

## **8.2.7 Landscape heritage overlay code**

### **8.2.7.1 Application**

- (1) This code applies to assessing all development in the Landscape heritage overlay.
- (2) Land in the Landscape heritage overlay is identified on the Landscape heritage map and is included in the following sub-categories:
  - (a) Gunggandji Special Interest Area sub-category; and
  - (b) Gunggandji Cultural Heritage Protection Area sub-category
- (3) When using this code, reference should be made to section 5.3.2 and, where applicable, section 5.3.3, in Part 5.

### **8.2.7.2 Purpose**

- (1) The purpose of the Landscape heritage overlay code is to:
  - (a) implement the policy direction in the Strategic Framework, in particular:
    - (i) Theme 4: Strong communities, Element 3.7.7 Cultural heritage and traditional knowledge.
  - (b) enable an assessment of whether development is suitable on land within the Landscape heritage overlay sub-categories.
- (2) The purpose of the code will be achieved through the following overall outcomes:
  - (a) Development matters, processes and procedures outlined in Local Government Indigenous Land Use Agreements' are taken into consideration in relation to land use matters in addition to any other matters, processes and procedures contained within this planning scheme.

Note – The Landscape Heritage Overlay Code does not change the level of assessment for any activity.

Note – Not all 'significant sites' are able to be mapped on the overlay for cultural sensitivity reasons. A duty of care to preserve cultural values remains. Refer to the provisions of the *Aboriginal Cultural Heritage Act 2003* duty of care guidelines and the *Queensland Cultural Heritage Act 1992* for responsibilities associated with accidental discoveries and requirements for Cultural Heritage Plan (if required).