

## Minister for Planning

### Approval decision under section 77 of the Major Transport Projects Facilitation Act 2009

I, Matthew Guy MLC, Minister for Planning, having had regard to:

- the East West Link (Eastern Section) Project Comprehensive Impact Statement;
- the recommendations of the East West Link (Eastern Section) Project Assessment Committee Report dated 30 May 2014 (the **Committee's Recommendations**);
- the advice of the EPA under section 64 of the *Major Transport Projects Facilitation Act 2009* (the **Act**); and
- the applicable law criteria under each applicable law

make the following approval decision under s 77 of the Act for the East West Link, Eastern Section (as declared in Special Government Gazette No. S446 *Victoria Government Gazette* 20 December 2012) (**the declared project**).

I grant the following applicable approvals for the declared project namely:

- (a) Preparation, adoption and approval of Planning Scheme Amendment GC2 to the Melbourne, Yarra, Moonee Valley and Moreland Planning Schemes under ss 8, 29 and 35 of the *Planning and Environment Act 1987*
- (b) Works approval under s 19B of the *Environment Protection Act 1970*
- (c) Permits under s 74 of the *Heritage Act 1995*
- (d) Consents under s 129 of the *Heritage Act 1995*
- (e) Licence under s 67 of the *Water Act 1989*
- (f) Consents under Clause 1 of Schedule 2 to the *Road Management Act 2004*
- (g) Comment from the Secretary under s 66 of the *Conservation, Forests and Lands Act 1987*

as set out in each of the applicable approvals in Appendices 1 to 7 and subject to:

- (a) the conditions specified in the applicable approvals in Appendices 1 to 7 pursuant to s 80(1)(a)(ii) of the Act; and
- (b) the following conditions pursuant to s 80(1)(a)(iii) of the Act:
  - i. The connection between the declared project and Elliot Avenue is to be deleted.
  - ii. Development Plans including a site layout plan, elevations and architectural, urban design and landscape plans must be prepared to the satisfaction of the Minister for Planning for:
    - the Hoddle Street interchange;
    - the connection between the declared project and Flemington Road;

- Part B of the declared project;
  - the elevated structures in Royal Park; and
  - the connections onto CityLink.
- iii. The Development Plans may include one or more of the above elements of the declared project, and may be prepared in stages.
- iv. The Development Plans for Part B of the declared project must include (so far as is relevant):
- noise and air quality mitigation measures for the Flemington Housing Estate residents who face east onto the declared project; and
  - design changes required to manage potential impacts on the West Melbourne Terminal Station site.
- v. The Development Plans must not be altered or modified without the consent of the Minister for Planning.
- vi. The use and development and ancillary activities associated with the declared project must be in accordance with the approved Development Plans.
- vii. The Development Plans must be accompanied by a report prepared to the satisfaction of the Minister for Planning which identifies properties outside the land to which the Incorporated Document forming part of Amendment GC2 applies that are materially impacted by any elevated structures shown on the Development Plans (**the Property Impact Report**), to allow further consideration of:
- whether and by what process any adjustments should be considered for the land identified in Figure 1 of the Incorporated Document forming part of Planning Scheme Amendment GC2, and for the designation of the Project Area under the Act;
  - whether there is a need for Linking Melbourne Authority to acquire additional properties within or immediately adjacent to the land to which the Incorporated Document applies; and
  - whether any further mitigation measures are required to ameliorate significant impacts on affected properties.
- viii. Linking Melbourne Authority must develop and implement an information program to my satisfaction, to keep owners and occupiers of land within the vicinity of any proposed elevated structures fully informed pending approval of the Development Plans.

Date:

30-6-14

**Matthew Guy MLC**  
Minister for Planning

