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SPECIAL

Melbourne City Link Act 1995

NOTICE OF VARIATION TO THE INTEGRATION AND FACILITATION AGREEMENT AND OF THE PUBLICATION OF "STATEMENT OF VARIATION No. 4/2001: DETAILED TOLLING STRATEGY"

Notice is hereby given of a variation, described in the Schedule below, to the provisions of the "Integration and Facilitation Agreement" within the meaning of the **Melbourne City Link Act 1995** ("the Act"). The variation has been made in accordance with the terms of that Agreement and section 15B of the Act.

The variation consists of a Detailed Tolling Strategy (in accordance with the Toll Calculation Schedule set out in Schedule 4 to the Integration and Facilitation Agreement), constituted by —

- a. a submission by Transurban City Link Ltd. on behalf of itself and City Link Extension Pty Ltd., and
- b. approval of the submission by the Minister for Transport for and on behalf of the State, subject to conditions and limitations.

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

The Statement of the Variation (called "Statement of Variation No. 4/2001: Detailed Tolling Strategy") may be inspected free of charge during office hours at:

- a. The Customer Service Centre, Department of Infrastructure, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000.
- b. The Office of the Melbourne City Link Authority, Level 13, Nauru House, 80 Collins Street, Melbourne 3000.

SCHEDULE

The Detailed Tolling Strategy amends the previous Detailed Tolling Strategy referred to in the Statement of Variation No. 2/2001, notice of which was published in Gazette No. S98 on 28 June 2001, in respect of Motor Cycles. The other elements in that detailed tolling strategy and the detailed tolling strategy referred to within (published in the Gazette No. S36 on 23 March 2001) that have not expired continue to apply, enabling —

- Transurban City Link Ltd. to charge tolls in respect of the use of, or the right to use, the City Link, and
- City Link Extension Pty Ltd. to charge tolls in respect of the use of, or the right to use, the Exhibition Street Extension —
at levels different from (but not exceeding) that otherwise permitted under the Toll Calculation Schedule.

The proposal submitted by Transurban City Link Ltd. sought approval of a detailed tolling strategy that enables a period of free travel for Motor Cycles on the Link and Exhibition Street Extension until 30 June 2002.

The State has approved the detailed tolling strategy, subject to the following limitations and conditions:

- (i) The State may withdraw its approval by giving 7 days written notice at any time following any failure to toll in accordance with an approved tolling strategy. Section 70 of the **Melbourne City Link Act 1995** also applies;
- (ii) The State's approval is for the purposes of the Toll Calculation Schedule only and does not otherwise affect any of the parties' rights or obligations under any Project Document (as defined in the Concession Deed) or ESEP Project Document (as defined in the ESEP Deed);

- (iii) "Toll Calculation Schedule" means the Toll Calculation Schedule set out in Schedule 4 to the Agreement for Integrating and Facilitating the Project and Exhibition Street Extension Project; and
- (iv) The detailed tolling strategy is not revocable by Transurban in part or in whole without the State's prior written consent.

The following table summarises the Detailed Tolling Strategy submitted by Transurban and the State's approval:

Transurban Submission:		Terms of State Approval:	
Toll	Duration	Toll	Duration
Motor Cycles: No toll.	Until 30 June 2002	Approved	Approved

Dated 31 December 2001

ALF SMITH
Chief Executive
Melbourne City Link Authority

Gazette Services

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