

8 February 2017

Livio Cellante  
Kufner Textiles (Australia) Pty Ltd  
PO Box 556  
DONCASTER VICTORIA 3108

Dear Mr Cellante,

RE: Jumbunna Road, Korumburra

Beveridge Williams recently approached ACHM on your behalf to provide advice to you in regard to any Aboriginal Cultural Heritage issues or triggers associated with several lots on Jumbunna Road, Korumburra.

The land in question is:

VOLUME	FOLIO	LP	LOT
9472	482	135303	4
9479	684	139825	2
9472	481	139824	2
9470	493	139823	2

### Aboriginal Cultural Heritage

The Aboriginal Heritage Act 2006 and the Aboriginal Heritage Regulations 2007 require that a cultural heritage management plan to be completed if both of the following conditions are met; namely:

1. The activity being contemplated (i.e. the type of development) is a 'high impact activity' (as defined in the Regulations), and
2. All or part of the 'activity area' is in an 'area of cultural heritage sensitivity' (as defined in the Regulations).

### Findings

Regardless of the type of activity being planned, the land in question is NOT in an 'area of cultural heritage sensitivity' as defined in the Aboriginal Heritage Regulations 2007, so therefore the combined triggers are not met. A mandatory Cultural Heritage Management Plan is NOT required in this instance. See map on the following page.

### Harming Aboriginal Site(s)

Although a Cultural Heritage Management Plan is not legally required in this case, it is still an offence (carrying large penalties) under the Aboriginal Heritage Act 2006 to harm Aboriginal cultural heritage items or places on the subject land. To ensure that there is no legal liability upon developing the land, an inspection is recommended by a qualified archaeologist prior to any ground disturbing works.

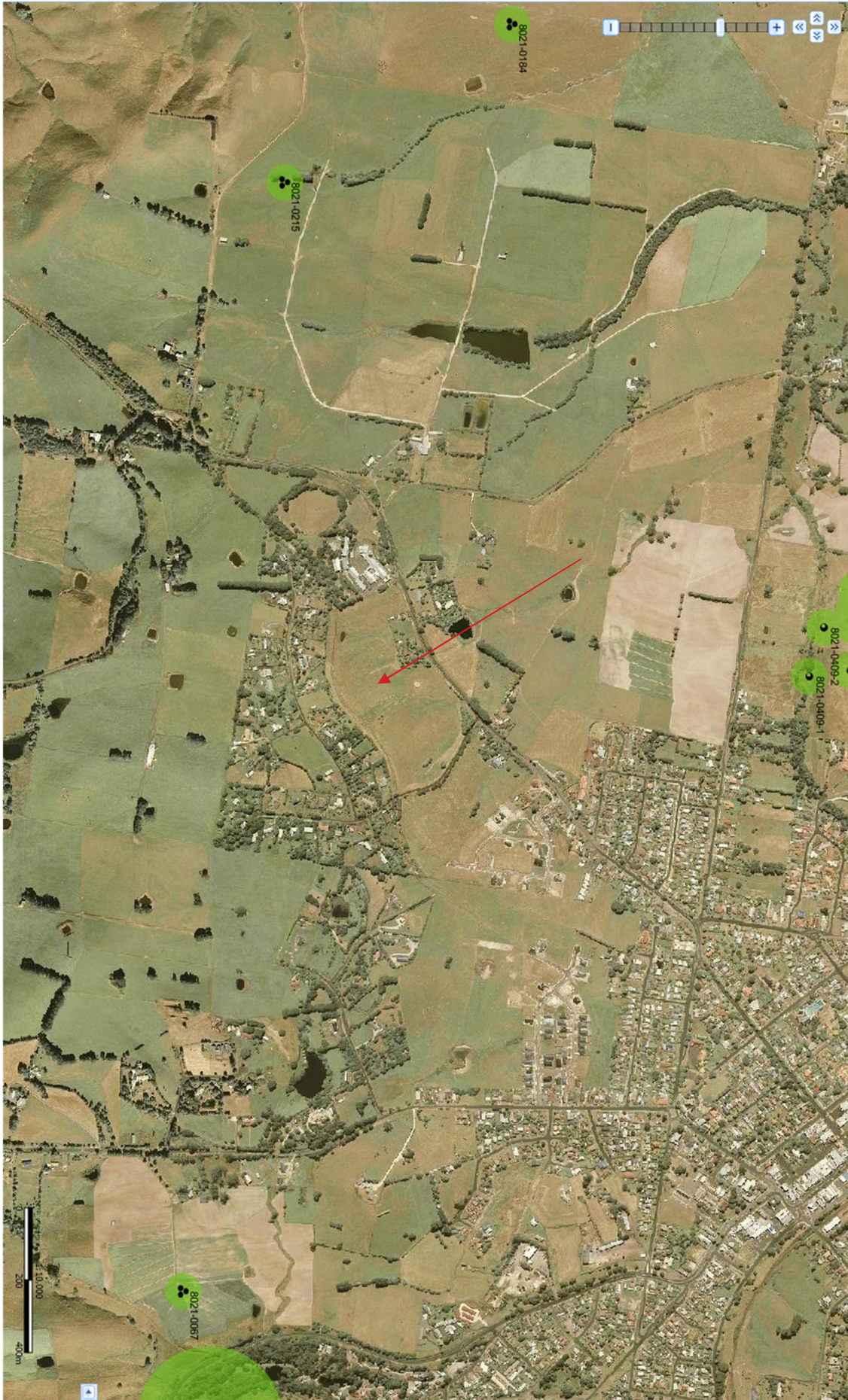


Figure 1: Subject land located on Jumbunna Road, Korumburra. The subject land is arrowed (north is to the right of the page).



In conclusion, there are no statutory triggers requiring a Cultural Heritage Management Plan for this land and/or any development associated with it.

The Local Government Authority has no grounds to require a cultural heritage management plan as a planning condition.

We still urge caution however, as harming an Aboriginal site is an offence under the Aboriginal Heritage Act 2006.

Please don't hesitate to contact us to discuss the findings herein.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Shaun Canning', with a stylized flourish at the end.

**Dr Shaun Canning**

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