

Tony Marks
Acting Director
Victorian Planning Authority
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MELBOURNE VIC 3000
via email: tony.marks@vpa.vic.gov.au

5 March 2020

Dear Tony

Mitchell C106 – Beveridge North West Precinct Structure Plan
Conundrum Holdings Pty Ltd – Second Submission to Mitchell C106

Tract continues to represent Conundrum Holdings Pty Ltd (**Conundrum**).

This letter is a second submission to Mitchell Planning Scheme Amendment C106 – Beveridge North West Precinct Structure Plan to be considered by the Victorian Planning Authority and Planning Panels Victoria.

The initial submission made by Conundrum on 20 October 2019 was made in the context that a Planning Permit Application for Extractive Industry (Mitchell PLP268/19) was live with the Council and that subject to being granted, that the land would benefit from existing use rights under that permit.

As the Planning Permit may not be granted before the Amendment is resolved, we consider it prudent for the Amendment to include a further change to enable an application for a planning permit to be considered on its planning merits and generally in accordance with the existing statutorily endorsed Work Authority as appropriate.

We submit that this can be facilitated by amending the Urban Growth Zone Schedule to include a further Specific Provision generally as follows:

Specific Provision – Extractive Industry WA1473

Notwithstanding any other provision under the Planning Scheme - 'Extractive Industry' is a Section 2 - Permit required land use for the land subject of WA1473.

This would still require the processing of a Planning Permit and would not remove due process.

We note the submissions of other parties to Mitchell C106 have been reviewed and we intend to respond to these, as relevant, within the Planning Panel process.

Please do not hesitate to contact me to discuss any matter as required on 0427 201 111.

Kind regards,



Justin Slater
Director - Tract

CC: Mr Leo Guaraldo – Senior Assessments Officer – Earth Resources Regulation Branch – Department of Jobs, Precincts and Regions.

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