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[1955

TOWN AND COUNTRY PLANNING ACTS.

At the Executive Council Chamber, Melbourne, the
twenty-seventh day of April, 1955.

PRESENT:

His Excellency the Governor of Victoria.
Mr. Gladman | Mr. Gray.

TOWN AND COUNTRY PLANNING REGULATIONS (No. 7).

IN pursuance of the powers conferred by the Town and Country Planning Acts, the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the following Regulations (that is to say):—

1. These Regulations shall be cited as Town and Country Planning Regulations (No. 7) and shall come into operation upon the publication thereof in the *Government Gazette*.

2. The Town and Country Planning Regulations (No. 2)—Joint Committees, the Town and Country Planning Regulations (No. 3)—Penalties for Breaches of Approved Planning Schemes, the Town and Country Planning Regulations (No. 4)—Preparation and Submission of Planning Schemes, the Town and Country Planning Regulations (No. 5)—Interim Development Order Appeals and the Town and Country Planning Regulations (No. 6) are hereby repealed.

Repeal of
Regulations
Nos. 2, 3, 4,
5, and 6.

3. In these Regulations, unless inconsistent with the context or subject-matter—

Inter-
pretation.

“The Act” means the Town and Country Planning Acts.

“Approved Planning Scheme” means an approved planning scheme within the meaning of the *Town and Country Planning Act 1944*.

“Board” means the Town and Country Planning Board constituted under the Act.

“Minister” means the Commissioner of Public Works.

“Municipality”, and “municipal district” respectively include the City of Melbourne and the City of Geelong.

“Person” includes a body corporate.

“Public Authority” means any corporation board commission trust or other body corporate or unincorporate established or constituted by or under any Act for any public purpose, but does not include the council of any municipality.

“Responsible Authority” means the council of the municipality engaged in the preparation of any planning scheme, or in the case of a joint scheme, the committee preparing the scheme, or in the case of a scheme being prepared by the Board, on the request or with the consent of the Minister, the Board, or in the case of a scheme being prepared for the metropolitan area within the meaning of the *Town and Country Planning (Metropolitan Area) Act 1954*, the Board of Works.

Commence-
ment of
Planning
Scheme.

4. (1) When a Responsible Authority resolves to prepare a planning scheme for any land included in its municipal district, it shall determine the date of commencement of the preparation of such planning scheme and shall, within twenty-eight (28) days of such determination, forward to the Board a certified copy of such resolution in the form of the First Schedule hereto, together with a map or description of the area proposed to be included in the planning scheme.

(2) Any Responsible Authority which has commenced the preparation of a planning scheme may, by resolution, determine a date (whether before or after the coming into operation of these Regulations) as being the date of commencement of the preparation of the planning scheme, and shall, within twenty-eight (28) days of the passing of the resolution, forward to the Board a certified copy of such resolution in the form of the First Schedule hereto, together with a map or description of the area proposed to be included in the planning scheme.

Joint
Committee.

5. (1) When two or more adjoining municipalities resolve to prepare a joint planning scheme, the council of each of the municipalities concerned shall, within twenty-eight (28) days of the passing of the resolution that it agrees to the preparation of a joint planning scheme, forward to the Board a certified copy of such resolution in the form of the Second Schedule hereto and give the names of the person or persons appointed to represent the council on the joint committee.

(2) When a committee of representatives of two or more municipalities has been formed as the Responsible Authority for the preparation of a joint planning scheme, it shall determine the date of commencement of the preparation of the joint scheme and shall, within twenty-eight (28) days of such determination, forward to the Board a certified copy of the committee's resolution in the form of the First Schedule hereto, together with a map or description of the area proposed to be included in the joint planning scheme.

(3) Any committee formed to prepare a joint planning scheme may, subject to the regulations hereunder, regulate its own proceedings.

(a) Every committee may meet from time to time and may adjourn from place to place as the committee thinks fit.

(b) The committee at its first meeting and thereafter as often as a vacancy occurs in the office of chairman shall elect one of its members to be chairman of the committee.

(c) The person so elected chairman unless he ceases to be a member of the committee shall hold office as chairman for a period of twelve months and shall be eligible for re-election.

(d) At all meetings of the committee all the members present shall vote and the questions there considered shall be decided by open voting and by the majority present.

(e) If there is an equal division of votes upon any question the chairman at such meeting shall in addition to his own vote as a member have a second or casting vote.

(f) No business shall be transacted at any meeting of the committee unless a majority of the members is present.

(g) At all meetings of the committee if the chairman is not present one of the members present shall be appointed chairman.

