

**General form of application to the Planning and Environment List**

**Making an application**

**Information that must accompany your application**

- Details of the Act and the section of the Act under which the application is made
- Copy of the decision by the responsible authority or other relevant authority (where relevant)
- Statement of Grounds, if a separate sheet is necessary
- The names and addresses of each joint applicant in decipherable form, and their signature, if this is a joint application

If the application relates to a dispute about a proposal to amend a plan or document, clearly identified copies of the original and proposed plan or document must be attached to the application. The proposed changes must be clearly identified on the proposed plan or document and a schedule listing the proposed changes must also be attached.

**If your application is incomplete and you do not include all the material and information required, plus payment of the fee, your application may be rejected or struck out.**

**What will happen after you lodge your application?**

After you lodge your application, the Tribunal may allocate a hearing date to hear the application or may allocate a date for a practice day hearing to consider the application and its future conduct. The Tribunal will issue an initiating order setting out the date for the hearing or the practice day hearing and giving directions about steps that you and other parties to the proceeding must comply with. The initiating order will set dates by which each step must be completed. A date will not be allocated until your application is complete.

**If you fail to comply with the Tribunal's initiating order by the dates specified in the order, your application may be struck out without further notice.** If you are unable to comply with any aspect of the initiating order, you must apply to the Tribunal in writing for an extension of time. You cannot change dates without an order by the Tribunal.

The Tribunal relies on the accuracy of the information you provide with your application to calculate the length of time required for the hearing. If you believe the time allocated is insufficient or too much, please advise the Tribunal in writing as soon as possible after receiving the initiating order.

## Planning and Environment List Administrative Division

VCAT Reference Number (Office Use Only) P /

### Name of Applicant(s)

Full Name Melton City Council

**Is this a joint application?** Please tick only one box

No

Yes

*(If yes, refer to Planning and Environment List Guidelines for Making Joint Applications available on the VCAT website)*

*If this is a joint application, you must attach the names and addresses of each joint applicant in decipherable form, and their signature. Each joint applicant must be entitled to make the application. If you are applying for a fee waiver, all joint applicants must be eligible.*

### Address and Contact Details of Applicant(s)

*All correspondence will be sent to the applicant(s) at this address or email, unless the 'Details of Representative' section is completed, in which case all correspondence will be sent to the representative address or email. Complete only one section. DO NOT COMPLETE BOTH SECTIONS. Address for service must be a Victorian address – VCAT Rules 2008 Order 4.08.*

Address for service

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Business phone		After hours phone	
Mobile		Fax number	
Email			

### Details of Representative

Name/Firm	<span style="border: 1px solid black; padding: 2px;">Harwood Andrews</span>
Reference Number/ Contact person	<span style="border: 1px solid black; padding: 2px;">Greg Tobin</span>

Address for service

<span style="border: 1px solid black; padding: 2px;">PO Box 633, Collins Street West, Victoria 8007</span>

Business phone	<span style="border: 1px solid black; padding: 2px;">03 5225 5252</span>	After hours phone	
Mobile	<span style="border: 1px solid black; padding: 2px;">0412 845 035</span>	Fax number	<span style="border: 1px solid black; padding: 2px;">03 5225 5222</span>
Email	<span style="border: 1px solid black; padding: 2px;"><a href="mailto:gtobin@ha.legal">gtobin@ha.legal</a></span>		

### Statutory basis of application

**Specify the Act and the section under which the application is made.**

Act	<span style="border: 1px solid black; padding: 2px;">Environment Protection Act 1970</span>
Section	<span style="border: 1px solid black; padding: 2px;">33B</span>

## Details of other parties

### Who made the decision you want reviewed?

List the name of the responsible authority or other relevant decision-making authority responsible for the decision or who has failed to make a decision (when the application is to review failure)

**Responsible authority**

**Relevant authority**

Environment Protection Authority Victoria

### Who is the order to be made against?

List the names and addresses of the persons or firms to be subject to the order. Attach a separate list if necessary.

**Respondent 1 – name**

Address

Manager, Development Assessments Unit

Environment Protection Authority Victoria

**Respondent 2 – name**

Address

GPO Box 4395, Melbourne, Victoria 3001

**Respondent 3 – name**

Address

### Are there any other persons who may have an interest or wish to be heard in respect of the application?

Attach a separate list if necessary.

**Person 1 – name**

Address

Landfill Operations Pty Ltd

Level 4, 441 St Kilda Road, Melbourne, Victoria 3004

**Person 2 – name**

Address

**Person 3 – name**

Address

## Information about the land to which this application applies

*If there is no conventional address (street number, street and locality) insert a land description:*

- *Certificate of Title volume and folio;*
- *Lot and lodged plan number;*
- *Crown allotment; or*
- *Section number /Township/Parish.*

Address or description of the land

1100-1152 Christies Road, Ravenhall

## Details of the proposal

**Application number**, if known or relevant

Works Approval No. 138994

Works Approval Application No. 1002191

**Description of what is proposed**

The construction of a landfill for the deposit of solid inert waste, putrescible waste, pneumatic tyres shredded into pieces <250mm and contaminated soil (N121 Cat C).

