

29 March 2018

Mills Oakley
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Our ref: HXWM/DXPM/5658267Fishermans Bend Planning Review Panel
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David Passarella +61 3 8568 9527
Email: dpassarella@millsOakley.com.au**Attention: Ms Kathy Mitchell, Chair**

Dear Ms Mitchell

Fishermans Bend Planning Review Panel – Expert Evidence

We continue to act for the following submitters in relation to the Fishermans Bend Planning Review Panel Hearing, who are scheduled to be heard on 1, 2, 3 and 16 May respectively:

	Submitter No.
1. Wadhawan Holdings Pty Ltd	143
2. APN DF2 Project 1 Pty Ltd	157
3. Delta Group	180
4. Kador Group Holdings Pty Ltd	141

We confirm that our clients have engaged Jason Walsh of Traffix Group to provide traffic and parking evidence, and David Song of SongBowden to provide planning evidence. We are advised that Mr Song and Mr Walsh are unlikely to be in a position to file their evidence before 6 April 2018. We seek the Review Panel's leave to file and circulate their evidence on that date, accordingly. We will endeavour to file the reports earlier if at all possible.

We appreciate that the Councils are scheduled to call their urban design experts to give evidence on the 9 and 10 April 2018. However, our clients are not calling evidence relating to urban design and the first of our clients to present its case (Wadhawan Pty Ltd) is not listed until 1 May 2018. We acknowledge the concerns expressed by the Review Panel on 27 March 2018 in response to requests by other parties to file their evidence late. However, we respectfully observe that the late filing of our clients' evidence will not prejudice any other party to the proceeding.

We note further that on 28 March 2018, Mr Montebello on behalf of Port Phillip City Council tabled an expert report, dated 21 February 2018, prepared by Knowles Tivendale of Phillip Boyle and Associates. The report deals not only with car share issues but the Amendment more generally by reference to the Council's support for zero parking in buildings and similar. Our clients do not object to the tabling of that material, however, Mr Walsh ought be given the opportunity to consider that material before finalising his report.

If you have any questions or require further information please do not hesitate to contact Jenelle Cramer on +61 3 8568 9534 or jcramer@millsoakley.com.au

Yours sincerely



DAVID PASSARELLA
PARTNER