

South Gippsland Shire Council

PLANNING PERMIT

GRANTED UNDER SECTION 96I OF THE
PLANNING AND ENVIRONMENT ACT 1987

Permit No.: CP2020/214

Planning scheme: South Gippsland

Responsible authority: South Gippsland Shire Council

ADDRESS OF THE LAND: 6A WARRALONG COURT, LEONGATHA RES1 LP145738 PARISH OF LEONGATHA TOWNSHIP

THE PERMIT ALLOWS: *Removal of the reserve status (Public Open Space) from the title RES1 LP145738 Parish of Leongatha Township under Section 24A of the Subdivision Act 1988 and creation of easements E3, E4 and E5 on PS800528V.*

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

Amended Plans

1. Prior to Certification of the Plan of Subdivision, a Feature Survey Plan, to the satisfaction of the Responsible Authority, must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and then form part of the permit. The plan must be prepared by a licensed surveyor, drawn to scale with dimensions and must be generally in accordance with the plans submitted with the application but modified to show the precise location of the existing drainage and sewer infrastructure, fence lines and other physical features on the ground.
2. Prior to Certification of the Plan of Subdivision a new Plan of Subdivision must be submitted to and approved by the Responsible Authority amended in accordance with the findings of the Feature Survey Plan. This requirement can be set aside with the written confirmation from a licenced surveyor that the Plan of Subdivision submitted with the application is suitable for Certification of the Plan of Subdivision.

Permit Expiry

3. This permit will expire if one of the following circumstances apply:
 - 3.1 The removal of reservation status and creation of easements are not certified within two years of the date of this permit.

Date issued:	Date permit comes into operation: (or if no date is specified, the permit comes into operation on the same day as the amendment to which the permit applies comes into operation)	Signature for the responsible authority:
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South Gippsland Shire Council

- 3.2 The removal of reservation status and creation of easements are not completed within five year from the date of starting.
- 3.3 The Responsible Authority may extend the commencement periods referred to if a request is made in writing before the permit expires or within six months after the expiry date
- 3.4 The starting of the removal of reservation status and creation of easements are regarded by Section 68(3A) of the Planning and Environment Act 1987 as the certification of the plan under Section 6 of the Subdivision Act 1988. Completion is regarded as registration of the subdivision.

Date issued:	Date permit comes into operation: (or if no date is specified, the permit comes into operation on the same day as the amendment to which the permit applies comes into operation)	Signature for the responsible authority:
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IMPORTANT INFORMATION ABOUT THIS PERMIT

WHAT HAS BEEN DECIDED?

The Responsible Authority has issued a permit. The permit was granted by the Minister under section 96I of the **Planning and Environment Act 1987** on approval of Amendment No. C124 to the South Gippsland Planning Scheme.

WHEN DOES THE PERMIT BEGIN?


The permit operates from a day specified in the permit being a day on or after the day on which the amendment to which the permit applies comes into operation.

WHEN DOES A PERMIT EXPIRE?

1. A permit for the development of land expires if—
 - the development or any stage of it does not start within the time specified in the permit; or
 - the development requires the certification of a plan of subdivision or consolidation under the **Subdivision Act 1988** and the plan is not certified within two years of the issue of a permit, unless the permit contains a different provision; or
 - the development or any stage is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit or in the case of a subdivision or consolidation within 5 years of the certification of the plan of subdivision or consolidation under the **Subdivision Act 1988**.
2. A permit for the use of land expires if—
 - the use does not start within the time specified in the permit, or if no time is specified, within two years after the issue of the permit; or
 - the use is discontinued for a period of two years.
3. A permit for the development and use of land expires if—
 - the development or any stage of it does not start within the time specified in the permit; or
 - the development or any stage of it is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit; or
 - the use does not start within the time specified in the permit, or, if no time is specified, within two years after the completion of the development; or
 - the use is discontinued for a period of two years.
4. If a permit for the use of land or the development and use of land or relating to any of the circumstances mentioned in section 6A(2) of the **Planning and Environment Act 1987**, or to any combination of use, development or any of those circumstances requires the certification of a plan under the **Subdivision Act 1988**, unless the permit contains a different provision—
 - the use or development of any stage is to be taken to have started when the plan is certified; and
 - the permit expires if the plan is not certified within two years of the issue of the permit.
5. The expiry of a permit does not affect the validity of anything done under that permit before the expiry.

