





## **Part 7 Stop activity orders, prohibition orders and remediation orders**

**Part 7** provides for the giving of stop activity, prohibition and remediation orders by the ACH Council. Stop activity orders and prohibition orders can be used to prevent or cease an activity that may harm Aboriginal cultural heritage where the activity is not authorised or there is new information about Aboriginal cultural heritage. Stop activity orders will be limited to 60 days during which time the ACH Council will be required to consider the matter and decide whether a prohibition order is required. The ACH Council will be required to provide the opportunity for submissions to the person undertaking the activity as well as relevant Aboriginal people.

Remediation orders may be issued to allow for remediation work to be undertaken to restore impacted Aboriginal cultural heritage.

## **Part 8 Aboriginal cultural heritage protection agreements**

**Part 8** enables the ACH Council to endorse Aboriginal cultural heritage protection agreements (*ACH protection agreements*) which are voluntary agreements with Aboriginal parties that focus on proactive actions to recognise, protect, conserve, preserve and manage Aboriginal cultural heritage in an area. An ACH protection agreement cannot permit harm to Aboriginal cultural heritage in the area.

## **Part 9 Aboriginal Cultural Heritage Directory and Register of Aboriginal Owners**

**Part 9** provides for the establishment, maintenance, use and access to the Aboriginal Cultural Heritage Directory (the *ACH Directory*). The ACH Directory will list information and documents about Aboriginal cultural heritage, including protected areas, the local ACH service for an area, a native title party for an area, knowledge holders for an area, and other agreements, permits, plans, determinations and orders under the proposed Act. The ACH Directory will also include information about characteristics of Aboriginal cultural heritage in the state, and the location of the heritage.

The proposed Part also provides for access to the ACH Directory for particular persons and purposes in addition to the establishment of the Register of Aboriginal Owners.

## **Part 10 Compliance**

**Part 10** provides for the investigation and prevention of offences and for related matters under the proposed Act.

## **Part 11 Legal proceedings**

**Part 11** sets out provisions applicable to legal proceedings for the prosecution of offences, the relationship of certain persons to the commission of offences, and matters relating to evidence.

## **Part 12 Miscellaneous**

**Part 12** provides for financial matters, decisions subject to administrative review by the Civil and Administrative Tribunal, matters relating to the administration of the proposed Act, regulations and guidelines that may be made under the proposed Act and for the review of the proposed Act.

## **Schedule 1 Establishment, constitution and procedures of ACH Council**

**Schedule 1** sets out the process for the appointment of the ACH Council, the constitution of the ACH Council and the procedures for the ACH Council.



























































































































































































































































