



Victoria Government Gazette

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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. 1/2002: 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 CityLink Melbourne Limited 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 1 January 2003 as specified in the Statement of Variation.

The Statement of the Variation (called "Statement of Variation No. 1/2002: Detailed Tolling Strategy") may be inspected free of charge during office hours at:

- (a) The Planning Information Centre, Department of Sustainability and Environment, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000.
- (b) The office of the Director, Melbourne City Link, Level 13, Nauru House, 80 Collins Street, Melbourne 3000.

SCHEDULE

The Detailed Tolling Strategy replaces all previous detailed tolling strategies with the exception of the elements addressing the toll for rental vehicles approved in the detailed tolling strategies published in the Gazette No. S98 on 28 June 2001 and Gazette No. S36 on 23 March 2001 that have not expired continue to apply, enabling—

- CityLink Melbourne Limited 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 CityLink Melbourne Limited sought approval of a detailed tolling strategy that enables:

- A "Tulla Pass", being a Day Pass that allows motorists to use the Tullamarine Freeway Upgrade (only) at a discounted rate; and
- a period of free travel for Motorcycles on the Link and Exhibition Street Extension until 31 December 2003.

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 CityLink Melbourne Limited in part or in whole without the State's prior written consent.

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

CityLink Melbourne Limited Submission:		Terms of State Approval:	
Toll	Duration	Toll	Duration
Tulla Pass \$3.25 (Car) \$5.20 (Light Commercial Vehicle)	From 1 January 2003	Approved	Approved
Motor Cycles: No toll.	Until 31 December 2003	Approved	Approved

Dated 24 December 2002

IAN McLENNAN
Acting Director
Office of the Director, Melbourne City Link

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