



# Planning Panels Victoria

Department of Environment, Land, Water and Planning

1 Spring Street  
Melbourne Victoria 3000  
GPO Box 2392  
Melbourne, Victoria 3001  
Telephone (03) 8624 5712

5 August 2021

Dear Submitter,

## **Stonnington Planning Scheme Amendment C296ston: Stonnington Development Contributions Plan**

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We are writing to you because you made a submission to the above Amendment. Stonnington City Council has referred all submissions to a Panel. Rodger Eade (Chair) and Elizabeth McIntosh are appointed as the Panel.

The Panel will hold a Public Hearing by video conference. This letter:

- tells you about the hearing process
- tells you what you need to do if you want to participate in the Public Hearing
- explains how we will use information the Panel collects
- sets out draft directions for the Public Hearing.

### **The Amendment and the Panel process**

The Amendment proposes to introduce a municipality wide Development Contributions Plan into the Stonnington Planning Scheme. The broad purpose of the Development Contributions Plan is to ensure that new development in the municipality makes a contribution towards new and upgraded infrastructure that the new development generates a need for.

Council is the Planning Authority and proponent for the Amendment.

The Panel will:

- consider submitters in an independent forum
- be informal and not like a court
- give fair, unbiased advice to Council and the Minister for Planning about the Amendment.

Submissions and other information presented throughout the process, including the Hearing, will be **treated as public documents**. Please note the attached *Privacy Collection Notice*.

The Panel process includes a Directions Hearing and the Hearing.

### **Directions Hearing**

At the Directions Hearing, the Panel will:

- give directions about exchanging information before the Hearing and the conduct of the Hearing
- consider Hearing times and venue and site inspections
- answer questions submitters have about the Panel process including the Hearing.

The Directions Hearing will be held at **10am, Tuesday, 31 August 2021** by video conference using MS Teams

[Click here to join the meeting](#)

To dial in by phone, please use the following number: 03 7019 2540 and enter conference ID: 457 133 157#

#### **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



You should attend the Directions Hearing if you:

- are new to the Panel process or wish to participate in the Hearing
- have questions about the Panel process or wish to raise procedural issues.

The Panel proposes to issue directions after considering all requests to be heard and any additional matters raised at the Directions Hearing or in writing before the Directions Hearing. Each party will have an opportunity to comment about the proposed directions at the Directions Hearing or by **12 noon on Monday, 30 August 2021**. Final directions will then be issued.

### Hearing

The purpose of the Hearing is for people to speak to their written submission and to hear from the Planning Authority. The Hearing will start at 10am on **Monday 25 October 2021** and should run for about five days. The Panel intends to sit on 25, 26, 27 and 28 October, 3 and if needed 4 November 2021. At this stage it is intended that the Hearing will be conducted by video conference. However, it is possible that by October a in person Hearing may be possible. This will be discussed at the Directions Hearing. The Hearing, whether in person or by video conference is open for anyone to attend.

At the Hearing the order of submissions will be:

- Stonnington City Council
- Government departments and agencies
- Community groups
- Individual submitters.

The Panel will consider all referred written submissions when preparing its report, including those from submitters who do not attend the Hearing.

### If you wish to be involved in the Hearing

Please complete the [online request to be heard form](#) by **12 noon on Friday 27 August 2021** if:

- you wish to be involved in the Hearing
- you do not wish to speak but would like a copy of the timetable and directions.

Notes on completing the online request to be heard form are attached.

### Further information

The attached *Privacy Collection Notice* explains how your submission will be used by the Panel.

Further information including the *What is a Panel?* guide, *Guide to the Public Hearing* and *Frequently Asked Questions* are available at:

<https://www.planning.vic.gov.au/panels-and-committees/planning-panel-guides>

If you need a paper copy of these documents or if you have any other questions, please contact Kimberly Martin, Senior Project Officer, Planning Panels Victoria on (03) 8624 3266 or [planning.panels@delwp.vic.gov.au](mailto:planning.panels@delwp.vic.gov.au).

Yours sincerely,



**Rodger Eade**  
Panel Chair

# Completing the online request form

Stonnington Planning Scheme Amendment C296ston:  
Stonnington Development Contributions Plan

When completing the online *request to be heard form*, please note the following details.

## When will the Hearing be held?

The expected hearing dates are 25, 26, 27, and 28 October and 3 and 4 November 2021.

## What if I have availability issues during the expected hearing dates?

You can tell us when you are not available.

The Panel will accommodate your availability where possible.

## Expert witness details

An expert witness gives evidence in a field of expertise and must prepare a report.

If you propose to call expert witnesses, you must:

- provide details of all expert witnesses on the request to be heard form – this includes their name, organisation, and field of expertise
- circulate expert witness reports at a specified time before the Hearing.

