

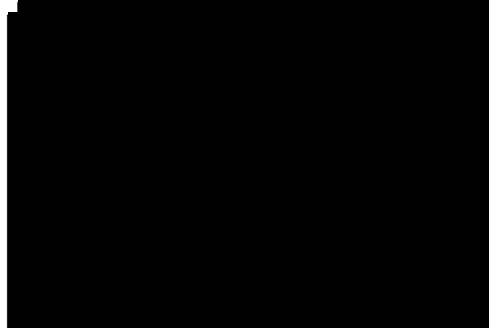
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**HERITAGE  
PERMIT  
GRANTED UNDER SECTION 102 OF THE  
HERITAGE ACT 2017**

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Permit No.: P29470

Owners:



**NAME OF PLACE/OBJECT:** FEDERATION SQUARE  
**HERITAGE REGISTER NUMBER:** PROV H2388  
**LOCATION OF PLACE/OBJECT:** 2-20 SWANSTON STREET MELBOURNE

**THE PERMIT ALLOWS:** *To undertake design and construction works including, piling, shaft excavation, adit connection, construction of a temporary acoustic shed, construction of station entrance, mechanical and electrical infrastructure and operational activities for the construction of the Metro Tunnel Project, in general accordance with the following documents:*

*Application Drawing Set: Cross Yarra Partnership Design and Construction, Federation Square, Design and Construction Drawings*

**THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:**

**Drawings**

1. Prior to the commencement of the works approved by this permit, a set of detailed developed design drawings must be submitted to the Executive Director, Heritage Victoria, for written endorsement. These documents can be staged as per the works (i.e. piling, hoarding, station construction, entry pavilion construction, landscape works) however must be submitted and approved before each stage of the works commence. Any changes will require the written approval of the Executive Director, Heritage Victoria.
2. Prior to the commencement of the works to construct the station entry pavilion, further development of the conceptual design of the building is to be undertaken in consultation with Heritage Victoria and the Office of the Victorian Government Architect. The amended design is to be presented to Federation Square and, if possible, the designer of Federation Square for comment during the design process. The design work shall pay close attention to the choice of materials, the form of lift structure and the detailing of the entrance opening and glazed walling. The revised designs are to be submitted for the written approval of the Executive Director, Heritage Victoria. The design of the station entrance approved under this heritage permit does not preclude the decision by the Minister for Planning under the *Melbourne Metro Rail Project Incorporated Document, May 2018*, or any subsequent amendment to that incorporated document on surface works in the CBD South precinct.

### **Archival Recording**

3. Prior to the commencement of any works approved by this permit, a full archival photographic record of all of the place impacted by the works is to be undertaken to the written satisfaction of the Executive Director, Heritage Victoria. The photographic record shall be undertaken in accordance with Heritage Victoria requirements. Two copies of this photographic record shall be produced with one copy submitted to the Executive Director, Heritage Victoria for approval in writing. When approved the permit holder will be notified to lodge the second copy with the La Trobe Picture Collection, State Library of Victoria. The permit holder must then notify the Executive Director, Heritage Victoria that it has been lodged and provide a copy of the lodgement receipt.

### **Visual amelioration strategy**

4. Prior to the erection of temporary hoardings, a program is to be devised to ameliorate the visual impact of the hoardings, and submitted to the Executive Director, Heritage Victoria, for written endorsement. This program can include, but is not limited to graphics, interpretive material describing or referencing the place, the staging of the works, colour schemes and camouflage strategies. The content may include logos and colours associated with the relevant stakeholders, including but not limited to Rail Projects Victoria, Cross Yarra Partnership, the relevant contractors and suppliers and the Victorian State Government but these references should be kept to a minimum and should not dominate the program. The visual amelioration strategy is to be developed and implemented in consultation with Heritage Victoria, Federation Square Pty Ltd, the city of Melbourne and the Melbourne Anglican Trust Corporation. At the completion of the Metro Tunnel Project, all hoardings are to be removed.
5. Prior to the erection of the acoustic shed, a program is to be devised to ameliorate the visual impact of the shed, and submitted to the Executive Director, Heritage Victoria, for written endorsement. This program can include, but is not limited to graphics, interpretive material describing or referencing the place, the staging of the works, colour schemes and camouflage strategies. The content may include logos and colours associated with the relevant stakeholders, including but not limited to Rail Projects Victoria, Cross Yarra Partnership, the relevant contractors and suppliers and the Victorian State Government but these references should be kept to a minimum and should not dominate the program. The visual amelioration strategy is to be developed and implemented in consultation with Heritage Victoria, Federation Square Pty Ltd, the city of Melbourne and the Melbourne Anglican Trust Corporation. At the completion of the Metro Tunnel Project, the acoustic shed is to be removed.

### **Commemorative pavers**

6. Prior to the commencement of works approved by this permit, a suitably qualified heritage consultant is to be nominated and approved in writing by the Executive Director, Heritage Victoria. The heritage consultant is to be responsible for overseeing the removal and reinstatement of the bluestone pavers containing the commemorative Federation inscription.
7. Prior to the commencement of works to remove the pavers, a survey of the pavers detailing their existing condition is to be provided for written approval of the Executive Director, Heritage Victoria.
8. Prior to the commencement of works to remove the pavers, details of the primary location proposed to store the pavers is to be provided for written approval of the Executive Director, Heritage Victoria. The chosen location should be under cover, weather tight and secure. The Executive Director's written approval will be required if the pavers are to be relocated from the approved location for any reason.

