



# Department of Environment, Land, Water & Planning

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East Melbourne Victoria 8002  
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DX210098

Permit Application No: P33026  
File No: FOL/17/30862

15 Jun 2020

The Chief Executive Officer  
City of Yarra  
PO Box 168  
RICHMOND VIC 3121

Cc: The Manager, Statutory Planning

To the CEO,

**RE: PERMIT APPLICATION P33026 - OLD COLONISTS HOMES, 20 RUSHALL CRESCENT FITZROY NORTH (H0821)**

As the responsible authority for the area in which the above registered place is situated, and in accordance with s100 of the *Heritage Act 2017* (the Act) the Executive Director, Heritage Victoria (ED) is providing you with a copy of an application for works to the registered place.

You may make a written submission to Heritage Victoria within 14 days of the date of this letter, or within an extended period of time on the agreement of the applicant and owner or government asset manager of the registered place or registered object.

In determining whether to approve an application for a permit, the ED must consider any written submission lodged by the responsible authority in relation to the application. The other matters that the ED is required to consider under s101(2) of the Act when determining the application, include:

- a) the extent to which the application if approved would affect the cultural heritage significance of the registered place;
- b) the extent to which the application if refused would affect the reasonable or economic use of the registered place;
- c) any submissions made under s95 or s100;
- d) if the applicant is a public authority, the extent to which the application, if refused would unreasonably detrimentally affect the ability of the public authority to perform a statutory duty specified in the application;
- e) if the application relates to a listed place or to a registered place or registered object in a World Heritage Environs Area, the extent to which the application, if approved would affect –
  - i. the world heritage values of the listed place; or
  - ii. any relevant Approved World Heritage Strategy Plan;
- f) any matters relating to the protection and conservation of the registered place that the Executive Director considers relevant.

**Privacy Statement**

Any personal information about you or a third party in your correspondence will be protected under the provisions of the Privacy and Data Protection Act 2014. It will only be used or disclosed to appropriate Ministerial, Statutory Authority, or departmental staff in regard to the purpose for which it was provided, unless required or authorised by law. Enquiries about access to information about you held by the Department should be directed to the Privacy Coordinator, Department of Environment, Land, Water & Planning, PO Box 500, East Melbourne, VIC 8002. Notwithstanding the above, please note that information provided to enable the administration of the Heritage Act 2017 may be disclosed to persons with an interest in the heritage place or object particularly, and information provided as part of a permit application may be made available on-line where the application has been publicly advertised under section 94 of the Heritage Act 2017.



The ED may also consider under s101(3):

- a) the extent to which the application if approved would affect the cultural heritage significance of any adjacent or neighbouring property that is –
  - i. included in the Heritage Register; or
  - ii. subject to a heritage requirement or control in the relevant planning scheme; or
- b) any other relevant matter.

If you wish to make a submission to assist the ED in their consideration of the application, and without limiting the content of any submission you make, you might draw attention to whether the registered place is within or adjoining a locally significant place or precinct subject to a Heritage Overlay control and whether the application is likely to have an adverse effect on that locally significant place or precinct.

You might also inform Heritage Victoria as to whether the Municipal Strategic Statement (MSS) or a local policy specifically mentions or relates to the registered place or the area in which the place is located and whether the application is consistent with the MSS or relevant policies.

Please provide your written submission to the Statutory Support Team, Heritage Victoria at [heritage.permits@delwp.vic.gov.au](mailto:heritage.permits@delwp.vic.gov.au). If you do not make a submission within 14 days of the date of this letter and you have not otherwise sought an extension of time, I will assume you have no further submission to make in relation to the amendment application.

Please contact the Statutory Support Team, Heritage Victoria on (03)7022 6370 if you would like to discuss the application or your submission.

Yours sincerely



**JANET SULLIVAN**

Principal Heritage Permits

Heritage Victoria

(As delegate for the Executive Director, Heritage Victoria pursuant to the Instrument of Delegation)