Participants in the Hearing can generally cross-examine expert witnesses.

## What happens after I complete the form?

If you complete this form, a timetable for the Hearing will be emailed to you after the Directions Hearing.

## What if I do not have an email address?

Please contact Kimberly Martin, Senior Project Officer, Planning Panels Victoria on (03) 8624 3266 as soon as possible if you need a form mailed to you. A paper copy of documents such as the timetable will be mailed to submitters who provide a postal address.

## How will my contact information be used?

We will use your contact address to contact you. We will provide your email or postal address to participants in the Hearing so that they can share reports and submissions unless you tell us otherwise.

## Access requirements

Please contact PPV with any access requirements. Some in person Hearings are at PPV, and some are at other locations. PPV Hearing Rooms are equipped with a hearing loop, and a laptop and projector if required. If the Hearing is held at another location, we may need to ensure access requirements can be met.

# Key information

Stonnington Planning Scheme Amendment C296ston:  
Stonnington Development Contributions Plan

## Preliminary list of issues

Council has identified to following issues in submissions:

- the lack of relationship between development and the proposed projects
- the lack of transitional arrangements
- the impact on affordability and commercial impacts
- requesting site specific developments be exempted
- requesting clarification through additional exemptions.

Some of the submissions make detailed reference to parts of the Amendment documentation.

## Summary of dates

The following dates are proposed:

| Time           | Date                      | Action  |
|----------------|---------------------------|---|
| <b>12 noon</b> | Monday, 18 October 2021   | Parties must meet to mediate issues in dispute  |
| <b>12 noon</b> | Monday, 18 October 2021   | Council must supply the documents specified   |
| <b>12 noon</b> | Thursday, 14 October 2021 | Council must circulate its Part A submission and its Expert Witness Statements                          |
| <b>12 noon</b> | Monday, 18 October 2021   | Other parties must circulate Expert Witness Statements  |
| <b>12 noon</b> | Friday, 22 October 2021   | DCP experts report on agreed opinions and facts to be circulated  |
| <b>12 noon</b> | Friday, 22 October 2021   | Council must circulate its Part B submission  |
| <b>12 noon</b> | Friday, 22 October 2021   | Any supplementary submission from a party not appearing at the Hearing must be circulated               |
| <b>12 noon</b> | Monday, 18 October 2021   | Council must provide the Panel with a plan showing the location of submitters including late submitters |
| <b>10 am</b>   | Monday, 25 October 2021   | Video conference Hearing commences  |

# Planning Panels Victoria Privacy Notice

Your submission has been collected for the primary purpose of this Panel process.

Natural justice for all participants and transparency are important parts of the Panel process. In meeting its legislative requirements, the Panel may:

- provide a copy of your submission with all contact details to the Proponent, Local Council, government agencies and other parties to the Hearing
- provide a copy of your submission to the Department of Environment, Land, Water and Planning if needed for preparing Ministerial briefings
- display a copy of your submission in the Planning Panels Victoria Office or Hearing room
- display a copy of your submission in the relevant Local Council Office or Regional Government Office as appropriate.

## Displaying submissions online

The Panel does not propose to display your full submission on a website unless this is necessary, and you have given your consent. However, your name and other personal information may be published on the internet as detailed below.

## Publication of your personal information on the internet

A Panel Report will be published on the internet and may include each submitter's name, direct quotes from submissions and submitter addresses, if required.

Please note that even when your personal information is removed from the internet, it may remain on external servers indefinitely.

## Hearing of submissions

A Hearing may be held in person at a venue, by telephone conference, by video link, or a combination of these. You should be aware the Panel may:

- broadcast submissions and proceedings live on the internet
- record submissions and proceedings
- make the recording available to submitters and parties to the Hearing and third parties who request it from Planning Panels Victoria at [planning.panels@delwp.vic.gov.au](mailto:planning.panels@delwp.vic.gov.au)
- use your phone contact details to contact you during a telephone/video hearing, if necessary.

The Panel will direct that parties:

- use any recording provided by Planning Panels Victoria solely for the purpose of the Panel process
- not record online hearings.

The Panel cannot:

- guarantee that a third party will not produce an unauthorised recording
- regulate how recordings are used outside the hearing context.

During the Panel process, all participants, including the general public, must respect the privacy of others and not make defamatory comments.

## After the Panel has reported

When the Panel has reported to the Planning Authority, your submission will be removed from public display.

Your original submission and any additional material provided will be held at Planning Panels Victoria for two years and then sent to the Public Record Office Victoria. All additional copies of the submission and other material held by Planning Panels Victoria will be securely destroyed.

If you have any concerns about how your submission will be used, please contact Planning Panels Victoria on (03) 8624 3127.