(h) The committee shall cause correct minutes of all meetings to be kept in a book to be kept for that purpose and such minutes shall be read and confirmed at the next meeting of the committee, and within seven days of the

holding of any meeting of the committee a true copy of the minutes thereof shall be transmitted by the committee to the council of each municipality having a representative or representatives on such committee.

- (i) The chairman or any three members of a committee may at any time summon a meeting of the committee.
- (j) The council appointing any member of a committee may at any time remove any such member and may when the case so requires fill any vacancy (however arising) in its representation on a committee.
- (k) All documents whatever purporting to be given or issued by or under the direction of any joint committee and purporting to be signed by the chairman and one other member thereof shall be received as evidence in all courts of law and shall be deemed to have been given or issued by or under the direction of the joint committee in question without further proof unless the contrary is shown. Authentification of Documents.
- (l) A joint committee may with the approval of the respective councils of the municipalities represented on such committee appoint a secretary and other officers at such salaries and under such conditions as may be agreed upon between the committee and such councils. Secretary and other Officers.
- (m) The expenses of a joint committee shall be defrayed by the councils concerned or some or one of them as they may agree and if any question arises as to the council or councils by whom or the proportions in which such expenses are to be defrayed, that question shall be determined by the Minister. Defraying Expenses of Joint Committee.

6. Immediately after the commencement of the preparation of a planning scheme, the Responsible Authority shall in the form of the Third Schedule notify the adjoining municipalities and all Government Departments and Public Authorities likely to be affected that such a scheme has been commenced and the extent of the area included in the scheme. Notification of Public Authorities.

7. A planning scheme shall be prepared in accordance with the Act and any Regulations made thereunder and shall comprise— Contents of Planning Scheme.

- (a) A map or maps delineating the locality and extent of the various components of the planning scheme and hereinafter referred to as the "Planning Scheme Map".
- (b) Enabling clauses hereinafter referred to as a "Planning Scheme Ordinance", which extend or prescribe the functions of the components of the Planning Scheme Map and the method and means of implementing the planning scheme.

8. (1) After the coming into operation of these Regulations, any planning scheme deposited and made available for public inspection in accordance with the Act shall have deposited therewith a map or maps, hereinafter referred to as the "Existing Conditions Map", showing thereon and in the manner prescribed by the Thirteenth Schedule, the nature, class and extent of development existing at a date being not more than six months prior to the map being deposited and made available for public inspection unless in the case of a planning scheme commenced before the coming into operation of these Regulations, the Board permits a longer period. Preparation of Planning Scheme.

(2) Without limiting the generality of the Schedule to the Act all of the matters included in any planning scheme shall be shown in the manner prescribed in the Thirteenth Schedule hereto.

(3) The Existing Conditions Map and the Planning Scheme Map shall be prepared to the same scale and the scale shall not be smaller than 528 feet (8 chains) nor greater than 264 feet (4 chains) to 1 inch, except where in special circumstances and subject to the approval of the Board, a different scale may be used.

(4) The Planning Scheme Ordinance shall contain such definitions, descriptions, prescriptions, prohibitions, methods and means as are necessary to implement the provisions of the planning scheme and to enable the planning scheme to be operated.

9. (1) After the date determined and notified as the date of commencement of the preparation of a planning scheme and before the approval of the planning scheme, the Responsible Authority may, pursuant to the Act, make an Interim Development Order. Interim Development Order.

(2) A specimen form of Interim Development Order which may be used is set out in the Fourth Schedule hereto.

(3) The Order, in triplicate, shall be sealed by or signed on behalf of the Responsible Authority and forwarded to the Board.

(4) Where an Interim Development Order is of considerable length, the Responsible Authority may submit, in addition to the Interim Development Order, a notice in triplicate for publication of the approval of the Interim Development Order giving a summary of its contents.

(5) If the Minister approves of the form of notice of approval containing a summary of such Order, the Responsible Authority may publish a copy of such notice in lieu of a copy of the Interim Development Order approved by the Governor in Council, as provided in sub-clause (7) hereof.

(6) A suggested form of notice of approval of an Interim Development Order which may be used is shown as the Fifth Schedule hereto.

(7) The Responsible Authority shall, after approval of an Interim Development Order by the Governor in Council, publish in the *Government Gazette* and in two newspapers of which one shall be a daily newspaper circulating generally throughout Victoria and one shall be a newspaper circulating in the neighbourhood of the land to which the Order relates—

(a) a copy of the Interim Development Order, or

(b) a notice of the approval of the Interim Development Order, containing a summary of such Order, in a form approved by the Minister.

Operation of
Interim
Development
Order.

