



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

3 September 2021

Dear Hearing Participant,

Greater Geelong Planning Scheme Amendment C442ggee Permanent Heritage Controls for 12-16 Kinsmead Street, Waurin Ponds

Further Panel Advice

As you are aware, the Panel issued written advice and directions on 26 August 2021 following the Directions Hearing for this matter. The directions included that a Hearing would be held on Monday 11 October 2021 with preparatory arrangements and an accompanied site inspection.

As discussed at the Directions Hearing, the advice and directions envisaged that by Thursday 2 September 2021 a further government announcement about the current lockdown in Victoria would have been made, which might include information about an end to the present pandemic lockdown or at least some relaxation of lockdown rules. The advice and directions also envisaged that if it was announced that the lockdown relaxation or end would occur at a specified later date, the Hearing and prior arrangements might be moved back by two weeks. This possible rescheduling was intended to increase the prospects of having a face-to-face Hearing. It was also intended to assist in the Panel being authorised to travel to Geelong for the site inspection, and enabling independent travel to the site by the Melbourne-based witnesses at some other time.

Circumstances have changed, however. There is now no clear date for the end of the present lockdown nor what relaxation of stay-home rules might be introduced, except for minor changes which might occur as vaccination targets are possibly reached around 23 September 2021.

The Panel has made enquiries about obtaining a work permit to travel to Geelong on 7 October 2021 for the site inspection and has been advised that this is not supported at the present time. The Panel understands that this matter can be revisited on or after 23 September 2021 which is the new date for review of the lockdown arrangements by the government following anticipated achievement of specified vaccination targets.

The Panel has nevertheless assumed that the Melbourne-based witnesses, as independent business operators, are currently able to obtain work permits to travel to Geelong to conduct their own site inspections as input to their evidence.

The Panel has reconsidered the matter of the dates for the Hearing and preliminary arrangements in the present unforeseen situation of lockdown uncertainty.

The Panel has identified the procedural course that appears the most appropriate and gives directions accordingly.

Privacy Statement

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Further Panel Directions

1. The Hearing will proceed on 11 October 2021 as originally envisaged. It will be conducted by videoconference if a face-to-face Hearing and travel by the Panel to Geelong is not possible. For the present, the Council should retain the provisional bookings (both dates) of the room for a face-to-face Hearing.
2. All other directions of 26 August 2021 continue to apply including dates for compliance.
3. Leave is specifically granted for Kings Lawyers to request changes to the above directions if their witnesses cannot currently travel to Geelong because work permits are not available to them.
4. Leave is also again given for any Hearing participant to seek clarification of these directions and to request further directions concerning procedural matters as lockdown events unfold.
5. The Council must supply relevant extracts from the original 2000 outer areas heritage study to the Panel by no later than 4 October 2021 (this was inadvertently omitted from previous directions).

A copy of the Hearing Timetable is attached.

The Panel will provide further advice and directions on or after 23 September 2021, including whether or not the accompanied site inspection will be conducted on 7 October 2021 as planned, and whether the Hearing will be conducted by videoconference or face-to-face.

If you have questions, please contact Planning Panels Victoria on (03) 8624 5712 or planning.panels@delwp.vic.gov.au.

A handwritten signature in black ink that reads "Jenny Moles". The signature is written in a cursive style and is positioned above the printed name and title.

Jenny Moles

Panel Chair

Distribution list

Greater Geelong Planning Scheme Amendment C442ggee
Permanent Heritage Controls for 12-16 Kinsmead Street, Waurn Ponds

As previously provided.

Timetable

Greater Geelong Planning Scheme Amendment C442ggee
Permanent Heritage Controls for 12-16 Kinsmead Street, Waurin Ponds

Timetable Version 1

Monday 11 October 2021

Time	Party	Allocated
10.00am – 10.15am	Preliminary matters	15 mins
10.15am – 12.30pm <i>(includes 15 min break)</i>	Greater Geelong City Council represented by Ms Susan Williamson, Senior Strategic Planner	2 hours
12.30pm – 1.00pm	National Trust of Australia (Victoria), Geelong and Region Branch represented by Mrs Jennifer Bantow	30 mins
12.30pm – 1.30pm	Lunch break	1 hour
2.00pm – 4.15pm <i>(includes 15 min break)</i>	Ms Nicole Lock represented by Mr David King of Kings Lawyers, calling the following expert evidence: <ul style="list-style-type: none">• Heritage from Bryce Rawoth• Aborigicultural assessment from Rob Galbraith	2.0 hours
4.15pm – c.4.30pm	Council reply	As required
c.4.30pm	Day close	

Hearing Timetable Notes:

1. The Panel may amend the timetable without notice.
2. Please be present at least 15 minutes before your scheduled commencement time.
3. Time will be made for morning and afternoon breaks each day.
4. If you are unable to be present at your scheduled time, please contact Planning Panels Victoria as soon as possible.
5. If you have any questions about the timetable, please contact the Panel Coordinator on (03) 8624 5712.