

# South Australian Heritage Council

## 17.6 Procedure: Provisional Entry of an Object

### OBJECTIVE:

To establish procedures for the provisional entry of an Object of heritage significance in the South Australian Heritage Register.

### CONTEXT:

Section 17(5) of the Heritage Places Act 1993.

South Australian Heritage Council Strategic Plan 2012-2015: Administer the Heritage Places Act 1993.

### INTERPRETATION:

Under the Heritage Places Act 1993 an 'object means a natural or manufactured object and includes –

- (a) an archaeological artefact; or
- (b) a geological, palaeontological or speleological specimen,

but does not include an Aboriginal object within the meaning of the Aboriginal Heritage Act 1988'

Under section 14(2) of the Heritage Places Act 1993 an object can be included in the Register if it 'is, in the opinion of the Council, to be an object of heritage significance'.

Under section 16(2) of the Heritage Places Act 1993 an object is considered to be 'of heritage significance if –

- (a) it is an archaeological artefact, or any other form of artefact that satisfies 1 or more of the criteria set out in subsection (1); or
- (b) it is a geological, paleontological or speleological specimen that satisfies 1 or more of the criteria set out in subsection (1); or
- (c) it is an object that is intrinsically related to the heritage significance of a State Heritage Place or a State Heritage Area.

### DECISION:

Under section 17(6) of the Heritage Places Act 1993, the Council may enter 'an object in the Register under section 14(2)(b) –

- (a) if the entry is in relation to a place, may occur on or after the provisional entry of the place in the Register (or after the confirmation of that entry); and
- (b) will, at first instance, be taken to be a provisional entry.

Under section 18 of the Act, the Council may confirm the object in the Register.

### PROCEDURE:

- Minutes are confirmed as correct with Chair of the Council.
- Executive Officer advises Register Clerk of the provisional entry of the Object.
- Under section 17(5) of the Heritage Places Act 1993, the Council will give written notice to the owner of the object stating the reasons for entering the object in the Register and invite their written representations on whether the provisional entry should be confirmed in the Register within three months from the date of the notice. The Register Clerk will undertake this function under delegation.
- The Council advises the Minister of the provisional entry of the object. The Register Clerk will undertake this function under delegation.
- The Register Clerk will include details on the Heritage Council website after confirmation.
- The Register Clerk updates the South Australian Heritage Register database as required.
- The Register Clerk updates the file relating to the State Heritage Place associated with the Object.

### APPLICATION:

This procedure applies to the Council members, including acting members, and any committees and sub-committees established by the Council (unless otherwise stated in the Terms of Reference for the committee or sub-committee), and departmental staff supporting the Council.

**DATE ADOPTED:** 9 Decemeber 2015

CHAIR:

