



Planning Panels Victoria

Department of Environment, Land, Water and Planning

1 Spring Street
Melbourne Victoria 3000
GPO Box 2392
Melbourne, Victoria 3001
Telephone (03) 8392 5115

23 March 2020

As addressed

Dear Submitter,

Hearing arrangements – Melbourne Planning Scheme Amendment C278

Given the concerns about Novel Coronavirus Disease 2019 (COVID-19) and its potential impacts on conducting public hearings, the Panel issued directions on 12 March 2020 which included the following:

Scheduled hearings

1. Please be aware that the Panel may reschedule, postpone or cancel face-to-face scheduled hearings at short notice if there is a known risk to people attending from COVID-19 or on the advice of Victorian health authorities and the Victorian State Government.
2. Scheduled and new hearings may be arranged through video or phone conference where practicable.

The Panel has now determined that this matter will proceed on the papers as far as reasonably practicable, consistent with the requirements of procedural fairness.

The Panel has prepared a revised Hearing program and draft directions for the future conduct of the matter on the papers. These are attached, along with an updated Distribution List. Two new parties have been added to the Distribution List, with changes highlighted in yellow.

Parties must advise the Panel of any concerns or clarification about the proposed Hearing program or process by **4.00pm on Friday 27 March 2020**. This includes any party who wishes to present submissions or evidence via video or phone conference, or to conduct cross examination of any witness via video or phone conference.

Any party proposing a video or phone conference must put forward a detailed proposal as to how that will occur, including a suggested time and date, the technology platform proposed and a method for involving the Panel members and other parties who may wish to participate.

After considering any responses, the Panel will issue a final version of the revised Hearing program and directions.

The Panel is aware that current restrictions may be impacting parties' ability to carry out business as usual. Should you anticipate difficulties meeting a deadline specified in the Panel's directions at any time throughout the Hearing, please advise Planning Panels Victoria as soon as possible.

If you have questions, please contact Nicola Clark, Senior Project Officer on (03) 8392 5121 or planning.panels@delwp.vic.gov.au.

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



Yours sincerely,



Sarah Carlisle
Panel Chair

Draft Hearing program and directions

Hearing arrangements – Melbourne Planning Scheme Amendment C278

Proposed approach

1. The Hearing will proceed by written submissions. Submissions will be taken as read, and Submitters are not required to appear.
2. Evidence will be taken as read and witnesses are not required to appear. Witnesses will be required to answer questions in writing from the parties, unless the Panel directs otherwise.
3. The dates set out below are based on the version 2 timetable circulated on 12 March 2020, with adjustments considered necessary to accommodate additional steps required as a result of not being able to conduct face to face hearings.

Submissions

4. All submissions should be made in writing.
5. The Panel directs circulation of further written submissions as follows:

Time	Date	Description	Party
4.00pm	Thursday 26 March 2020	Part A submission	- Council
10.00am	Tuesday 14 April 2020	Part B submission	- Council
10.00am	Friday 24 April 2020	Written submission	- Development Victoria
10.00am	Monday 27 April 2020	Written submission	- AFL Australia - Melbourne Cricket Club and Melbourne Cricket Grounds Trust - Richmond Football Club - Carlton Residents Association - Cricket Australia - Mary Drost OAM - Property Council of Australia - Protect Park Street Precinct Community Action Group - Royal Park Protection Group - Victorian Planning Authority
10.00am	Tuesday 28 April 2020	Written submission	- University of Melbourne
10.00am	Wednesday 29 April 2020	Written submission	- Andavol Pty Ltd - Melbourne Business School - Orchard Piper Pty Ltd
10.00am	Thursday 30 April 2020	Written submission	- Carlton Football Club - MAB Corporation Pty Ltd - Wolf International Group
10.00am	Friday 1 May 2020	Written submission	- Polis Pty Ltd

Evidence

6. Evidence statements should be submitted in writing in accordance with the Panel's Directions dated 2 March 2020, as follows:

Draft Hearing program and directions (Cont'd)

Time	Date	Party
4.00pm	Monday 30 March 2020	Council
4.00pm	Thursday 2 April 2020	All other parties

7. Witnesses are to provide any written summary or PowerPoint presentation statement (if required) as follows:

Date	Party
10.00am Tuesday 14 April 2020	- Council witnesses
10.00am Tuesday 28 April 2020	- University of Melbourne witnesses - Orchard Piper Pty Ltd witness
10.00am Wednesday 29 April 2020	- Melbourne Business School witnesses
10.00am Thursday 30 April 2020	- Wolf International Group witness
10.00am Friday 1 May 2020	- Polis Pty Ltd witnesses

