



Department of Transport and Planning

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Con Tsotsoros
Lead Chair
Flood-related Amendments Standing Advisory Committee
Planning Panels Victoria
GPO Box 2392
Melbourne VIC 3001

Email: office@planningpanels.vic.gov.au

Dear Mr Tsotsoros,

REFERRAL OF DRAFT AMENDMENT C52PYRN AND SUBMISSIONS TO FLOOD RELATED AMENDMENTS STANDING ADVISORY COMMITTEE

I refer to draft Pyrenees Planning Scheme Amendment C52pyr which proposes to implement the findings and recommendations of five council adopted flood studies into the Pyrenees Planning Scheme being:

- Raglan Flood Investigation (2020)
- Upper Avoca Flood Study (2021)
- Upper Wimmera Flood Investigation (2014)
- Upper Mount Emu Creek Flood Investigation (2020)
- Waubra Preliminary Flood Study (2019)

The draft amendment proposes to apply the Land Subject to Inundation Overlay and Floodway Overlay and make other consequential changes to the Pyrenees Planning Scheme. It also deletes Design and Development Overlay Schedule 1 which had been used to guide development in locations of potential flooding risk prior to modelling completion.

The council exhibited the draft amendment between 11 June 2026 to 27 July 2026 and received twenty-four submissions from residents, landowners, government agencies and referral authorities. The council considered the submissions and, in some instances, has recommended changes to the draft amendment in response to submissions. Of the submissions, fifteen are unresolved.

In response to a request from Pyrenees Shire Council, and under delegation from the Minister for Planning, I am referring the draft amendment and unresolved submissions to the Flood-related Amendments Standing Advisory Committee for consideration and advice.

Referral of specific matters

To support an efficient and timely hearing process, I have decided to refer only the specific matters listed in Attachment 1 to this letter to the Committee for advice and recommendations.

The following documents are enclosed with this letter:

1. Referred matters
2. Exhibited draft planning scheme amendment
3. Community and Stakeholder Engagement Report
4. Submissions received and council responses
5. Submission No.24
6. Submitters Contact Details
7. Revised draft planning scheme amendment
8. Supporting documents from CMAs

In consideration of the new state-led approach to flood-related planning controls the Committee is not required to consider the new planning controls included in Amendment VC317. Accordingly, the referred amendment should be assessed having regard to the methodology, strategic justification, relevant policy context and the specific planning controls as proposed.

DTP raises this matter now to assist in clarifying the scope of the referral for draft Amendment C52pyrn

The cost of the Committee will be met by the council in accordance with the Committee's terms of reference.

If you would like further information, please contact Heather Forsyth, Senior Manager, Barwon South West & Grampians, Department of Transport and Planning, on email

[REDACTED]

Yours sincerely



Alison McFarlane

Executive Director, State Planning Services and Heritage

16/09/2026

Encl. **Attachment 1:** Referred matters; **Attachment 2:** Exhibited draft planning scheme amendment; **Attachment 3:** Community and Stakeholder Engagement Report; **Attachment 4:** Submissions received and Council responses; **Attachment 5:** Submission No.24; **Attachment 6:** Submitters Contact Details; **Attachment 7:** Revised draft planning scheme amendment; **Attachment 8:** Supporting Documents from CMAs.

Attachment 1: Referred matters

Matter	Submitter No.
Whether threshold permit requirements for rainwater tanks are appropriate	3
Whether the NCCMA response and recommended change to the amendment adequately addresses the impacts of the Sunraysia Highway on flooding	5
Whether the flood controls and extents are appropriate	5, 6,7,8,9,12,15,16, 20, 21, 22, 23, 24
Whether the impacts of floodwater management and drainage changes have been appropriately considered	18
Whether the changes in the revised draft planning scheme amendment are appropriate	