



RE: Fishermans Bend Review Panel - Further adjournment requestJohan Moylan to:
 andrea.harwood@delwp.vic.gov.au 31/01/2018 02:05 PM
 Cc: Mark Naughton
 From: Johan Moylan <moylan@pppartners.com.au>
 To: "andrea.harwood@delwp.vic.gov.au" <andrea.harwood@delwp.vic.gov.au>
 Cc: Mark Naughton <naughton@pppartners.com.au>
 History: This message has been replied to.

Hi Andrea,

Should the Panel ultimately consent to the request by the Minister for an adjournment that alters the current dates, can you please pass on to the Panel Chair that our clients will be advancing a submission to adjourn the whole hearing until the second half of July 2018. This is on the basis that our office has spent the time since and prior to 20 December 2017, retaining Counsel and witnesses for the Panel dates as currently scheduled. With these dates potentially changing our ability to retain Counsel and witnesses will be severely compromised, and we would consider it appropriate that the hearing not commence until it be clear of hearing commitments in other/related forums.

Should you wish to discuss please do not hesitate to contact Mark (0411 267 358) or I.

Regards,

Johan

Johan Moylan
Associate Director

Please visit our new website: : WWW.PPPARTNERS.COM.AU



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From: andrea.harwood@delwp.vic.gov.au [<mailto:andrea.harwood@delwp.vic.gov.au>] **On Behalf Of**
 Planning.Panels@delwp.vic.gov.au
Sent: Monday, 29 January 2018 1:29 PM
Subject: Fishermans Bend Review Panel - Further adjournment request

Dear Parties,

Please see the below correspondence from the Chair, Fishermans Bend Planning Review Panel:

Dear Parties,

The Fishermans Bend Planning Review Panel (the Review Panel) received a request on 19 January 2018 on behalf of the Minister for Planning to defer the commencement of Stage 1 hearings from 19 February 2018 to 13 March 2018 due to unavailability of some witnesses.

That letter from Harwood Andrew (previously tabled on 23 January 2018) requested an urgent Directions Hearing on 25 January 2018 to discuss this matter.

On 23 January 2018, the Review Panel responded by proposing a hearing program that would allow the Minister for Planning to present his case and evidence in two parts.

The Review Panel advised that it did not see the need for a Directions Hearing in this regard.

The Review Panel received a further letter on behalf of the Minister for Planning on 25 January 2018 noting that concerns remained about the proposed scheduling, and requested a Directions Hearing on 1 or 2 February 2018 to further discuss. This letter is attached.

To progress this issue and to discuss the matters raised on behalf of the Minister for Planning, the Review Panel will convene a second Directions Hearing as follows:

8.30am, Friday 2 February 2018
Hearing Room 1, Planning Panels Victoria
1 Spring Street, Melbourne

The Review Panel notes that requests to be heard were required by 19 January 2018, in accordance with the letter and Directions issued by the Review Panel on 28 December 2017.

Indicatively, this has resulted in some 48 days of hearings, with 13 days in Stage 1 (18 parties) and 35 days in Stage 2 (69 parties).

Should the request on behalf of the Minister for Planning be granted, it is likely there will be no Stage 1 or Stage 2 process (and a break between the two) as the commencement date of 13 March 2018 (with Easter) may merge into the week of 16 April 2018 (at least until the week of 9 April 2018).

As a consequence, the Hearing may go over a 12 week period, which may take it to early June 2018. As the Review Panel indicated at the Directions Hearing that it would consider hearing the geographic Fishermans Bend precincts concurrently if practicable, this may reduce the number of weeks required, depending on the availability of members.

The matters to be discussed at the second Directions Hearing will predominantly be confined to the issues raised in the letters on behalf of the Minister for Planning.

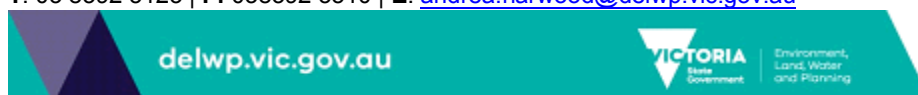
Kathy Mitchell, Chair
Fishermans Bend Planning Review Panel

Regards, Andrea

Andrea Harwood | Senior Project Manager | Planning Panels Victoria
Planning | Department of Environment, Land, Water and Planning

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