8. Any questions to witnesses will be managed as follows:

Time	Date	Description	Party
Council's witnesses			
	Friday 17 April 2020	Parties to send questions/cross examination for Council's witnesses in writing to the Panel to consolidate. Each party must circulate their questions to all parties on the distribution list.	Relevant parties except Council
	Friday 24 April 2020	The Panel will send a consolidated list of questions to Council witnesses, including any questions of the Panel. Questions will be circulated to all parties on the distribution list.	Panel
	Friday 1 May 2020	Council witnesses to provide written response to consolidated questions, circulated to all parties on the distribution list.	Council witnesses
Other witnesses			
		Parties to send questions/cross examination for other witnesses in writing to the Panel for the Panel to consolidate. Each party must circulate their questions to all parties on the distribution list:	Relevant parties
	Friday 1 May 2020	- University of Melbourne witnesses (Michael Barlow, Tim Biles) - Orchard Piper witness (Michael Barlow)	
	Monday 4 May 2020	- Melbourne Business School witness (Stuart McGurn)	
	Tuesday 5 May 2020	- Wolf International Group witness (urban design, TBC)	

Draft Hearing program and directions (Cont'd)

Time	Date	Description	Party
	Wednesday 6 May 2020	- Polis witnesses (Kylie Jordan, Charmaine Dunstan, Darren Tardio)	
	Within 1 week of the above dates	The Panel will send a consolidated list of questions to witness, including any questions of the Panel. Questions will be circulated to all parties on the distribution list.	Panel
	Within 1 week of receiving the consolidated questions	Witness to provide written response to consolidated questions, circulated to all parties on the distribution list.	Non-Council witnesses

Panel questions of submitters

9. Any questions the Panel may have of submitters will be managed in the following way:

	Date	Description	Party
4.00pm	Friday 8 May 2020	Panel to issue questions of specific submitters in writing. Questions will be circulated to all parties on the distribution list. <u>Only</u> specific parties who have been asked a question by the Panel in relation to their submission may respond to questions.	Panel
4.00pm	Friday 15 May 2020	Specific parties <u>only</u> to respond in writing to the Panel's questions. Responses should be issued in writing to the Panel, and circulated to all parties on the distribution list. <i>Other than Council's closing submission, no further submissions can be made to the Panel.</i>	Relevant parties

Closing submission

10. Council's closing submission:

	Date	Description	Party
4.00pm	Friday 22 May 2020	Council may circulate a written closing submission	Council

Distribution list

Hearing arrangements – Melbourne Planning Scheme Amendment C278

Use this list to circulate expert witness statements and other information requested by the Panel. It must not be used for any other purpose.

Electronic documents

Party	Email address
Planning Panels Victoria	planning.panels@delwp.vic.gov.au
Andavol Pty Ltd	emma@planningstudio.com.au
Australian Football League (AFL)	lthomas@urbis.com.au
Carlton Football Club	tim.kalkman@carltonfc.com.au
Carlton Residents Association	ewanogilvy@bigpond.com
Cricket Australia	hsmyth@sjbplanning.com.au
Development Victoria	amanda.johns@minterellison.com
MAB Corporation Pty Ltd	yloxton@mab.com.au ipitt@besthooper.com.au lstubbs@contour.net.au
Mary Drost OAM	drostmary@gmail.com
Melbourne Business School	c.perfect@mbs.edu bridget.phelan@au.kwm.com eleni.carrol@au.kwm.com
Melbourne City Council	jill.cairnes@melbourne.vic.gov.au robyn.hellman@melbourne.vic.gov.au
Melbourne Cricket Club (MCC) and Melbourne Cricket Grounds Trust (MCG)	lthomas@urbis.com.au
Orchard Piper Pty Ltd	RAnderson@rigbycooke.com.au luke@orchardpiper.com
Polis Australia	eliza.minney@besthooper.com.au
Property Council of Australia	cwall@propertycouncil.com.au
Protect Park Street Precinct Community Action Group	aecac@netspace.net.au
Royal Park Protection Group	arp4@bigpond.com.au
University of Melbourne	sally.macindoe@nortonrosefulbright.com victoria.vilagosh@nortonrosefulbright.com
Victorian Planning Authority	Steve.barclay@vpa.vic.gov.au Morris.edwards@vpa.vic.gov.au

Distribution list

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Wolf International Group

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