10. During the operation of any Interim Development Order any application made to a Responsible Authority for a permit to use or develop any land or to erect, construct or carry out any buildings or works shall be accompanied by a sketch plan or copy of Certificate of Title of the land, a clear description of the proposed use or development and type of construction of any buildings or works proposed to be erected, constructed or carried out and such other particulars as the Responsible Authority may require. A suggested form of application which may be used is shown as the Sixth Schedule hereto. A suggested form of permit which may be used is shown as the Seventh Schedule hereto.

Appeals
under
Interim
Development
Order.

11. (1) Any appeal to the Minister against the refusal or failure within a period of two months of a Responsible Authority to issue a permit under its Interim Development Order or against the conditions specified in any permit issued shall be lodged with the Minister within twenty-eight (28) days of—

(a) the receipt of notification from the Responsible Authority of

(i) the refusal of the permit or

(ii) the conditions specified in the permit by which the applicant is aggrieved; or

(b) the expiration of the period of two months within which the Responsible Authority has failed to issue a permit—

whichever first occurs.

(2) Any appeal to the Minister shall be made in writing and shall state the grounds of such appeal.

Planning
Scheme open
for
Inspection.

12. (1) Before any planning scheme is submitted for approval to the Governor in Council as hereinafter provided—

(a) copies thereof shall be deposited—

(i) at the office of the Responsible Authority; and

(ii) at the office of the Board; and

(iii) (where the Responsible Authority is not the council of a municipality) as to so much of the scheme as relates to land in the municipal district of any municipality, at the office of such municipality—

and shall be kept open for inspection thereat during office hours by any person free of charge.

(b) the Responsible Authority forthwith after the said copies have been so deposited shall cause to be published in the *Government Gazette* and twice in some newspaper generally circulating in the neighbourhood a notice in the form of the Eighth Schedule—

- (i) describing shortly the purport of the scheme;
- (ii) stating that a copy of the scheme is deposited for inspection as aforesaid;
- (iii) calling upon all persons affected by the scheme to set forth in writing addressed to the municipal clerk, the Secretary of the committee, the Secretary of the Board or the Secretary of the Board of Works (as the case may be) specified in such notice within three (3) months, or in the case of a planning scheme which makes provision only for the matters referred to in Item 3 of the Schedule to the Principal Act one (1) month, from the publication of such notice in the *Government Gazette* all objections which they may have to the scheme.

(2) Notice shall be given to all Government Departments and Public Authorities affected by the planning scheme as set out in the Ninth Schedule, and as set out in the Tenth Schedule where the property in which the Government Department or Public Authority is interested adjoins the area included in the scheme. In all cases, such notices shall be posted to the address of the Government Department or Public Authority immediately after the scheme is open for inspection.

(3) Notice shall be given in writing to all municipalities whose municipal districts adjoin the area included in the planning scheme, as set out in the Tenth Schedule.

(4) The Responsible Authority shall keep a register of all notices sent out in connexion with a planning scheme.

(5) Any person affected by a planning scheme or any solicitor or agent acting for such person, who desires to object to any provision of a planning scheme affecting any land shall forward to the Responsible Authority a copy of the Certificate of Title, or a description sufficient to enable the precise location of the land to be determined, together with details of the interest of the objector in such land and the name and address of the owner and shall state fully his objection to the planning scheme and the reasons for such objection.

13. (1) The Responsible Authority shall, as soon as practicable after the expiration of the three (3) months, or in the case of a planning scheme which makes provision only for the matters referred to in Item 3 of the Schedule to the Principal Act one (1) month, from the date of the publication of the said notice in the *Government Gazette*, proceed to consider and deal with all objections made by or on behalf of any persons affected by the planning scheme. Objections to Planning Scheme (how dealt with).

(2) Before disallowing any objection the Responsible Authority shall notify the objector in writing that the Responsible Authority or a sub-committee thereof will hear him or his solicitor or agent and shall advise in such notice the time and place of the hearing of such objection.

14. After determining any objections received, the Responsible Authority may by resolution adopt the planning scheme with or without modifications or alterations. All documents comprising the planning scheme shall, in the case of a scheme wholly within a municipal district, be sealed by the council. In the case of a joint planning scheme, two (2) members of the committee appointed by resolution and the Secretary shall sign the documents. In the case of a scheme prepared by the Board or the Board of Works, documents shall be signed by the Chairman and Secretary. Adoption of Planning Scheme.

15. After a planning scheme has been adopted by the Responsible Authority two copies thereof shall be submitted to the Minister together with a copy of any written objections received and a statement of any other objections and also a record of the action taken thereon by the Responsible Authority. Submission of Planning Scheme to Minister.

