



Australian Capital Territory

# Heritage Regulation 2005

## Subordinate Law SL2005-5

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The Australian Capital Territory Executive makes the following regulation under the *Heritage Act 2004*.

Dated 8 March 2005.

JON STANHOPE  
Minister

SIMON CORBELL  
Minister

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# Heritage Regulation 2005

## Subordinate Law SL2005-5

made under the

**Heritage Act 2004**

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### 1 Name of regulation

This regulation is the *Heritage Regulation 2005*.

### 2 Commencement

This regulation commences on the day the Act, section 20 (Establishment of heritage register) commences.

*Note* The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

### **3 Dictionary**

The dictionary at the end of this regulation is part of this regulation.

*Note 1* The dictionary at the end of this regulation defines certain terms used in this regulation.

*Note 2* A definition in the dictionary applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see Legislation Act, s 155 and s 156 (1)).

### **4 Notes**

A note included in this regulation is explanatory and is not part of this regulation.

*Note* See the Legislation Act, s 127 (1), (4) and (5) for the legal status of notes.

### **5 Registration of notified Aboriginal places— Act, s 134 (1)**

- (1) Each notified aboriginal place is taken to be registered under the Act, division 6.2.
- (2) The details entered in the old interim heritage places register for each notified Aboriginal place are taken to be the registration details for the place.
- (3) Subsection (2) does not apply to any requirement stated in an old interim heritage places register for the conservation of the heritage significance of the place.
- (4) To remove any doubt, the council may amend the heritage register to reflect the operation of this section.

**6 Conservation requirements for notified Aboriginal places on old interim heritage places register**

(1) In this section:

*conservation requirement*, for a notified Aboriginal place, means a requirement stated in the old interim heritage places register for the conservation of the heritage significance of the place, including any requirement for the conservation of features identified as intrinsic to that heritage significance.

(2) A conservation requirement for a notified Aboriginal place is taken to be a heritage guideline applying to the place.

**7 Restricted information on old interim heritage places register**

Restricted information on the old interim heritage places register for a notified Aboriginal place is restricted information under this Act.

**8 Expiry**

This regulation expires on the day the Act, part 19 expires.

## Dictionary

(see s 3)

*Note* The Legislation Act contains definitions and other provisions relevant to this regulation.

***notified Aboriginal place*** means each place notified under the *Land (Planning and Environment) Act 1991*, section 60 (Public notification) by notifiable instrument NI2002-19.

***old interim heritage places register***, for a notified Aboriginal place, means the interim heritage places register prepared under the *Land (Planning and Environment) Act 1991* in relation to the place.

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## Endnotes

### 1 Notification

Notified under the Legislation Act on 8 March 2005.

### 2 Republications of amended laws

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).

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