

From: David Cowan [REDACTED]
 Sent: Friday, 17 July 2009 1:59 PM
 To: Historic Shipwrecks Act Review
 Subject: Review of the Historic Shipwrecks Act 1976
 To whom it may concern,

Please refer below after my signature for my input as a community member. Thank you for the opportunity to participate in the review of Historic Shipwrecks Act 1976.

Regards

David Cowan
 [REDACTED] WEST LAKES SA [REDACTED]

- Q.1. Yes
 Q.2. Yes.
 Q.3. Yes.
 Q.4. The Act's scope should be extended to protect other items of cultural heritage significance.
 Q.5. Yes. The principal criterion for protection of shipwreck sites less than 75 years old should be the significance of the site.
 Q.6. Human remains found in shipwrecks should ideally be treated in the same manner as remains found on land. However, treatment in each case probably needs to be considered on its merits.
 Q.7. Yes. The ANSD in its current form needs a review for accuracy. From personal experience, at least one entry is probably incorrect when compared to other information sources including ship owner's records.
 Q.8. Yes.
 Q.9. Acknowledgement in lieu of a monetary reward would be acceptable. However, distinction should be made between those who reported the site and those who discovered the site as it is possible that the 2 parties may not be the same.
 Q.10. Yes, unless there is evidence that access is detrimental to the shipwreck site.
 Q.11. No comment – have no personal experience of the current permit system.
 Q.12. No. Survey & excavation should be subject to best practice as determined by the government authority administering the act.
 Q.13. Yes. A protected zone should be declared if there is evidence that a site is at risk of being damaged by human activities.
 Q.14. No. The 'needs of the site should define the area' of the protected zone.
 Q.15. Yes. Practice in SA jurisdiction may be a suitable benchmark for the Act - recent vocational experience as a professional worker in the SA Construction industry indicates that the SA planning regime does consider the requirements of the SA Historic Shipwreck Act. Also, precedence in planning policy/practice/decisions associated with indigenous heritage and built heritage in all Australian jurisdictions may be applicable to shipwrecks.
 Q.16. Ongoing liaison should continue with dive tourism service providers to reinforce the value of underwater heritage.
 Q.17. No comment – have no personal experience of the current permit system.
 Q.18. Yes.
 Q.19. No. Conservation and curation should be carried out in accordance with best practice as determined by the government authority administering the act.
 Q.20. Yes except where historic shipwreck relics have been obtained by legal means, especially items obtained from the legal owner of the shipwreck prior to declaration of protection of the shipwreck.
 Q.21. No, decisions regarding the location for the storage of excavated relics and the associated management regime should be made by the government authority administering the act.
 Q.22. No comment to the first part of the question – have no personal experience of the current system. However, the need suggested in the discussion paper for inspectors have 'compliance training' is supported.

Q.23. No comment to the first & second part of the question – have no personal experience of the current system. In respect to the third part of the question, the proposal in the discussion paper to use Penalty Units is supported.

Q.24. No comment – have no personal experience of the current system.

Q.25. No comment – have no personal experience of the current system.

Q.26. Yes.

Q.27. Yes.

Q.28. Yes.

Q.29. Yes. The 'Rules' should be reviewed against the Australian situation to determine if any of the 'rules' need modification or if any additional provisions are required. Ideally, these should form the basis of a Code of Practice for Australian conditions which can be used by the applicable Cultural Heritage managers, private sector practitioners, tertiary institutions and avocational groups. The Code of Practice could be linked to the Act via the Historic Shipwreck Regulations.

Access Yahoo!7 Mail on your mobile. Anytime. Anywhere. [Show me how.](#)