

Planning and Environment
Regulations 2015

Form 4

Sections 63, 64, 64A and 86

PLANNING PERMIT

Permit No.:	PA2503593
Planning scheme:	Alpine Resorts Planning Scheme
Responsible authority:	Minister for Planning
ADDRESS OF THE LAND:	1071 Lake Mountain Road Marysville

THE PERMIT ALLOWS:

Planning scheme clause	Matter for which the permit has been granted
37.02-4	Construct a building construct or carry out works
44.06-2	Construct a building or construct or carry out works associated with leisure and recreation use

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

Compliance with documents approved under this permit

1. At all times what the permit allows must be carried out in accordance with the requirements of any document approved under this permit to the satisfaction of the responsible authority.

Layout not altered

2. The development as shown on the endorsed plans must not be altered (unless the Alpine Resorts Planning Scheme specifies that a permit is not required) without the prior written consent of the responsible authority.
3. The containers hereby approved must be removed from their approved locations (and stored inside an existing storage shed or similar ensuring that they remain out of site), within 4 weeks of the end of the declared snow season. The containers can be re-installed in their approved locations between 1 and 15 May of the upcoming snow season, unless further written consent is obtained from the responsible authority.

Site Environmental Management Plan (SEMP)

4. All construction activity must be undertaken in accordance with the endorsed Site Environmental Management Plan (SEMP), unless otherwise approved by the responsible authority. All persons working on the site must be provided with a copy of the endorsed SEMP

Date of issue: 21 May 2025 Signature for the responsible authority:



and must adhere to and retain a copy of the plans on site at all times during the construction period.

Shutdown

5. All external activity must cease, unless the responsible authority consents in writing to another date during the period between 31 May and the end of the declared snow season.

Site Condition

6. The site must be left in a clean and tidy condition at all times and prior to the practical completion, all waste must be completely removed from the site, to the satisfaction of the responsible authority. Any waste or litter must be immediately removed from the site and surrounding area at the direction of the responsible authority.

Mandatory Bushfire Condition

7. The bushfire protection measures forming part of this permit or shown on the endorsed plans, including those relating to construction standards, defensible space, water supply and access, must be maintained to the satisfaction of the responsible authority on a continuing basis. This condition continues to have force and effect after the development authorised by this permit has been completed.

Services

8. The relocation of and the connection to any water, sewerage, drainage, gas, electricity, telecommunication or other utility service must be done at the expense of the permit holder or developer to the satisfaction of the utility service provider and the Alpine Resorts Victoria.

Commencement

9. This permit will operate from the issued date of this permit.

Expiry of the Permit

10. This permit as it relates to development (buildings and works) will expire if one of the following circumstances applies:
 - a) The development is not started within 2 years of the issued date of this permit.
 - b) The development is not completed within 4 years of the issued date of this permit.

In accordance with Section 69 of the Planning and Environment Act 1987, the responsible authority may extend the permit if a request is made in writing before the permit expires, or within six months afterwards. The responsible authority may extend the time for completion of the development if a request is made in writing within twelve months after the permit expires and the development started lawfully before the permit expired.



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USEFUL INFORMATION:

- (the following information does not form part of this permit)
- The permitted use or development may need to comply with, or obtain the following further approvals:
 - A building permit under the *Building Act 1993*.

AusNet Services:

As there may be AusNet Services Underground Power Lines in the vicinity of the proposed construction, please note the following in regard to working near our assets:

AusNet Services refers to Energy Safe Victoria (ESV) for safety information and advice.

ESV notes the following:

- As part of this process your builder will need to undertake a Dial Before You Dig before construction takes place.
- Go to the following for more info from the ESV on working near underground assets:
<https://esv.vic.gov.au/technical-information/electrical-installations-and-infrastructure/no-go-zones>

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IMPORTANT INFORMATION ABOUT THIS PERMIT

WHAT HAS BEEN DECIDED?

The responsible authority has issued a permit.

CAN THE RESPONSIBLE AUTHORITY AMEND THIS PERMIT?

The responsible authority may amend this permit under Division 1A of Part 4 of the **Planning and Environment Act 1987**.

WHEN DOES A PERMIT BEGIN?

A permit operates:

- from the date specified in the permit; or
- if no date is specified, from—
 - i. the date of the decision of the Victorian Civil and Administrative Tribunal, if the permit was issued at the direction of the Tribunal; or
 - ii. the date on which it was issued, in any other case.

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 the 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 five 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?

- The person who applied for the permit may apply for a review of any condition in the permit unless it was granted at the direction of the Victorian Civil and Administrative Tribunal, in which case no right of review exists.
- An application for review must be lodged within 60 days after the permit was issued, unless a notice of decision to grant a permit has been issued previously, in which case the application for review must be lodged within 60 days after the giving of that notice.
- An application for review is lodged with the Victorian Civil and Administrative Tribunal.
- An application for review must be made on the relevant form which can be obtained from the Victorian Civil and Administrative Tribunal, and be accompanied by the applicable fee.
- An application for review must state the grounds upon which it is based.
- A copy of an application for review must also be served on the responsible authority.
- Details about applications for review and the fees payable can be obtained from the Victorian Civil and Administrative Tribunal.

Date of issue: 21 May 2025 Signature for the responsible authority:

