Application to carry out work on a heritage place or object

This Form

This form is the approved form to be used under section 72 of the *Heritage Act 2011* to apply to the Chief Executive of the Department of Territory Families, Housing and Communities (the CE) for an approval to carry out work on a heritage place or object (a work approval).

A heritage place or object is:

- a place or object declared to be a heritage place or object under the Act; or
- an Aboriginal or Macassan archaeological place or object; or
- a place or object of a protected class of heritage places or objects.

The *Heritage Act 2011*

The *Heritage Act 2011* states that an application for a work approval must:

a) be made in the approved form; and
b) if the applicant is not the owner of the place or object – include the owner's consent.

Section 75 of the *Heritage Act 2011* provides that in deciding an application for a work approval, the decision maker must consider the following:

a) the extent to which the application, if approved, would affect the heritage significance of the heritage place or object;
b) the extent to which the application, if refused, would:
   (i) affect the reasonable or economic use of the place or object; or
   (ii) cause a person undue financial hardship;
c) for an application for major work – the Council's advice on the application;
d) if the heritage place or object is, or is in, a sacred site – the advice of the Aboriginal Areas Protection Authority;
e) other matters relating to the conservation, use and management of the place or object the decision maker considers relevant.

The decision maker may ask the applicant to give the decision maker additional information relevant to the application.

NORTHERN TERRITORY GOVERNMENT

Information to be provided: General

This application must be accompanied by sufficient information to enable the decision-maker to make a decision. Please ensure you fill out all sections of the form, and attach additional information in support of your application as required.

The *Heritage Act 2011* allows the person making a decision about this application to request further information in certain circumstances. If you are in any doubt about what information should be provided with this form, contact the Heritage Branch on (08) 8999 5039 or at heritage.branch@nt.gov.au

The applicant may also be requested to provide evidence that it has the necessary authority to enter the land and carry out the proposed works.

Sacred Sites

The *Heritage Act 2011* provides that in deciding an application for a work approval, the decision-maker must consider the advice of the Aboriginal Areas Protection Authority (AAPA) if the heritage place or object is, or is in, a sacred site.

If the applicant has any reason to believe that a sacred site may be affected by the proposed works, the application should consult with the AAPA about the works, and include any advice received from the AAPA with this application.

Heritage Impact Statement

A Heritage Impact Statement must be included with this application. A Heritage Impact Statement must address:

- why the place or object is of heritage significance
- what impact the proposed works will have on the heritage significance of the place or object
- what measures are proposed to mitigate negative impacts
- what measures will be employed to manage the long-term fate of any archaeological artefacts or other archaeological material recovered during the works

The amount of information to be provided in the Heritage Impact Statement is proportionate to the situation. For 'minor work', only a basic Statement is required, whilst a more comprehensive Statement would be expected for 'major work'.

For a heritage place or object declared under Part 2.2 of the *Heritage Act 2011*, there is a Statement of Heritage Value available. In these cases, the Statement of Heritage Value is the starting point for explaining why the place or object is significant.

For Aboriginal and Macassan archaeological places and objects, and for places and objects that belong to a class of protected places or objects, it is expected that an individual assessment of significance is undertaken in order to explain why the place or object in question is significant.

Aboriginal Cultural Heritage

An application that relates to an Aboriginal or Macassan archaeological place or object must be accompanied by documentary evidence of consultation with relevant Aboriginal representative bodies, and other Aboriginal people as required, at all stages of the process.

Archaeological research

If the proposed work involves disturbance of an archaeological place, then a research plan must be submitted with the application. The research plan should include the names and qualifications of key personnel who will be involved with the proposed works, and the organisation(s) represented.

Submitting your application

When completed, your application should be sent to:

Director Heritage Branch
Department of Territory Families, Housing and Communities
PO Box 1448
DARWIN NT 0801

Office use only	
Date received	
Name and location	
Name of heritage place or object	
Location	
Reasons for carrying out the work	

Description of proposed work	

Applicant's details			
Name			
Address			
Email			
Phone			
Signature		**Date**	

Ownership	
I am the owner of this place or object If no, please provide owner's details	Yes / No
Owner's name	
Owner's address	
Owner's phone	
Owner's email	
If you are not the owner, you must attach an authorisation from the owner to make the application on their behalf.	