

# Notice of the existence of an Interim Protection Order under s.147 of the Heritage Act

(SCHEDULE 11)

An interim protection order made by the Heritage Council has been served for the following place:

|                      |  |
|----------------------|--|
| NAME OF PLACE/OBJECT | <b>Caulfield Racecourse</b>                |
| ADDRESS              | <b>Station Street, Caulfield East 3145</b> |
| SPECIFIED CATEGORY   | <b>Registered Place</b>                    |

## TAKE NOTICE THAT:

- While the Interim Protection Order remains in force the above place is deemed to be included in the Victorian Heritage Register in the category specified.
- If a place is deemed to be a registered place the Heritage Act 2017 provides that—

| A person must not:  | The maximum penalty:  |
|---|---|
| <ul style="list-style-type: none"> <li>remove, relocate or demolish; or</li> <li>damage or despoil; or</li> <li>develop or alter; or</li> <li>excavate—</li> </ul> all or any part of that place. | Under Section 87(1) of the <i>Heritage Act 2017</i> for a person knowingly or recklessly performing the act <ul style="list-style-type: none"> <li>4800 penalty units, or imprisonment for 5 years, or both for a natural person;</li> <li>9600 penalty units for a body corporate.</li> </ul> Under Section 88(1) of the <i>Heritage Act 2017</i> for a person negligently performing the act <ul style="list-style-type: none"> <li>2400 penalty units, or imprisonment for 2 years, or both for a natural person;</li> <li>4800 penalty units for a body corporate.</li> </ul> Under Section 89(1) of the <i>Heritage Act 2017</i> for a person performing the act <ul style="list-style-type: none"> <li>48 penalty units for a natural person;</li> <li>240 penalty units for a body corporate.</li> </ul> |
| <ul style="list-style-type: none"> <li>remove, relocate or demolish; or</li> <li>damage or despoil; or</li> <li>alter a registered object.</li> </ul>   | Under Section 87(2) of the <i>Heritage Act 2017</i> for a person knowingly or recklessly performing the act <ul style="list-style-type: none"> <li>4800 penalty units, or imprisonment for 5 years or both for a natural person;</li> <li>9600 penalty units for a body corporate</li> </ul> Under Section 88(2) of the <i>Heritage Act 2017</i> for a person negligently performing the act <ul style="list-style-type: none"> <li>2400 penalty units, or imprisonment for 5 years or both for a natural person;</li> <li>4800 penalty units for a body corporate</li> </ul> Under Section 89(2) of the <i>Heritage Act 2017</i> for a person performing the act <ul style="list-style-type: none"> <li>48 penalty units for a natural person;</li> <li>240 penalty units for a body corporate</li> </ul>      |
| <ul style="list-style-type: none"> <li>disturb the position of an object that is a fixed registered object.</li> </ul>  | Under Section 87(3) of the <i>Heritage Act 2017</i> for a person knowingly or recklessly performing the act <ul style="list-style-type: none"> <li>4800 penalty units, or imprisonment for 5 years or both for a natural person;</li> <li>9600 penalty units for a body corporate</li> </ul> Under Section 88(3) of the <i>Heritage Act 2017</i> for a person negligently performing the act <ul style="list-style-type: none"> <li>2400 penalty units, or imprisonment for 5 years or both for a natural person;</li> <li>4800 penalty units for a body corporate</li> </ul> Under Section 89(3) of the <i>Heritage Act 2017</i> for a person performing the act <ul style="list-style-type: none"> <li>48 penalty units for a natural person;</li> <li>240 penalty units for a body corporate.</li> </ul>     |

- Under section 144 of the *Heritage Act 2017*, this order comes into force on service.
- This order—
  - continues in force for a period of 4 months or for any further period specified by the Minister; or
  - until—
    - the place or object is included in the Heritage Register; or
    - the Heritage Council determines that the place or object does not warrant inclusion in the Heritage Register; or
    - the Heritage Council removes the order—
 whichever occurs first.
- Under section 147 of the *Heritage Act 2017*, on service of this order on you, you must display a notice in the prescribed form of the existence of this order in a conspicuous position in the place to which this order relates while the order is in force. The maximum penalty for a contravention of section 147 is 120 penalty units for a natural person, or 240 penalty units for a body corporate.