



Department of Environment, Land, Water and Planning

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Attention: safeguarding@infrastructure.gov.au

Dear NASAG Secretariat

NATIONAL AIRPORTS SAFEGUARDING FRAMEWORK IMPLEMENTATION REVIEW

Thank you for the opportunity to provide a submission on the National Airports Safeguarding Framework (NASF) Implementation Review. There has been an increasing awareness of NASF and use of NASF guidelines in land use planning decision-making by state and local government planners in Victoria, since NASF's implementation in Victoria.

Amendment VC128 implemented NASF as a policy reference document in Victoria's planning system in October 2015. Subsequently in November 2015, Amendment VC107 updated references to the Australia Standard AS2021:2015 in the Melbourne Airport Environs Overlay, Airport Environs Overlay and Ministerial Direction - The Form and Content of Planning Schemes.

Webpages were published online in November 2015 on the Department of Environment, Land, Water and Planning (DELWP) website to support planning for airports and environs safeguarding and the dissemination of NASF information and guidance. The first phase of the Victorian Government's Smart Planning program delivered a new standalone planning website at planning.vic.gov.au in December 2016, with refreshed airports planning content. Victoria engages the public and practitioners on NASF-related updates via the planning website and [Planning Matters](#) subscriber service, including the present NASF Implementation Review.

Victorian representatives on the National Airports Safeguarding Advisory Group (NASAG) reaffirmed their commitment to NASAG and NASF in a June 2017 reply to the then Secretary, Department of Infrastructure and Regional Development.

The Minister for Planning has agreed to review the planning provisions that protect Melbourne Airport's operations and environs following the outcome of the *Melbourne Airport Master Plan 2018* and third runway process. The Minister has also agreed to implement the updated NASF guidelines (G, H, I) in state planning policy, via a future amendment. This is subject to further consultation being undertaken with relevant federal and state agencies and local government, including through the ministerial review process. The review process is expected to provide advice to the Minister for Planning on improvements to the Victoria Planning Provisions and related guidance regarding the safeguarding of Melbourne Airport (and all airport) environs.

The Minister for Planning more recently undertook a ministerial amendment to the Greater Geelong Planning Scheme, [Amendment C392](#) gazetted in October 2019, which included consideration of NASF.

Victoria's support for consideration of N contours in planning decisions remains subject to their role remaining only to further inform strategic planning decisions. The Melbourne Airport Environs Overlay and the Airport Environs Overlay apply the Australian Noise Exposure Forecast for the assessment of statutory planning permit applications.

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Victoria continues to advocate for Commonwealth authorities and agencies to provide authoritative planning application 'referral' advice and progress the development of the Development Impact Assessment Tool. The tool has previously been discussed at NASAG and its development will resolve the issues that Victoria and presumably other jurisdictions encounter when directing proponents to seek early consultation with the Commonwealth regulator on proposals (for example, impacts on airspace and flightpath safety requirements).

Please find enclosed Planning Panels Victoria reports and Victorian Civil and Administrative Tribunal decisions citing NASF, and made since the implementation of NASF in the Victoria Planning Provisions and planning schemes in October 2015 ([Amendment VC128](#)), for your reference.

Should you have any further queries about this matter, please contact Joanna Kormas, Acting Manager, Statutory Policy, Department of Environment, Land, Water and Planning on (03) 8392 5417 or email joanna.kormas@delwp.vic.gov.au.

Yours sincerely



Andrew Grear
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22/11/19
Encl.

cc. Peter Bettess, Daniel Heley, Department of Transport

Consideration of NASF by review entities in Victoria

Victorian Civil and Administrative Tribunal

[Resil Pty Ltd v Melton CC \[2019\] VCAT 969 \(1 July 2019\)](#)

[Lighthouse Christian College Pty Ltd v Wyndham CC \[2019\] VCAT 279 \(26 February 2019\)](#)

[Aussie Challenger Pty Ltd v Wyndham CC \[2019\] VCAT 337 \(15 March 2019\)](#)

[Naroghid Wind Farm Pty Ltd v Minister for Planning \[2019\] VCAT 800 \(3 June 2019\)](#)

[AVID Property Group Nominees Pty Ltd ATF Diggers Rest Trust B v Melton CC \[2017\] VCAT 805 \(6 June 2017\)](#)

[Ozzi Trade Pty Ltd v Hume CC \[2016\] VCAT 1876 \(10 November 2016\)](#)

Planning Panels Victoria

[Apollo Bay Tourism Resort \(PCI\) \[2018\] PPV 123 \(13 December 2018\)](#)

[Golden Plains Wind Farm EES Inquiry \(EES\) \[2018\] PPV 97 \(26 September 2018\)](#)

[Hume C205 \(PSA\) \[2018\] PPV 25 \(9 April 2018\)](#)

[Hume C207 and C208 \(PSA\) \[2017\] PPV 138 \(15 December 2017\)](#)

[Brimbank C148 \(PSA\) \[2017\] PPV 77 \(26 July 2017\)](#)

[Moorabool C76 \(PSA\) \[2017\] PPV 72 \(13 July 2017\)](#)

[Stockyard Hill Permits \(4\) Call-in \(PCI\) \[2017\] PPV 43 \(10 May 2017\)](#)

[Hume C176 \(PSA\) \[2016\] PPV 160 \(20 December 2016\)](#)

[Palmers Road Corridor \(EES\) \[2015\] PPV 143 \(24 December 2015\)](#)