



# Victoria Government Gazette

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**SPECIAL**

## Education Act 1958

### NOTICE OF MAKING OF ORDER UNDER SECTION 13

An Order of the Minister for Education was made on 5 May 2000 under section 13(1) of the **Education Act 1958** constituting a school council for a State school at Federation Way, Caroline Springs, proposed to be called the Brookside School.

MARY DELAHUNTY  
Minister for Education

## Planning and Environment Act 1987

### MELBOURNE PLANNING SCHEME

#### Notice of Approval of Amendment

#### Amendment C26

The Minister for Planning has approved Amendment C26 to the Melbourne Planning Scheme.

The Amendment comes into operation on the date this notice is published in the Government Gazette.

The Amendment inserts a new incorporated document with conditions titled 'State Netball and Hockey Centre, Brens Drive Royal Park, Parkville, May 2000' in the schedule to Clause 81 and the schedule to Clause 52.03 (Specific Sites and Exclusions) of the Melbourne Planning Scheme, that permits the use and development of the land for the purpose of the State Netball and Hockey Centre in accordance with endorsed plans.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Melbourne City Council, 6th Floor, Council House, 200 Little Collins Street, Melbourne.

PAUL JEROME  
Executive Director  
Planning, Heritage and  
Building Division  
Department of Infrastructure

## Subordinate Legislation Act 1994

### REGULATORY IMPACT STATEMENT

#### Planning and Environment (Fees) Regulations 2000

Notice is given under section 11 of the **Subordinate Legislation Act 1994**, that a Regulatory Impact Statement (RIS) has been prepared in relation to the proposed Planning and Environment (Fees) Regulations 2000.

The objectives of the proposed Regulations are to prescribe fees for the carrying out of specified planning functions under the **Planning and Environment Act 1987** and to empower a responsible authority, planning authority or the Minister to waive or rebate the payment of a fee in specified circumstances.

Planning functions are provided for under the **Planning and Environment Act 1987**. The purpose of the Act is to establish a framework for planning the use, development and protection of land in Victoria in the present and long-term interests of all Victorians. The Act requires planning and responsible authorities to provide a range of planning functions, including planning permit applications, planning scheme amendments and the issue of planning certificates. The **Planning and Environment Act 1987** allows for fees to be prescribed for many of these functions, and in such instances this Act requires applications for such functions to be accompanied by the prescribed fee.

The proposed Regulations have been formulated based on the following criteria:

- consistency across the State through the prescription of state-wide fees;
- reflectivity of the cost of undertaking planning functions;
- recognition of the public good element of planning;
- full cost recovery;
- recognition and facilitation of innovation and efficiency in undertaking planning functions; and
- facilitation of the appropriate allocation of resources by planning and responsible authorities.

Alternative options to the proposed regulations canvassed in the RIS include:

- existing regulations adjusted (CPI adjustments to existing fees);
- deregulation with central guidelines;
- regulated base fees with add-on fees;
- regulated fees for routine and complex processes;
- regulated fees based on least cost.

The costs and benefits of these alternatives have been assessed in comparison to the proposed regulations. The key advantages of these alternatives are degrees of inconsistency of fees schedules across the State; potential for distortions in cost reflectivity, with the risk of under and over recovery of costs; and potential to discourage efficiency improvements. On the basis of the cost benefit analysis, the RIS concludes that the objectives of the proposed fees can be best achieved by making the Regulations.

The RIS also identifies opportunities for improved data collection and monitoring of costs associated with undertaking planning functions. Improved accuracy and detail of cost of delivery data will increase the range and viability of alternative fees structures and regulatory options in the future.

Copies of the RIS and proposed Regulations may be obtained from the Department of Infrastructure Bookshop located on the Upper Plaza level of Nauru House, 80 Collins Street, Melbourne or from the Department of Infrastructure web site [www.doi.vic.gov.au/planning](http://www.doi.vic.gov.au/planning).

Public comment and submissions are invited on the proposed Regulations and RIS. Written submissions should be directed to Sarah McDonald, Senior Policy Officer, Legislation Unit, Department of Infrastructure, G.P.O. Box 2797Y, Melbourne, Vic. 3001; Facsimile on 03 9655 6919 or e-mail [sarah.macdonald@doi.vic.gov.au](mailto:sarah.macdonald@doi.vic.gov.au) and should be received no later than the close of business on Tuesday 6 June 2000.

PAUL JEROME  
Executive Director  
Planning, Heritage and  
Building Division  
Department of Infrastructure

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