
HERITAGE PERMIT

GRANTED UNDER SECTION 102 OF THE
HERITAGE ACT 2017

Permit No: P35572

Applicant: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

NAME OF PLACE/OBJECT: WHITBURGH COTTAGE

HERITAGE REGISTER NUMBER: H0774

LOCATION OF PLACE/OBJECT: 10 PIPER STREET KILMORE, MITCHELL SHIRE

THE PERMIT ALLOWS: External and internal conservation works to the bluestone and weatherboard buildings that comprise Whitburgh Cottage, 10 Piper Street, Kilmore, in accordance with the following documents, as endorsed by the Executive Director and forming part of this permit:

- Heritage Impact Statement, Michael Taylor Architecture & Heritage (dated 29 June 2021);
- Whitburgh Cottage Tender Set, Michael Taylor Architecture & Heritage (dated 12 April 2021); and
- Specification for Whitburgh Cottage Restoration, Michael Taylor Architecture & Heritage (dated 7 April 2021).

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 five working days' notice of the intention to commence the approved works.
3. Works approved by this permit are to be carried out in accordance with the endorsed documentation, unless otherwise agreed in writing by the Executive Director, Heritage Victoria.
4. 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 assessment by Executive Director, Heritage Victoria who will advise on the approach to be taken to address these matters.
5. Prior to the commencement of any of the works approved by this permit an external and internal colour scheme, supported by a professionally undertaken paint investigation analysis, must be submitted for the endorsement of the Executive Director and when endorsed becomes part of this permit.
6. Prior to the commencement of any of the works approved by this permit a methodology for the works to the floors in both buildings must be submitted for the endorsement of the Executive Director and when endorsed becomes part of this permit. Any methodology must consider the presence of artefacts connected to the cultural heritage significance of the Place and how the recovery and temporary and ongoing storage of these artefacts will be managed.

7. Prior to the commencement of any of the works approved by this permit a methodology for the works to the cistern must be submitted for the endorsement of the Executive Director and when endorsed becomes part of this permit. Any methodology must consider the following: (a) that there may be objects/artefact of significance, probably closer to the bottom of any accumulations or fill that survive; (b) that the applicant should be able to remove any material that is obviously 20th century; (c) that once any potentially old/historic material is exposed, it should be left in situ; (d) builders' sand is considered suitable to fill the structure; and (e) if it is considered essential to remove all the contents of the cistern, an archaeologist must be present. It is Heritage Victoria's preference that only 20th century artefacts are removed and any deep/significant contents are left in situ.
8. If any historical archaeological remains (including features, deposits and/or artefacts) are uncovered at any time during works associated with the cistern, the lifting of the floorboards or in any other location, it is necessary for the works to cease immediately and for this office to be contacted. In this case, a program of archaeological investigation, recording and artefact management may be required to the satisfaction of the Executive Director, Heritage Victoria.
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. 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.
11. 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 (\$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:

12 October
2021

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

A handwritten signature in black ink, reading "Nicola Stairmand". The signature is written in a cursive style with a large initial 'N' and a long, sweeping underline.

Nicola Stairmand
Manager, Statutory Approvals
Heritage Victoria

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