



Victoria Government Gazette

No. S 423 Friday 8 December 2017
By Authority of Victorian Government Printer

Major Transport Projects Facilitation Act 2009

NOTICE UNDER SECTION 211

- TO: Each Utility (as defined in section 3 of the **Major Transport Projects Facilitation Act 2009** (Act)) that owns, operates or controls, or may own, operate or control, utility infrastructure (as defined within section 3 of the Act) within, or within the vicinity of, the Melbourne Metro Rail Project (Metro Tunnel) project area, as amended on 8 June 2017.
- FROM: The Secretary to the Department of Economic Development, Jobs, Transport and Resources (Secretary).
1. This notice is provided pursuant to section 211(1) of the Act.
 2. The Metro Tunnel was declared a project to which the Act applies (other than Parts 3 and 8) on 4 September 2015. The project area for the Metro Tunnel was designated pursuant to section 95 of the Act by order published in the Government Gazette on 13 January 2017.
 3. The Secretary is the project authority for the Metro Tunnel.
 4. On 8 June 2017, the project area was amended to include the areas shown in the attached plan.
 5. Utility infrastructure owned, operated or controlled by the Utility within the Metro Tunnel project area may be affected by the works required for the development of the Metro Tunnel. The works to be undertaken within the additional designated areas include:
 - a. construction of a new tram stop on Park Street, South Melbourne, west of Wells Street; and
 - b. works associated with minor utility installation in Bowen Lane, Melbourne.
 6. Pursuant to sections 211 and 212 of the Act, the Utility has 30 business days after receipt of this notice to notify the Secretary in writing:
 - a. as to whether the Utility owns, operates or controls utility infrastructure within the Metro Tunnel project area or the vicinity of the Metro Tunnel project area; and
 - b. if the Utility does so:
 - i. the nature and location of the utility infrastructure; and
 - ii. whether or not the Utility is of the view that the utility infrastructure will be affected by the proposed works for the development of the Metro Tunnel and how the utility infrastructure will be affected.
 7. For the purpose of complying with this notice, the Utility may provide the following information on the location of the utility infrastructure:
 - a. plans that show the location of the utility infrastructure within an area of 3 square metres or less; or
 - b. plans that show two or more known locations of the utility infrastructure, such that the Secretary is able to ascertain the precise location of the utility infrastructure.
 8. Notification by the Utility in accordance with paragraphs 5 and 6 above should be addressed as follows:

Addressee: Melbourne Metro Rail Authority

Address: Level 13,
121 Exhibition Street,
Melbourne, Victoria 3000

Attention: Daniel Cullen

SPECIAL

9. If the Utility does not comply with this notice within the notification period referred to in paragraph 5 above, any utility infrastructure owned, operated or controlled by the utility located within the Metro Tunnel project area or within the vicinity of the Metro Tunnel project area will be taken to be unnotified utility infrastructure (as defined in section 209 of the Act) for the purposes of Part 7 of the Act.

Signed for and on behalf of the Secretary to the
Department of Economic Development, Jobs,
Transport and Resources

DANIEL CULLEN
Director, Technical
Melbourne Metro Rail Authority



bluestar*PRINT

The *Victoria Government Gazette* is published by Blue Star Print with the authority of the Government Printer for the State of Victoria

© State of Victoria 2017

This publication is copyright. No part may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Address all enquiries to the Government Printer for the State of Victoria

Level 2, 1 Macarthur Street
Melbourne 3002
Victoria Australia

How To Order**Retail &
Mail Sales****Victoria Government Gazette**

Ground Floor, Building 8,
658 Church Street,
Richmond 3121

DX 106 Melbourne

**Telephone**

(03) 8523 4601

**Fax**

(03) 9600 0478

email

gazette@bluestargroup.com.au

Price Code A