WHAT ABOUT REVIEWS?

- In accordance with section 96M of the **Planning and Environment Act 1987**, the applicant may not apply to the Victorian Civil and Administrative Tribunal for a review of any condition in this permit.

PLAN UNDER SECTION 24A OF THE SUBDIVISION ACT 1988		EDITION 1		PS800528V	
LOCATION OF LAND PARISH: LEONGATHA TOWNSHIP: — SECTION: — CROWN ALLOTMENT: 12F (PART) CROWN PORTION: — TITLE REFERENCE: VOL.9583 FOL. 578 LAST PLAN REFERENCE: LP145723 (RESERVE No.1) POSTAL ADDRESS: 6A WARRALONG COURT (at time of subdivision) LEONGATHA VIC 3953 MGA CO-ORDINATES: E: 409 150 ZONE: 55 (of approx centre of land in plan) N: 5 740 250 GDA 94		COUNCIL NAME: SOUTH GIPPSLAND SHIRE COUNCIL			
VESTING OF ROADS AND/OR RESERVES		NOTATIONS			
IDENTIFIER	COUNCIL/BODY/PERSON		PURPOSE OF THE PLAN: REMOVAL BY SOUTH GIPPSLAND SHIRE COUNCIL OF THE RESERVATION FROM THE WHOLE OF RESERVE No.1 ON LP145738 SHOWN AS LOT 1 HEREON. ADDITIONAL PURPOSE OF THE PLAN: REMOVAL OF THE DRAINAGE & SEWERAGE EASEMENT CREATED BY AND SHOWN AS E-5 ON LP145738. GROUND FOR REMOVAL OF RESERVE STATUS & REMOVAL OF EASEMENT: SOUTH GIPPSLAND SHIRE COUNCIL PLANNING PERMIT No. CP2020/214		
NIL	NIL				
NOTATIONS					
DEPTH LIMITATION: DOES NOT APPLY					
SURVEY: This plan is not based on survey. STAGING: This is not a staged subdivision. This survey has been connected to permanent marks No(s). — In Proclaimed Survey Area No. 107					
EASEMENT INFORMATION					
LEGEND: A - Appurtenant Easement E - Encumbering Easement R - Encumbering Easement (Road)					
Easement Reference	Purpose	Width (Metres)	Origin	Land Benefited/In Favour Of	
E-1	DRAINAGE & SEWERAGE	SEE DIAG	LP145738	LOTS ON LP145738	
E-2	DRAINAGE	SEE DIAG	LP139962	LOTS ON LP139962	
E-2	DRAINAGE & SEWERAGE	SEE DIAG	LP145738	LOTS ON LP145738	
E-3	SEWERAGE	SEE DIAG	THIS PLAN	SOUTH GIPPSLAND REGION WATER CORPORATION	
E-4	DRAINAGE	SEE DIAG	THIS PLAN	SOUTH GIPPSLAND SHIRE COUNCIL	
E-5	SEWERAGE	SEE DIAG	THIS PLAN	SOUTH GIPPSLAND REGION WATER CORPORATION	
E-5	DRAINAGE	SEE DIAG	THIS PLAN	SOUTH GIPPSLAND SHIRE COUNCIL	
 Beveridge Williams development & environment consultants Leongatha ph : 03 5662 2630 www.beveridgewilliams.com.au		SURVEYORS FILE REF: 1601244 SEC24A.dwg		ORIGINAL SHEET SIZE: A3	SHEET 1 OF 2
		LICENSED SURVEYOR: DAVID RUPERT HARRIS VERSION 3, DATE: 20/07/2020			