16. (1) After a planning scheme has been submitted to the Board by the Minister, the Responsible Authority, or any other body, shall, when requested in writing by the Board, confer upon any matters included in the planning scheme. Consideration of Planning Scheme by Minister.

(2) If the Board so directs, the Responsible Authority shall submit an Existing Conditions Map showing the existing conditions of development within the area included in the planning scheme at a date being not more than twelve months prior to the submission of the planning scheme to the Minister for the approval of the Governor in Council.

Copies of Approved Planning Schemes.

17. When any planning scheme has been approved by the Governor in Council, one copy shall be returned to the Responsible Authority with the approval of the Governor in Council endorsed thereon. As soon as practicable after the return of the approved scheme, the Responsible Authority shall forward to the Board six (6) additional copies of the planning scheme, two of which will be retained by the Board, one copy forwarded to the Office of Titles, one copy to the Central Plan Office established under the *Survey Co-ordination Act 1940*, and one copy shall be laid before each House of Parliament.

Notification of Approval of Planning Scheme.

18. A planning scheme shall be effective immediately after notice of its approval by the Governor in Council has been published in the *Government Gazette*, and the Responsible Authority shall within twenty-eight (28) days of the date of such publication in the *Government Gazette*, notify by advertisement in some newspaper generally circulating in the neighbourhood that the planning scheme has been approved and became effective on the afore-mentioned date and shall state where a copy of such scheme may be inspected.

Issue of Certificates.

19. (1) A Responsible Authority shall, upon application being made to it in respect of any parcel of land, issue a certificate that, at the date of issue of such certificate, the whole or any part of such land described in the application is or is not within an area in respect of which, pursuant to the Act—

- (a) an interim development order applies or
- (b) a planning scheme applies.

(2) Such certificate shall be in, or to the effect of, the form contained in the Twelfth Schedule hereto.

(3) Every application for a certificate, which shall be accompanied by a fee of Five shillings, shall contain a description of the land sufficient for its clear identification and, if necessary, an accompanying sketch. A suggested form of application is shown as the Eleventh Schedule hereto.

(4) The Responsible Authority shall keep a register of all applications for certificates and of all certificates issued in connexion therewith.

Observance of Requirements of Approved Planning Scheme.

20. After the approval of any planning scheme no person shall subdivide any land, construct alter or extend any building or other works, or use or adapt for use any land or building for any purpose otherwise than in conformity with the provisions of the approved planning scheme.

Penalties for Breaches of Interim Development Order or Approved Planning Scheme.

21. (1) Any person who fails to comply with the provisions of an Interim Development Order or an Approved Planning Scheme shall be guilty of an offence and shall be liable to a penalty not exceeding Fifty pounds, and to an additional penalty not exceeding Ten pounds for every day during which such offence continues.

(2) An information for any such offence may be laid by any person authorized in writing by the Responsible Authority charged under the Act with the observance and enforcement of the observance of the requirements of such Interim Development Order or Approved Planning Scheme.

FIRST SCHEDULE.

TOWN AND COUNTRY PLANNING ACTS.
Resolution to Prepare a Planning Scheme.

(To be passed by a Responsible Authority preparing a Planning Scheme.)

The(1).....
being a Responsible Authority under the Town and Country Planning Acts hereby resolves to prepare a Planning Scheme for the following area
(2).....
in accordance with the Town and Country Planning Acts and determines that the date of commencement of the preparation of such planning scheme shall be the.....day of.....

I certify that the above is a copy of the Resolution of the(1).....
.....at its meeting on(2).....
19..... and the area affected is shown on the accompanying map, enclosed
within the edge of a grey border.

(4).....
*Municipal Clerk.
*Secretary.

* Strike out whichever is inapplicable.

- (1) Insert name of Responsible Authority.
(2) Insert description of area or areas to be included in the scheme.
(3) Insert date of meeting of Responsible Authority.
(4) Signature of Municipal Clerk or Secretary of Responsible Authority.

SECOND SCHEDULE.

TOWN AND COUNTRY PLANNING ACTS.

Resolution to Agree to the Preparation of a Joint Planning Scheme.

(This Resolution shall be passed by the council of each municipality whose
municipal district, in whole or in part, is included in a proposal to
prepare a joint planning scheme.)

The Council of(1).....
hereby resolves that it will join with the Councils of the Municipalities of
(2).....

in the preparation of a joint planning scheme for an area within its
municipal boundary. The boundaries of the area will be decided by the
Responsible Authority to which the Council now appoints the following
councillors as its representatives to be members of a committee which shall
be the Responsible Authority for the preparation of the joint scheme

I certify that the above is a copy of a Resolution passed at a meeting
of the Council of(1).....
held on(2).....19.....

