

NORTHERN TERRITORY OF AUSTRALIA
AMENDMENT OF HERITAGE CONSERVATION REGULATIONS

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NORTHERN TERRITORY OF AUSTRALIA

Regulations 1998, No. 32*

Regulations under the *Heritage Conservation Act*

I, NEIL RAYMOND CONN, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Heritage Conservation Act*.

Dated 4 August 1998.

N R CONN
Administrator

AMENDMENT OF HERITAGE CONSERVATION REGULATIONS

1. COMMENCEMENT

These Regulations come into operation on the commencement of the *Heritage Conservation Amendment Act 1998*.

2. REPEAL AND SUBSTITUTION

Regulation 6 of the *Heritage Conservation Regulations* is repealed and the following substituted:

"6. APPLICATION UNDER SECTION 39A(2) FOR REVOCATION OF DECLARATION

"(1) The owner of a heritage place or heritage object may only apply to the Council under section 39A(2) of the Act for the revocation of a declaration in relation to the place or object if -

- (a) no application for revocation of the declaration has been made during the 12 months immediately before the date of the application; and

* Notified in the *Northern Territory Government Gazette* on 4 August 1998.

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- (b) there is -
- (i) information available about the heritage value of the place or object that has not previously been considered by the Council; or
 - (ii) other relevant information that does not appear to have been taken into account by the Minister when deciding previously whether or not to make or revoke the declaration.

"(2) An application under section 39A(2) of the Act is to contain or be accompanied by the following information:

- (a) the name and location of the heritage place or a description of the heritage object;
- (b) proof that the applicant is the owner of the place or object;
- (c) the information referred to in subregulation (1)(b);
- (d) a statement of what the applicant considers to be the heritage values of the place or object or, if the applicant is of the opinion that it has no heritage value, the reasons for that opinion;
- (e) documents or other evidence supporting the application;
- (f) any other information that the Council requests.

"7. APPLICATION UNDER SECTION 39G(1) FOR REVOCATION OF DECLARATION

"An application under section 39G(1) of the Act is to contain or be accompanied by the following information:

- (a) the name and location of the heritage place or a description of the heritage object;
- (b) proof that the applicant is the owner of the place or object;
- (c) a description of the threat to health or safety or the nature of the emergency;

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- (d) documents or other evidence supporting the application;
- (e) any other information that the Minister requests.

"8. APPLICATION UNDER SECTION 39J(1) FOR APPROVAL TO PERFORM WORKS, &c., ON HERITAGE PLACE OR OBJECT

"An application under section 39J(1) of the Act is to contain or be accompanied by the following information:

- (a) the name and location of the heritage place or a description of the heritage object;
- (b) proof that the applicant is the owner of the place or object;
- (c) a description of the work, damage, desecration, destruction, demolition, alteration or removal proposed to be carried out;
- (d) the reasons for carrying out the proposed work, damage, desecration, destruction, demolition, alteration or removal;
- (e) documents or other evidence supporting the application;
- (f) any other information that the Minister or the Minister's delegate requests.

"9. APPLICATION UNDER SECTION 39J(2) TO DESTROY OR DEMOLISH HERITAGE PLACE

"An application under section 39J(2) of the Act is to contain or be accompanied by the following information:

- (a) the name and location of the heritage place;
- (b) proof that the applicant is the owner of the place or object;
- (c) if the application relates to a building or structure on the place - a description of the building or structure sufficient to identify it;
- (d) a description of the destruction or demolition proposed to be carried out;
- (e) the reasons for carrying out the proposed destruction or demolition;

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- (f) documents or other evidence supporting the application;
 - (g) any other information that the Minister requests."
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