



Department of Planning and Community Development

Enquiries: 03 9637 9690
Contact: Nicole Maloney

25 February 2008

As Addressed

Dear Sir/Madam

**RE: OCEAN ACCESS BOAT RAMP, BASTION POINT, MALLACOOTA
ENVIRONMENT EFFECTS STATEMENT
EAST GIPPSLAND PLANNING SCHEME, PERMIT APPLICATION 162/2007/P
DIRECTIONS FROM HEARING ON 20th FEBRUARY 2008**

At the hearing on 20th February 2008, DSE stated that its principal concerns related to native vegetation clearing and cultural heritage, matters that were addressed in the additional consultant work on a beach access road that it had commissioned.

Accordingly it did not withdraw its previous submission, as it considered that the other matters raised in that submission to be merely issues that the inquiry should take up with the respective agencies having responsibilities for those matters.

Counsel for the proponent, East Gippsland Shire Council, requested that the inquiry set a timetable for it to prepare a list of questions for DSE that will assist DSE in clarifying its position, and enable the Shire to determine whether it will continue to act as the proponent. The timetable should also specify when DSE is to respond, and set a date for a further Directions Hearing.

Following agreement between the relevant parties on such a timetable, the Inquiry directs:

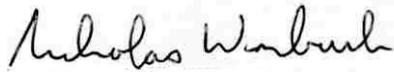
1. East Gippsland Shire, DSE and DPCD must circulate all relevant correspondence (hard copy and e-mail) relating to the project since the last Directions Hearing (12th September 2007) excluding those subject to legal privilege.
2. East Gippsland Shire Council must provide a written list of questions of clarification for DSE in relation to the project and assessment process, and generally around those points raised in the hearing on 20th February 2008. This list must be sent to DSE with copies to the Inquiry, DPCD Environment Assessment Branch and Save Bastion Point by close of business on **5th March 2008**. The Inquiry will make a copy available on the DPCD website.

3. DSE must provide a written response to these items by close of business on **20th March 2008**. The response must be sent to East Gippsland Shire Council with copies to the Inquiry, DPCD Environment Assessment Branch and Save Bastion Point. The Inquiry will make a copy available on the DPCD website.
4. A further Directions Hearing for the Inquiry to consider the material will be held on **31st March 2008 at 10am** at Planning Panels Victoria.

The Inquiry notes it will also be compiling a package of all correspondence and papers it has received and sent since the first Directions Hearing and will forward this to parties shortly.

Please contact Nicole Maloney in this office on 03 9637 9690 with any queries.

Yours faithfully

A handwritten signature in black ink that reads "Nicholas Wimbush". The signature is written in a cursive style and is positioned above the printed name and title.

Nick Wimbush
INQUIRY CHAIR