Municipal Clerk.

- (1) Insert name of Municipality.
(2) Insert name or names of other Municipality or Municipalities whose municipal
district, in whole or in part, is included in the proposal to prepare a joint planning
scheme.
(3) Insert date of meeting at which Resolution was passed.

THIRD SCHEDULE.

TOWN AND COUNTRY PLANNING ACTS.

Notice to adjoining municipalities and Government Departments and Public
Authorities likely to be affected that the preparation of a planning
scheme has been commenced.

To (1).....
Notice is hereby given that, on(2).....
the(3).....
commenced the preparation of a planning scheme in accordance with the
provisions of the Town and Country Planning Acts for the following area
(4).....

*Council
*Department which should
*Authority

Advice is requested of any proposals of your
be taken into consideration in the preparation of the planning scheme.

(5).....
*Municipal Clerk.
*Secretary.

* Strike out whichever is inapplicable.

- (1) Insert name of Municipality, Government Department, or Public Authority.
(2) Insert date determined as the commencement of the preparation of the planning
scheme.
(3) Insert name of Responsible Authority.
(4) Insert description of area or areas included in the scheme.
(5) Signature of Municipal Clerk or Secretary of Responsible Authority.

FOURTH SCHEDULE.

(1).....

TOWN AND COUNTRY PLANNING ACTS.

Interim Development Order.

By virtue of the powers conferred by the Town and Country Planning
Acts and of every other power enabling it in that behalf, the(1).....
.....(hereinafter referred to as the Responsible
Authority) having commenced the preparation of a planning scheme in
accordance with the said Act on the(2).....day of
.....hereby makes the following Interim Develop-
ment Order for the purpose of regulating, restricting, restraining or pro-
hibiting the use or development of any land or the erection, construction or
carrying out of any buildings or works on any land within the area
described or shown on the map as the Schedule hereto.

1. After the coming into operation of this Interim Development Order no person shall use or develop any land or erect, construct or carry out any buildings or works on any land within the area included in the Schedule, except in accordance with the provisions of a permit issued by the Responsible Authority⁽³⁾.

2. Any application for a permit to use or develop any land or to erect, construct or carry out any buildings or works, shall be accompanied by a sketch plan or copy of Certificate of Title of the land and a description of the proposed use or development, and type and construction of any buildings or works proposed to be erected, constructed or carried out and such other particulars relating to the application as the Responsible Authority may require.

3. This Interim Development Order shall not prevent the continuance of the use of any land or buildings for the purposes for which such land or buildings were lawfully used immediately before the coming into operation of this Order.

4. Schedule—(technical description or map of the land affected).

(SEAL) (4)..... * Mayor.
President.
Chairman.
Councillor.
Member.
Municipal Clerk.
Secretary.

Report by the Town and Country Planning Board on the..... day of.....19..... Chairman.

Approved by the Governor in Council on the..... day of.....19..... Clerk of the Executive Council.

* Strike out whichever is inapplicable.

- (1) Insert name of Responsible Authority.
(2) Insert date determined as the date of commencement of the preparation of the planning scheme.
(3) If it is desired to allow certain uses, &c., in particular areas without a permit, add a proviso to Clause 1 as follows:—
"Provided that no permit shall be required for the following:—(here state the uses, &c., and the areas in which no permit therefor is required)".
(4) The document shall bear the seal or be signed on behalf of the Responsible Authority.

FIFTH SCHEDULE. TOWN AND COUNTRY PLANNING ACTS.

(1).....

Interim Development Order.

Notice of Approval.

In pursuance of the powers conferred by the Town and Country Planning Acts, the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, having taken into consideration a report of the Town and Country Planning Board, on the..... day of..... *approved *approved for a further twelve months an Interim Development Order by the(1)..... for(2).....

The Interim Development Order provides that the use or development of any land within the area described and the erection, construction and carrying out of any buildings, roads or other works thereon is prohibited except that the Responsible Authority may permit such uses, development, erection, constructions or other works as it thinks proper.

A copy of the Interim Development Order and a map showing the area affected may be inspected at the office of the(1)..... at..... and at the office of the Town and Country Planning Board, 107 Russell-street, Melbourne.

(3)Municipal Clerk or Secretary.

* Strike out whichever is inapplicable.

- (1) Insert name of Responsible Authority.
(2) Insert general description of area affected.
(3) Insert signature of Municipal Clerk or Secretary.

