



NOTES

- All sections of this form must be completed before it can be assessed. The form is to be submitted to the Director, Heritage Branch in order to seek an exception from the need for an excavation permit issued by the Heritage Council of NSW which would otherwise be required under section 139(1) or (2) of the Heritage Act.
- Reference should be made to the conditions for exceptions granted under S. 139(4) of the Heritage Act by the Minister for Planning by Order published in the Government Gazette on 5 September 2008
- The information required to accompany this form is specified on this form (see reverse). Drawings and photographs may also be attached to explain the proposal and assist a quick response. Two copies of the required information must be lodged with this form.

- This form must be completed, and signed by the applicant and owner of the land.
- If the Director of the Heritage Branch is satisfied of the relevant matters relating to the proposal, a copy of this form will be endorsed by the Heritage Branch and returned to the Applicant identified below.
- The disturbance or excavation of land to which the exception does not apply requires the submission of an application for an excavation permit under section 140 of the Heritage Act.
- This form should be sent by mail or delivered in person to:

*Heritage Branch, Department of Planning
 Locked Bag 5020
 PARRAMATTA NSW 2124
 Fax: 98738599 Phone: 98738500
 email: heritage@planning.nsw.gov.au*

LAND AFFECTED BY PROPOSED DEVELOPMENT

Name or number of property:.....Street:.....

Suburb / Town:.....Postcode:.....Council:.....

Lot Number:..... Plan Code (DP / SP):..... Plan Number:.....

DESCRIPTION OF THE PROPOSAL (This MUST summarise the proposed works. Do not write 'See attached')

.....

COST OF PROPOSAL: \$ **SUBMISSION REQUIREMENTS ATTACHED** (tick)

APPLICANT

Name:.....

Organisation:.....

Address:.....

Signature:

Telephone:

Mobile:

Fax:

Email:

LAND OWNER

Name:.....

Organisation:.....

Address:.....

Signature:

Telephone:

Mobile:

Fax:

Email:

GENERAL CONDITIONS FOR ENDORSEMENT OF AN EXCEPTION

NOTE 1:

If any Aboriginal objects are discovered on the site, excavation or disturbance is to cease and the Environmental Protection and Regulation Group of the Department of Environment and Climate Change is to be informed in accordance with section 91 of the National Parks and Wildlife Act, 1974.

NOTE 2:

Any excavation which has revealed Aboriginal objects should be referred to the Senior Aboriginal Heritage Officer at the Heritage Branch. Telephone: 02 9873 8500 or 1800 789290.

NOTE 3:

This exception does not allow the removal of State significant Relics.

NOTE 4:

Where substantial intact archaeological relics of State or local significance, not identified in the archaeological assessment or statement required by this exception, are unexpectedly discovered during excavation, work must cease in the affected area and the Heritage Branch must be notified in writing in accordance with section 146 of the Heritage Act, 1977.

Depending on the nature of the discovery, additional assessment and possibly an excavation permit may be required prior to the recommencement of excavation in the affected area.

NOTE 5:

Anything done pursuant to this exception must be specified, supervised and carried out by people with knowledge, skills and experience appropriate to the work.

<p align="center">TYPE OF EXCEPTION</p> <p align="center">Please tick appropriate box below <input type="checkbox"/></p>	<p align="center"><u>SUBMISSION REQUIREMENTS</u></p>
<input type="checkbox"/> (1A) <i>An archaeological assessment, zoning plan or management plan has been prepared in accordance with Guidelines published by the Heritage Council of NSW which indicates that any relics in the land are unlikely to have State or local heritage significance; OR</i>	<p>2 copies of the archaeological assessment (prepared in accordance with the Heritage Council guideline, <i>Archaeological Assessments</i>).</p> <p>2 copies of a schematic plan or drawing of the site and/or other documents necessary to clearly describe the proposal.</p>
<input type="checkbox"/> (1B) <i>the excavation or disturbance of land will have a minor impact on archaeological relics including the testing of land to verify the existence of relics without destroying or removing them; OR</i>	<p>2 copies of a brief Statement documenting the expected level of impact on the archaeological resource and proposed methodology for the relevant Archaeological work (eg Testing or Monitoring).</p> <p>2 copies of a schematic plan or drawing of the site and/or other documents necessary to clearly describe the proposal.</p>
<input type="checkbox"/> (1C) <i>a statement describing the proposed excavation demonstrates that evidence relating to the history or nature of the site, such as its level of disturbance, indicates that the site has little or no archaeological research potential. *see NOTE below</i>	<p>2 copies of a brief Statement documenting that the proposed excavation or disturbance will only involve the removal of material with little or no archaeological potential and no heritage significance.</p> <p>2 copies of a schematic plan or drawing of the site and/or other documents necessary to clearly describe the proposal</p>
<input type="checkbox"/> (2A) <i>The excavation or disturbance of land is for the purpose of exposing underground utility services infrastructure which occurs within an existing service trench and will not affect any other relics;</i>	<p>2 copies of a brief Statement documenting the proposed excavation or disturbance (as above).</p> <p>2 copies of a schematic plan or drawing of the site and/or other documents which describe the proposal</p>
<input type="checkbox"/> (2B) <i>the excavation or disturbance of land is to carry out inspections or emergency maintenance or repair on underground utility services and due care is taken to avoid effects on any other relics;</i>	<p>2 copies of a brief Statement documenting the proposed excavation or disturbance (as above).</p> <p>2 copies of a schematic plan or drawing of the site and/or other documents which describe the proposal</p>
<input type="checkbox"/> (2C) <i>the excavation or disturbance of land is to maintain, repair, or replace underground utility services to buildings which will not affect any other relics;</i>	<p>2 copies of a brief Statement documenting the proposed excavation or disturbance (as above).</p> <p>2 copies of a schematic plan or drawing of the site and/or other documents which describe the proposal</p>
<input type="checkbox"/> (2D) <i>the excavation or disturbance of land is to maintain or repair the foundations of an existing building which will not affect any associated relics; or</i>	<p>2 copies of a brief Statement documenting the proposed excavation or disturbance (as above).</p> <p>2 copies of a schematic plan or drawing of the site and/or other documents which describe the proposal</p>
<input type="checkbox"/> (2E) <i>the excavation or disturbance of land is to expose survey marks for use in conducting a land survey.</i>	<p>2 copies of a schematic plan or drawing of the site and/or other documents necessary to clearly describe the proposal</p>

ENDORSEMENT BY HERITAGE BRANCH (Office Use Only)

The proposed disturbance or excavation of land described on this form has been assessed by the Heritage Branch. The proposal does not require an excavation permit under section 140 of the *Heritage Act, 1977*, as it is excepted under the exception granted under section 139(4) of the *Heritage Act, 1977*, by the Heritage Council by Order published in the Government Gazette on 5 September 2008, and the relevant criteria have been satisfied. An endorsed copy of the information lodged with this form is attached.

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DIRECTOR / MANAGER

Heritage Branch, Department of Planning (as delegate of the NSW Heritage Council)

* NOTE FOR EXCEPTION (1C): Archaeological research potential of a site is the extent to which further study of relics which are likely to be found is expected to contribute to improved knowledge about NSW History which is not demonstrated by other sites or archaeological resources.