



Hon Richard Wynne MP

Minister for Planning
Minister for Housing

8 Nicholson Street
East Melbourne, Victoria 3002

Ms Kathy Mitchell
Chair (Lead), Priority Projects Standing Advisory Committee
Planning Panels Victoria
planning.panels@delwp.vic.gov.au

Ref: MBR043881



Dear Ms Mitchell

VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL PROCEEDINGS P1278/2020 (BUILDING A) AND P1751/2020 (BUILDING B), 571-589 MELBOURNE ROAD, SPOTSWOOD

I refer to Victorian Civil and Administrative Tribunal (VCAT) proceeding P1278/2020 relating to the proposed use and development of land for the construction of a four-storey building comprising 58 dwellings with basement parking and vegetation removal and VCAT proceeding P1751/2020 relating to the proposed use and development of land for a 4–8-storey residential building, comprising 87 dwellings and removal of trees at 571-589 Melbourne Road, Spotswood. The projects were recommended to me for consideration for intervention by the Building Victoria's Recovery Taskforce.

On 30 July 2020, the applicant initiated VCAT proceeding P1278/2020 under section 79 of the *Planning and Environment Act 1987* after the Hobsons Bay City Council failed to determine the planning permit application within the prescribed timeframe. A compulsory conference was undertaken on 4 November 2020 and did not resolve the matter. The hearing of the appeal is scheduled to start at VCAT on 1 February 2021 for four days, with four parties to the proceeding.

On 21 September 2020, the council issued a notice of decision to refuse to grant a permit for Building B. The applicant initiated VCAT review proceeding P1751/2020 under section 77 of the *Planning and Environment Act*. A compulsory conference is scheduled for 22 February 2021. The hearing of the appeal is scheduled to commence at VCAT on 1 May 2021 for four days.

I have decided to call in these two VCAT review proceedings and I am referring the matters to the Priority Projects Standing Advisory Committee for advice and recommendations on whether planning permits should be issued and, if so, the appropriate permit conditions that should be imposed. The committee is to afford the opportunity to be heard to all parties to the VCAT proceedings.

In considering the above, I request that the committee consider and advise on:

- recommendations to ensure the coordinated development of the Building A and Building B development stages and any conditions, should the committee recommend a permit or permits be issued.

The cost of the advisory committee is to be met by the applicant, Vega One Pty Ltd.

If you have any questions, please contact Matt Cohen, Director, Priority Projects, Statutory Planning Services, Department of Environment, Land, Water and Planning, on 0409 346 522 or email matthew.cohen@delwp.vic.gov.au.

Yours sincerely

A handwritten signature in blue ink that reads "Richard Wynne". The signature is written in a cursive style.

HON RICHARD WYNNE MP
Minister for Planning

28 / 12 / 2020