SIXTH SCHEDULE. TOWN AND COUNTRY PLANNING ACTS.

Application for Permit.

To *Municipal Clerk *Secretary Date..... (1).....

In respect of the land described in the attached *sketch plan *copy of Certificate of Title being Lot No..... Plan No..... No..... Street..... City or Town.....

Application is hereby made for a permit to⁽²⁾.....

Owner's Surname and Christian Names (Block Letters)—

Owner's Address

Name of Applicant.....

Address

Signature

* Strike out whichever is inapplicable.

- (1) Insert name and official address of Responsible Authority.
- (2) Insert full particulars of proposed use or development and the type and construction of any buildings or works proposed to be erected, constructed or carried out.

SEVENTH SCHEDULE.
TOWN AND COUNTRY PLANNING ACTS.

Interim Development Order.

Permit No.....

Under the provisions of the Interim Development Order, made after the commencement of the⁽¹⁾.....Planning Scheme, approval of which was notified in the *Government Gazette* of the.....the⁽²⁾....., being a Responsible Authority under the Town and Country Planning Acts, hereby permits the following development⁽³⁾.....

subject to the following conditions (if any).....

Date.....

Municipal Clerk or Secretary.

- (1) Insert name of planning scheme.
- (2) Insert name of Responsible Authority.
- (3) Insert details of development permitted and description of land referred to.

EIGHTH SCHEDULE.

TOWN AND COUNTRY PLANNING ACTS.

Notice that a planning scheme has been prepared and is available for inspection.

(Name or Number of Planning Scheme.)

Notice is hereby given that the⁽¹⁾.....in pursuance of its powers under the Town and Country Planning Acts has prepared a Planning Scheme for⁽²⁾.....for the purpose of⁽³⁾.....

All maps, plans, descriptions and other data fully setting out and explaining the Planning Scheme have been deposited at⁽⁴⁾.....and at the office of the Town and Country Planning Board, Melbourne, and will be open for inspection without payment of any fee by all persons affected, between the hours of.....and.....on all days of the week except Saturdays, Sundays and Public Holidays, until and including the ⁽⁵⁾.....day of.....19.....

Any persons affected by the Planning Scheme are required to set forth in writing all objections they may have, addressed to⁽⁶⁾.....on or before the⁽⁶⁾.....day of.....19.....

Municipal Clerk or Secretary.

- (1) Insert name of Responsible Authority.
- (2) Insert a description of the area included in the planning scheme.
- (3) Describe shortly the purport of the scheme.
- (4) Insert address of place (or places) where planning scheme may be inspected.
- (5) Insert date on which the exhibition period for documents ends.
- (6) Insert Municipal Clerk or Secretary and the name and official address of the Responsible Authority.

NINTH SCHEDULE.

TOWN AND COUNTRY PLANNING ACTS.

Notice to Government Departments and Public Authorities affected by the
(1).....*Planning Scheme.*

To⁽²⁾.....of.....

Notice is hereby given in accordance with the Town and Country Planning Acts that a Planning Scheme has been prepared for the ⁽³⁾.....and may be inspected at ⁽⁴⁾.....and at the office of the Town and Country Planning Board, Melbourne,

without payment of any fee, between the hours of.....
 and.....on all days of the week except Saturdays,
 Sundays, and Public Holidays until⁽⁵⁾..... 19.....
 Any objections to the scheme should be sent, in writing to⁽⁶⁾.....
on or before⁽⁵⁾.....
 19....., for consideration by the Responsible Authority.

.....
 Municipal Clerk or Secretary.
 / /

- (1) Insert name of scheme.
- (2) Insert name and official address of responsible officer of the Government Department or Public Authority concerned. (All Government Departments and Public Authorities affected by the planning scheme should be notified. This will include Commonwealth and State Authorities owning or occupying property or in control of public utilities, such as water and sewerage mains, tramways and railways, telegraph and telephone or electric supply mains.)
- (3) Insert description of area of planning scheme.
- (4) Insert address of place or places where the planning scheme may be inspected.
- (5) Insert date on which the exhibition period for documents ends.
- (6) Insert Municipal Clerk or Secretary and the name and official address of the Responsible Authority.

TENTH SCHEDULE.

TOWN AND COUNTRY PLANNING ACTS.

Notice to Government Departments, Public Authorities and/or Councils of Municipalities owning or interested in land or property adjoining areas included in the⁽¹⁾.....Planning Scheme.

To⁽²⁾.....of.....