**What other factors are relevant to the application?**

Set out details of any planning permit, licence, works approval, section 173 agreement or the like to which the application relates or which are related to the proposal, any related VCAT proceeding or decision, or any other relevant factor. Attach a separate list if necessary.

See Attachment A.


**Facts relied on (Statement of Grounds)**

**Set out a short statement of the grounds you rely on to support your application.**

Attach a separate sheet if necessary.

See Attachment B.


**Attachments**

**Attach the following documents to this application.** Tick and reference the attachments provided. Attach a separate schedule of attachments if necessary.

<input checked="" type="checkbox"/> Copy of the disputed decision (where relevant)	Ref. No.	Attachment C
<input checked="" type="checkbox"/> Copies of related reports	Ref. No.	Attachment D
<input type="checkbox"/> Copies of related correspondence	Ref. No.	
<input checked="" type="checkbox"/> Statement of Grounds, if a separate sheet is necessary	Ref. No.	Attachment B
<input type="checkbox"/> The names and addresses of each joint applicant in decipherable form, and their signature, if this is a joint application	Ref. No.	
Other attachments (if relevant)		
<input type="checkbox"/>	Ref. No.	

### Hearing time and complexity

Estimate the time it will take you to present your complete case at the hearing (submissions plus witnesses) and the number of expert witnesses you intend to call, if any.

Time to make submissions & present evidence:  Hours  Minutes

Number of witnesses:  Expertise:

See VCAT's Practice Note PNVCAT2 – Expert Evidence for information about the obligations of expert witnesses and what must be included in the report of an expert witness.

Are you seeking a compulsory conference?

Yes  No

A request for compulsory conference does not always mean that VCAT will schedule one. On the other hand, VCAT may schedule a compulsory conference even if parties do not request it.

### Acknowledgement

I acknowledge that:

- To the best of my knowledge, all information provided in this application is true and correct and that no details relevant to the application have been left out.
- I approve the information that has been provided.
- It is an offence under section 136 of the *Victorian Civil and Administrative Tribunal Act 1998* to knowingly give false or misleading information to VCAT.

Category of person completing this application:

Applicant in person  Authorised Representative

Name of person completing this application (print)

Date

## Checklist

### Before you lodge this application, make sure that:

- You have completed all details and responded to all questions.
- All documents regarding fees (e.g. fee waiver documents, credit card form or cheque) are supplied with your application.
- You have attached and properly referenced all of the attachments listed in this form.

## Fees

You must pay the relevant application fee at the same time you lodge this form. Fees may change each year. To find out about the current fee, visit the VCAT website [www.vcat.vic.gov.au](http://www.vcat.vic.gov.au) or call VCAT on 9628 9777.

VCAT may waive the requirement to pay a fee in some instances. Details are available on the VCAT website. You should apply for a waiver at the same time that you lodge this form.

<b>Application Fee</b>	\$1171.00
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### Fees can be paid via money order, cheque, cash or credit card.

Money orders and cheques are to be made payable to 'VCAT'. Cash payments will only be accepted if you are delivering this application in person to VCAT. Do not send cash in the mail. If faxing the application, you can only pay by credit card.

If you wish to pay the fee by credit card, please fill in the details on the last page.

## About VCAT Fees

VCAT fees are charged according to three levels:

- Corporate fees for businesses and companies with a turnover of more than \$200,000 in the previous financial year, corporate entities and government agencies
- Standard fees for individuals, not-for-profit organisations, and small businesses and companies with a turnover of less than \$200,000 in the previous financial year. Companies must provide a statutory declaration to support this claim
- Concession fees for people who hold the Australian Government Health Care Card. You must provide a copy of your card with your application

To find out if you need to pay an application fee and how much it costs, visit the fees page at [vcat.vic.gov.au](http://vcat.vic.gov.au)

## Fee Relief

We can reduce or not charge (waive) a VCAT fee in certain circumstances.

Some people are automatically entitled to a full fee waiver. You can also apply for fee relief if paying the fee would cause you financial hardship.

Visit [vcat.gov.au](http://vcat.gov.au) for more information about fee relief

### Are you applying for fee relief?

- No – complete **Fee payment** section
- Yes – complete **Fee relief form** and attach it to this application form

## Payment by Credit Card

If paying by credit card, fill in the details here.

- Visa                      MasterCard

Choose the fee level:

- Standard                       Corporate                       Concession

Fee Amount Charged    (\$)

Name on Card

Card Number

Expiry date

Signature