9. Prior to the commencement of works approved by the permit, a methodology for the dismantling of the pavers is to be lodged for endorsement by the Executive Director, Heritage Victoria. If during removal of the pavers, any damage to the pavers occurs, the pavers are to be replaced on a like-for-like basis.
10. Prior to the reinstatement of the pavers, a methodology for the reinstatement of the pavers is to be lodged for endorsement by the Executive Director, Heritage Victoria. The methodology for reinstatement is to include details of any repair work identified in the condition survey of the pavers.
11. The approved heritage consultant is to monitor the dismantling and reinstatement of the pavers. A concise report of the works is to be prepared by the approved heritage consultant and a copy submitted for approval by the Executive Director, Heritage Victoria.
12. Prior to the completion of the Metro Tunnel Project works, the pavers are to be reinstated in their original or close to original location as approved by the Executive Director, Heritage Victoria.
13. Financial security in the form of an unconditional Bank Guarantee or Insurance Bond in favour of the *Heritage Council of Victoria* (ABN 87 967 501 331) is required to ensure the satisfactory conservation and reinstatement of the pavers at Federation Square required by Condition 12 of this permit, regardless of the financial status of the Principal. This Bank Guarantee is to be lodged with the Executive Director within four weeks of the permit being issued. The period of validity of the Bank Guarantee is to be unspecified. The Bank Guarantee is a Completion Bond to ensure completion of the reinstatement of pavers at Federation Square required by Condition 12. The Bank Guarantee shall be released on written application to the Executive Director, subject to completion of the approved works to his satisfaction. The liability of the Bank Guarantee is as follows (unless otherwise agreed in writing by the Executive Director, Heritage Victoria):
  - For the reinstatement of the pavers at Federation Square – One Hundred and Fifty Thousand Dollars (\$150,000) bank guarantee.The Bank Guarantee (or parts of it) shall be forfeited to the *Heritage Council of Victoria* if the reinstatement of the pavers at Federation Square are not completed to the satisfaction of the Executive Director, Heritage Victoria by the expiration of the Metro Tunnel Project or as otherwise agreed in writing by the Executive Director, Heritage Victoria.
14. Should the place not be included in the Victorian Heritage Register, this permit and its conditions are no longer applicable.
15. This permit shall expire if the permitted works have not commenced within two (2) years of the date of issue of this permit, and are not completed within four (4) years of the date of issue of this permit unless otherwise agreed in writing by the Executive Director, Heritage Victoria.
16. The Executive Director, Heritage Victoria is to be given five working days' notice of the intention to commence the approved works.
17. 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.



18. 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.
19. 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 (\$19,028 AS AT NOVEMBER 2017) OR IN THE CASE OF A BODY CORPORATE 600 PENALTY UNITS (\$95,142 AS AT NOVEMBER 2017) UNDER SECTION 104 THE HERITAGE ACT 2017 (THE ACT).**

**WORKS UNDERTAKEN WITHOUT A PERMIT OR PERMIT EXEMPTION CAN INCUR A FINE OF UP TO 4800 PENALTY UNITS (\$761,136 AS AT NOVEMBER 2017) FOR A NATURAL PERSON OR 5 YEARS IMPRISONMENT OR BOTH AND UP TO 9600 PENALTY UNITS (\$1,522,272 AS AT NOVEMBER 2017) IN THE CASE OF A BODY CORPORATE UNDER SECTION 87 OF THE ACT.**

**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.**

<p><b>Date Issued:</b></p> <p>21. 9. 18</p>	<p><b>Signed on behalf of the Executive Director, Heritage Victoria:</b></p> 	
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*(If the permit has been amended, include the following table indicating the date and nature of amendments included in the amended permit)*

Date of amendment	Brief description of amendment

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**IMPORTANT INFORMATION ABOUT THIS PERMIT**

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**WHAT HAS BEEN DECIDED?**

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The Executive Director has issued a permit under section 102 of the *Heritage Act 2017*.

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**WHEN DOES THE PERMIT BEGIN?**

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The permit operates from a day specified in the permit.

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**WHEN DOES A PERMIT EXPIRE?**

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A permit expires if -

- \* the development or any stage of it does not start within the time specified in the permit; or
- \* the development or any stage is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit.

The expiry of a permit does not affect the validity of anything done under that permit before the expiry.

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**WHAT ABOUT REVIEW OF THE DETERMINATION?**

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The applicant or the owner of a registered place or registered object may ask the Heritage Council of Victoria to review any condition of a permit imposed by the Executive Director on a permit issued under Section 102 of the Heritage Act 2017.

A request must -

- \* be in writing; and.
- \* be lodged within 60 days after the permit is issued.

Review request forms can be downloaded at:

<http://heritagecouncil.vic.gov.au/hearings-appeals/permit-appeals/permit-appeals-explained/>

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