ATTACHMENT C

Authorisation Letter

Department of Environment, Land, Water and Planning

8 Nicholson Street
East Melbourne, Victoria 3002
PO Box 500
East Melbourne, Victoria 8002

Mr Mick Cummins
Chief Executive Officer
Bayside City Council
Email address: cbeames@bayside.vic.gov.au

Dear Mr Cummins

PROPOSED BAYSIDE PLANNING SCHEME AMENDMENT C187BAYS

I refer to your council's application for authorisation to prepare an amendment to the Bayside Planning Scheme. The amendment proposes to introduce a new Clause 15.02-1L (Environmental Sustainable Development) into the Planning Policy Framework to ensure that development achieves best practice in environmental sustainability, from the design stage through to construction and operation.

Under delegation from the Minister for Planning, in accordance with section 8A of the *Planning and Environment Act 1987* (the Act) I authorise your council as planning authority to prepare the amendment subject to the following conditions:

- Renumber the existing Clause 15.01-1L (Energy and resource efficiency) and the proposed Clause 15.01-L to a consistent method, such as 'Clause 15.01-1L-01' and 'Clause 15.01-1L-02' respectively.
- Revise proposed Clause 15.01-L of the planning scheme as per the tracked changes version attached to this letter.

In addition to the above, prior to exhibition of the amendment revise the explanatory report to be consistent with DELWP's current template as per the tracked changes version attached to this letter.

The amendment must be submitted to the Minister for approval.

The authorisation to prepare the amendment is not an indication of whether or not the amendment will ultimately be supported.

Please note that Ministerial Direction No. 15 sets times for completing steps in the planning scheme amendment process. This includes council:

- giving notice of the amendment within 40 business days of receiving authorisation; and before notice of the amendment is given, setting Directions Hearing and Panel Hearing dates with the agreement of Planning Panels Victoria. These dates should be included in the Explanatory Report (Practice Note 77: Pre-setting panel hearing dates provides information about this step).

The Direction also sets out times for subsequent steps of the process following exhibition of the amendment.

The Minister may grant an exemption from requirements of this Direction. Each exemption request will be considered on its merits. Circumstances in which an exemption may be appropriate are outlined in Advisory Note 48: Ministerial Direction No.15 – the planning scheme amendment process.

Privacy Statement
Any personal information about you or a third party in your correspondence will be protected under the provisions of the Privacy and Data Protection Act 2014. It will only be used or disclosed to appropriate Ministerial, Statutory Authority, or departmental staff in regard to the purpose for which it was provided, unless required or authorised by law. Enquiries about access to information about you held by the Department should be directed to the Privacy Coordinator, Department of Environment, Land, Water and Planning, PO Box 500, East Melbourne, Victoria 8002

OFFICIAL

VICTORIA State Government

In accordance with sections 17(3) and (4) of the Act, the amendment must be submitted to the Minister **at least 10 business days** before council first gives notice of the amendment.

Please submit the amendment electronically using the Amendment Tracking System (ATS).

If you have any further queries in relation to this matter, please contact Daniel Searson, Department of Environment, Land, Water and Planning, on 03 8508 3090 or email daniel.searson@delwp.vic.gov.au.

Yours sincerely,

Pelta Tapper
Manager State Planning Services

10 May 2022