



## Department of Transport and Planning

GPO Box 2392  
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[www.dtp.vic.gov.au](http://www.dtp.vic.gov.au)

Ref: PA2001065-1

Ms Kathy Mitchell AM  
Chief Panel Member  
Planning Panels Victoria  
1 Spring Street  
MELBOURNE VIC 3000  
[planning.panels@delwp.vic.gov.au](mailto:planning.panels@delwp.vic.gov.au)

Dear Ms Mitchell

### **APPLICATION TO AMEND PLANNING PERMIT PA2001065-1 DELBURN WIND FARM TERMINAL STATION REFERALL OF SUBMISSIONS TO PANEL**

I refer to the above matter submitted to the Minister for Planning under section 97(I) of the *Planning and Environment Act 1987* (the Act) on 6 June 2023.

The application to amend permit PA2001065 was submitted with three other applications to amend the permits for the Delburn Wind Farm, being PA2001063-1, PA2001064-1 and PA2001066-1. Public notice of all four applications was given concurrently.

A number of objections and submissions were received, and the majority of objections and submissions refer to all four application numbers.

Under delegation from the Minister for Planning, I refer objections and submissions associated with the application to amend the planning permit for the terminal station (PA2001065-1) to Planning Panels Victoria in accordance with section 97E(1)(a) and (b) of the Act.

It is noted that the majority of objections relate to the wind energy facility and do not mention the terminal station.

The applications to amend the planning permits for the wind farm (PA2001063-1, PA2001064-1 and PA2001066-1) were not required to be referred to a panel as they are 'referred wind energy facility permits' (defined in section 3 of the Act). Clause 52.32-8 stipulates that an application to amend a referred wind energy facility permit made under section 97I of the Act is wholly exempt from the requirements of section 97E(1) of the Act if

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the application does not seek to increase the total number of turbines or increase the maximum height of a turbine.

These applications were determined and amended planning permits PA2001063-1, PA2001064-1 and PA2001066-1 were issued on 22 November 2023.

The application to amend the terminal station permit included a track change version of the permit. The changes are summarised as:

- Amendments to bushfire risk and mitigation conditions (24-26) to improve their readability and to clarify their operation (24-26); and
- Amendments to various permit conditions to improve their readability, precision and for consistency.

The permit applicant has agreed in writing to pay the cost of the panel hearing,

Without limiting its powers under the *Planning and Environment Act 1987*, including the power to regulate its own proceedings, to facilitate appropriate public participation in its proceeding and its purpose in providing timely advice on the matters referred, DTP respectfully suggests that the Panel should consider whether to adopt any of the following hearing procedures:

- Directing that submitters focus only on matters related to the terminal station and application PA2001065-1 as per their referred submission.
- Limiting verbal submissions from submitters who wish to avail themselves of the opportunity to expand verbally on the received written submission to a specified time limit which the Panel considers appropriate.
- Regulation of evidence in chief and cross examination to balance efficiency and fairness; and limitation of evidence and cross examination to matters which are of interest or importance to the Committee, and to avoid repetition.

If you have any questions, please contact [REDACTED]

Yours sincerely

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19/01/2024