage Victoria for approval. Once approved, the methodology and drawings will be endorsed and will then form part of the permit.
7. Prior to the commencement of remediation works to the damaged gate pillar, a **remediation strategy and construction ready (marked as such) set of engineering drawings for the damaged gate pillar** must be submitted to the Executive Director Heritage Victoria for approval. The remediation strategy and drawings must detail the results of further structural investigations such as load testing to confirm structural capacity of the damaged gate pillar and outline the subsequent methodology for remediation. Once approved, the strategy and drawings will be endorsed and will then form part of the permit.
8. Prior to relocation of the gates **documentation outlining the methodology for the protection of the gates during transportation** must be submitted to the Executive Director, Heritage Victoria for approval. This must also include approximate timeframes for the commencement of relocation. Once approved, the drawings/documents will be endorsed and will then form part of the permit.
9. 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.
10. All works must cease, and Heritage Victoria must be contacted if historical archaeological artefacts or deposits are discovered during any excavation or subsurface works.
11. The Executive Director Heritage Victoria must be informed when the approved works have been completed.
12. 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 (\$24,421.20 FROM 1 JULY 2025) OR IN THE CASE OF A BODY CORPORATE 600 PENALTY UNITS (\$122,106 FROM 1 JULY 2025) UNDER s104 THE HERITAGE ACT 2017.

WORKS UNDERTAKEN WITHOUT A PERMIT OR PERMIT EXEMPTION CAN INCUR A FINE OF UP TO 4800 PENALTY UNITS (\$976,848 FROM 1 JULY 2025) FOR A NATURAL PERSON OR 5

YEARS IMPRISONMENT OR BOTH AND UP TO 9600 PENALTY UNITS (\$1,953,696 FROM 1 JULY 2025) 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:

26 June 2026

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



A handwritten signature in black ink, reading "Nicola Stairmand".

Nicola Stairmand

Manager, Statutory Assessments
Heritage Victoria