



19 March 2026
Our Ref: 22105v2

Minister for Planning
c/- Michael Juttner
Manager, Energy Assessment Team
Department of Transport & Planning

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Via DELWP permits online portal

PA2402710 – Section 72 Amendment Deletion and Replacement of Planning Permit Conditions 28-30 Baddaginnie Solar Energy Facility & Utility Installation

Dear Michael,

On behalf of Birdwood Energy, Chris Smith & Associates hereby makes application to amend planning permit PA2402710, originally issued 7 November 2024 for the use and development of a sub-5 MW micro solar farm, including the ancillary battery energy storage system and overhead powerlines at Baddaginnie-Benalla Road, Baddaginnie.

This amendment application is prepared following the meeting on Wednesday March 18, between representatives of Birdwood Energy, Chris Smith & Associates and DTP's Energy Assessment Team.

Since the planning permit was issued, Birdwood and CS&A have successfully prepared a set of documents centred around a Traffic Management Plan to satisfy conditions imposed on the permit by Transport for Victoria (TfV). These conditions were imposed on the planning permit via TfV as a notice authority, rather than in any capacity as a formal referral authority under the Planning and Environment Act.

As discussed, it is our understanding that DTP's Energy Assessment Team do not have any fundamental objection to the proposed amendment, which is required to enable timely development of the approved solar farm.

In support of the proposed amendment, please find attached the correspondence from Transport for Victoria/DTP to Scott Golightly of CS&A, which affirms that the intention of the permit conditions, as well as correspondence demonstrating in-principle support for and/or consent to waive respective conditions.

Summary of Proposed Changes

The specific changes that are sought to be amended are as follows:

- ***Deletion of Conditions 28, 29 and 30***
- ***Insertion of the following conditions:***

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- 28 *Before the development starts, a Traffic Management Plan (TMP) must be prepared in consultation with the relevant road authority (or authorities), and submitted to, approved and endorsed by the responsible authority. The TMP must:*
- Be prepared by a suitably qualified and experienced civil or traffic engineer.*
 - Specify measures to be taken to manage traffic impacts associated with the construction and operation of the facility.*
 - Specify designated transportation routes that will be used to access the site during construction of the facility, including the amount and type of vehicles required.*
 - Include details of any proposed modifications or upgrades to existing roads that will be required before, during and after construction.*
 - Include a program to inspect, maintain and (where required) repair public roads used by construction traffic.*
 - Be approved by the relevant road management authority (or authorities) prior to submission to the responsible authority.*
- 29 *The endorsed TMP must be implemented to the satisfaction of the responsible authority and relevant road management authority (or authorities).*
- 30 *Any proposed alteration or modification to the endorsed TMP must be approved by the relevant road management authority (or authorities) prior to submission to the responsible authority for endorsement.*

Justification for Amendment

Amendment of these conditions would not materially change the intention of conditions, and is intended to reflect the nature of the approval (being an unmanned facility that is more than 7km from the nearest State road) with respect to the local and State road network.

Further, these conditions would be more closely aligned with standard planning permit conditions for renewable energy facilities across Victoria.

Parallel Submission

In conjunction with this amendment application, we have also prepared a submission for DTP, as in their capacity as the responsible authority, requesting discretion be exercised under the existing conditions.

If you require any further information in this matter, please do not hesitate to contact our office on the details below.

Yours sincerely,



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Town Planner

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enc: as listed

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