



Victoria Government Gazette

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Planning and Environment Act 1987
VICTORIA PLANNING PROVISIONS
Notice of Approval of Amendment
Amendment VC30

The Minister for Planning has approved Amendment VC30 to the Victoria Planning Provisions and all planning schemes in Victoria, except the Port of Melbourne Planning Scheme.

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

The Amendment changes the Victoria Planning Provisions (VPP) by:

- introducing a new Melbourne Airport Environs Overlay (MAEO) at Clause 45.08 to ensure that land use and development located within the ANEF contours is compatible with the operation of Melbourne Airport.
- Amending the Airport Environs Overlay (AEO) at Clause 45.02 to delete reference to Melbourne Airport provisions which are now addressed in the MAEO.

The Amendment also makes relevant corresponding changes to:

- the Brimbank, Hume and Melton Planning Schemes by deleting the AEO, introducing the MAEO and applying Schedule 1 and Schedule 2 of the MAEO to land identified within the ANEF contours.
- The Moonee Valley Planning Scheme by deleting Clause 22.10 from the Local Planning Policy Framework, deleting the AEO, introducing the MAEO and applying Schedule 2 of the MAEO to land identified within the ANEF contours.
- The Whittlesea Planning Scheme by introducing the MAEO and applying Schedule 2 of the MAEO to land identified within the ANEF contours.
- The Ballarat, Bass Coast, Colac Otway, Gannawarra, Glenelg, Greater Bendigo, Greater Shepparton, Kingston, LaTrobe, Macedon Ranges, Mildura, Moira, Moorabool, Northern Grampians, South Gippsland,

Southern Grampians, Strathbogie, Swan Hill, Towong, Wangaratta, Wellington Planning Schemes by amending the Airport Environs Overlay (AEO) at Clause 45.02 to delete reference to Melbourne Airport provisions.

The Amendment also amends the VPP and all planning schemes in Victoria by:

- modifying Clause 18.04–3 of the State Planning Policy Framework to update reference to the Melbourne Airport Master Plan 2003 and Melbourne Airport Ultimate Capacity (2003) Australian Noise Exposure Forecast (ANEF).
- Removing the operators of Melbourne Airport, Australia Pacific Airports (Melbourne) Pty Ltd (APAM) as a referral authority in schedules to Clause 66.04 in the Brimbank, Hume, Melton and Moonee Valley Planning Schemes with respect to planning permit applications and requiring notice of planning permit application in Clause 66.05 to be forwarded to APAM in accordance with the usual advertising provisions under Section 52 of the **Planning and Environment Act 1987**.

Schedule 1 of the MAEO applies to areas where high levels of noise are forecast. As a result, some residential development and “sensitive” uses, such as a child care centre, are prohibited. Any subdivision which would increase the number of dwellings that the land could be used for is also prohibited.

Schedule 2 of the MAEO does not prohibit any uses, but subdivision of land for residential purposes into lots with an average area of less than 300 square metres is prohibited.

A proposal for a new dwelling or an extension to a dwelling of more than 50% of the floor area and some other buildings will be required to undertake an assessment against Australian Standard AS 2021–2000, Acoustics – Aircraft Noise Intrusion – Building Siting and Construction. This Australian Standard provides guidance on the siting and construction of buildings to minimise aircraft noise intrusion.

The status of the Airport operators (APAM) is modified by the amendment so that it is given

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standard notification of applications instead of being a referral authority. The MAEO planning controls apply to the area within forecast aircraft noise contours aligned with the main flight paths for Melbourne Airport that will be in use when it is operating at full capacity with four runways.

As a result of the Amendment the Ministerial Direction on the Form and Content of Planning Schemes under section 7(5) of the **Planning and Environment Act 1987** is changed by replacing paragraph 14 to make reference to the MAEO and including the new schedule 1 and schedule 2 to the MAEO in Annexure 2 of the Direction.

A copy of the Amendment can be inspected, free of charge, during office hours, at all municipal council offices in Victoria and at the Department of Sustainability and Environment: Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne 3002; Port Phillip Region, 30 Prospect Street, Box Hill 3128; North East Region, 89 Sydney Road, Benalla 3672; North West Region, 1 Taylor Street, Epsom 3551; South West Region – Ballarat, 402–406 Mair Street, Ballarat 3350; South West Region – Geelong, 4th Floor, State Government Offices, corner Fenwick & Little Malop Streets, Geelong 3220; and Gippsland Region, 71 Hotham Street, Traralgon 3844.

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