

South Australian Heritage Council

Procedure: Advice to the Minister for Sustainability,

Environment and Conservation on Heritage Agreements

OBJECTIVE: To establish a procedure for consideration of Heritage Agreements and provision of advice to the Minister.

CHAIR: *Judith M Carr*

REVIEWED: 4 May 2012

CONTEXT: Sections 32 and 33 of the *Heritage Places Act 1993* and Council's Policy: Advice to the Minister for Environment and Conservation on Heritage Agreements.

CHAIR: *Judith M Carr*

REVIEWED: 21 February 2018

SCOPE: Comment on draft heritage agreements, variations and terminations of heritage agreements and impacts and implication of heritage agreements on heritage listing.

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PROCEDURE: Includes notifications about upcoming new heritage agreements, variations and terminations of existing heritage agreements, Council's consideration of draft agreements and advice to the Minister.

APPLICATION: Applying to the Council, departmental staff supporting the Council and all public sector agencies developing heritage agreements.

DATE ADOPTED: 18 March 2011

1. Notification

The Council will be notified before a draft heritage agreement is proposed. It will also be notified if an agency is proposing an existing agreement to be varied or terminated. The Council is prepared to consider the principle that will underlie the agreement prior to the agreement being drafted.

2. Consideration

The Council will consider draft heritage agreements, variations and termination of agreements at its regular meetings.

All new agreements, variations and terminations of existing agreements to be considered by the Council will be accompanied by a paper using the Council's standard agenda paper template.

The Council will consider draft heritage agreements, and variations and terminations of existing agreements prior to the wording being finalised by the Crown Solicitor's Office (CSO). If the wording is substantially changed by CSO, then the proposal needs to be considered by the Council again.

3. Advice to the Minister

Having considered the draft heritage agreement, variation or termination of an existing agreement and all relevant information, the Council will write to the Minister with its advice on whether the Minister should enter into, vary or terminate the agreement.