Notice is hereby given, in accordance with the Town and Country Planning Acts, that a Planning Scheme has been prepared for the ⁽³⁾.....and may be inspected at ⁽⁴⁾.....and at the office of the Town and Country Planning Board, Melbourne, without payment of any fee, between the hours of.....and.....on all days of the week except Saturdays, Sundays, and Public Holidays, until ⁽⁵⁾.....19.....

Any objections to the scheme on account of any owner of any property adjoining or adjacent to any area included in the scheme should be sent, in writing to⁽⁶⁾.....on or before ⁽⁵⁾.....19.....

.....
 Municipal Clerk or Secretary.
 / /

- (1) Insert name of scheme.
- (2) Insert name and official address of responsible officer of the Government Department, Public Authority, or Municipal Council.
- (3) Insert description of area of planning scheme.
- (4) Insert address of place or places where the planning scheme may be inspected.
- (5) Insert date on which the exhibition period for documents ends.
- (6) Insert Municipal Clerk or Secretary and the name and official address of the Responsible Authority.

ELEVENTH SCHEDULE.

TOWN AND COUNTRY PLANNING ACTS.

Application for Certificate.

To Municipal Clerk or Secretary Date.....
 (1).....

Application is hereby made for a certificate, under the provisions of the Town and Country Planning Acts, in respect of the land described hereunder. The prescribed fee of Five shillings is enclosed.

Description of Land:

Allotment..... Section or Portion.....
 Parish..... City, Town or Township.....
 Street and No..... Lot No..... Plan No.....
 Area or Dimensions.....
 Title: Volume..... Folio.....
 Owner's Surname and Christian Names (Block letters).....
 Owner's Address.....
 Name of Applicant.....
 Address.....
 Signature.....

(1) Insert name and address of Responsible Authority.

TWELFTH SCHEDULE.

TOWN AND COUNTRY PLANNING ACTS.

Certificate.

To⁽¹⁾.....

At the date of issue of this Certificate the parcel of land described in application numbered.....
being⁽²⁾.....

*is/is not within an area in respect of which an Interim Development Order applies;

*is/is not within an area in respect of which a planning scheme applies.

.....
Municipal Clerk or Secretary.
Date.....
Registration No.....

* Delete provisions which do not apply.

- (1) Insert name and address of applicant.
- (2) Insert description of land.

THIRTEENTH SCHEDULE.
TOWN AND COUNTRY PLANNING ACTS.
Maps in the Planning Scheme.

The Maps, which are required under the provision of these Regulations for public exhibition and submission for the approval of the Governor in Council, shall comprise a map showing the existing conditions of development (hereinafter referred to as the Existing Conditions Map) and a map showing the planning scheme (hereinafter referred to as the Planning Scheme Map).

The Existing Conditions Map and the Planning Scheme Map shall be shown on a base map having a scale not smaller than 528 feet to an inch nor greater than 264 feet to an inch, unless some different scale has been approved by the Board in accordance with clause 8 (3) of these Regulations.

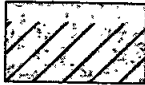

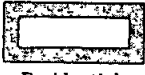

The base map shall show all streets, roads and other ways, all physical features such as streams and waterways, contours of the land in the planning area at intervals sufficient to enable an examination of the topography of the planning area, and the location of existing buildings in rural or other sparsely developed areas. Where symbols are used to indicate features or other relevant information on the base map, the notation shall be in general accordance with Schedule "E" of the *Survey Co-ordination Act 1940*.

As this map will be used as a base for indicating thereon the existing conditions and the planning scheme proposals, due consideration shall be given to marking on the base map any or all allotment boundaries which will assist in the compilation of the Existing Conditions Map and the Planning Scheme Map.

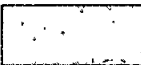
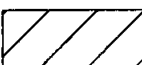

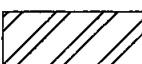


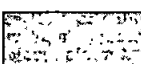


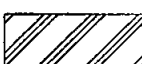



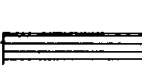

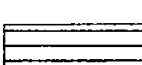
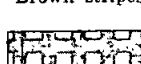

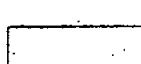
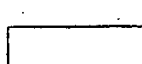
The Existing Conditions Map and the Planning Scheme Map shall show thereon, in the colours and notations and in the manner prescribed hereunder, the present conditions and nature of development and the proposals and provisions of the planning scheme.

If classifications additional to those prescribed are required a similar colour, in further distinctive stripes, may be used.






