



Legislative Council Environment and Planning Committee

Hearing Date: 24 August 2023

Question[s] taken on notice

Directed to: Campaspe Shire Council, Shannon

Maynard **Received Date:** 6 October 2023

1. **Samantha RATNAM, page 24-25**

Question Asked:

Do you know much about the background to why that was changed?

Re: ...reinstates catchment management authorities

Shannon MAYNARD: *Sure. So that was a change where those authorities were determining authorities...*

Response:

VC102 was prepared and implemented on 28 October, 2013 by the then planning minister.

Amongst other changes, the amendment the Victorian Planning Provisions (VPP) and all planning schemes by changing Clause 66 – Referral and notice provisions.

In the explanatory notes for the changes, prepared by the then Planning Minister, it was stated:

The amendment also gives effect to the Victorian Government's commitment to altering the referral authority status of catchment management authorities to enable local councils to make decisions on permit applications and permit conditions. The amendment designates catchment management authorities as a recommending referral authority. A recommending referral authority can comment on a permit application but, unlike a determining referral authority, it does not have the power to require the application to be refused or for certain conditions to be included in a permit.

The amendment then changed Clause 66 to:

- designate catchment management authorities as a recommending referral authority in relation to all permit applications referred to them under the Urban Floodway Zone, Floodway Overlay, Land Subject to Inundation Overlay and Special Building Overlay or under a schedule to Clause 66.04
- designate all other referral authorities as a determining referral authority