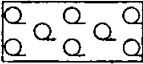



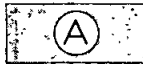


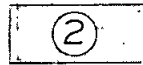

When the black and white notation is used to facilitate the production of a number of maps, such notation shall be in accordance with the symbols prescribed in Column 3 hereunder. Maps required to be deposited under the provisions of these Regulations shall be in colours which may be applied over the black and white notation, but the use of the black and white notation is optional.

(Column 1.) General Information and Instructions Regarding Use and Notations.	(Column 2.) Colour Notation.	(Column 3.) Black Line Symbol.
<p>GENERAL</p> <p>1. PLANNING AREA. <i>Existing Conditions and Planning Scheme Maps.</i></p> <p>Land not included in the Planning Scheme shall be coloured grey.</p> <p>The scheme boundary shall be indicated by a band of diagonal black lines as in Column 2.</p>	 Grey with black lines	
<p>2. BY-LAW AREAS. <i>Existing Conditions Map.</i></p> <p>Land prescribed by by-law for residential purposes under the Local Government Act, Part VII shall be indicated by a red edging as shown in Column 2. Land prescribed by by-law for business purposes shall be indicated by a purple edging as shown in Column 2.</p>	 Residential Red border	
<p><i>Planning Scheme Map.</i></p> <p>These areas shall <i>not</i> be shown on the Planning Scheme Map.</p>	 Business Purple border	












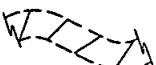










THIRTEENTH SCHEDULE—continued.
TOWN AND COUNTRY PLANNING ACTS—continued.
Maps in the Planning Scheme—continued.

(Column 1.) General Information and Instructions Regarding Use and Notations.	(Column 2.) Colour Notation.	(Column 3.) Black Line Symbol.
LAND USES.		
3. RESIDENTIAL.		
<i>Existing Conditions Map.</i>		
Areas occupied by residential development shall be shown coloured pink as for "A" in Column 2. If it is desired to distinguish between different types of residential development such as low density or high density, pink stripes such as "B" or "C" shall be used.	 "A" Pink	
<i>Planning Scheme Map.</i>		
Residential zones shall be indicated by a pink colour. If more than one type of residential zone is planned they shall be designated "B" and "C", &c., and defined by the pink stripes as in Column 2.	 "B" Pink stripes	
	 "C" Pink cross stripes	
4. COMMERCIAL.		
<i>Existing Conditions Map.</i>		
Areas occupied by business and shopping premises shall be shown coloured purple as for "A" in Column 2. If it is desired to distinguish between different types of commercial development such as main shopping and local shopping areas, purple stripes such as "B" or "C" shall be used.	 "A" Purple	
<i>Planning Scheme Map.</i>		
Commercial zones shall be indicated by a purple colour. If more than one type of commercial zone is planned, they shall be designated "B" and "C" &c. and defined by the purple stripes as indicated in Column 2.	 "B" Purple stripes	
	 "C" Purple cross stripes	
5. INDUSTRIAL.		
<i>Existing Conditions Map.</i>		
Areas occupied by light industries shall be shown coloured brown as for "A" in Column 2, while those areas occupied by general or heavy industries shall be coloured brown stripes as for "B" in Column 2. The location of offensive trades shall be indicated by a red dot. If it is desired to add further industrial classifications, brown stripes of a different type shall be used.	 "A" Brown	
<i>Planning Scheme Maps.</i>		
Industrial Zones shall be indicated by a brown colour. The zones planned for light industry shall be shown as "A" and zones planned for general or heavy industry shall be shown as "B". The industrial zones in which offensive industries are permitted shall be shown as "C" in Column 2. If it is desired to show further industrial zones, brown stripes of a different type shall be used.	 "B" Brown stripes	
	 "C" Brown cross stripes	
6. RURAL.		
<i>Existing Conditions Map.</i>		
Areas used for rural purposes or undeveloped areas shall be left uncoloured. If it is desired to distinguish between different rural uses, light orange as for "B" or light orange stripes as for "C" in Column 2 shall be used.	 "A" Uncoloured	

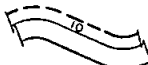
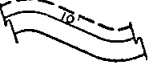


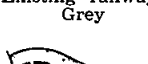

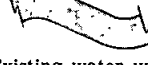



THIRTEENTH SCHEDULE—continued.
TOWN AND COUNTRY PLANNING ACTS—continued.
Maps in the Planning Scheme—continued.

(Column 1.) General Information and Instructions Regarding Use and Notations.	(Column 2.) Colour Notation.	(Column 3.) Black Line Symbol.
<p>LAND USES—continued.</p>		
<p><i>Planning Scheme Map.</i> Rural Zones shall generally be left uncoloured. If different types of rural zones are planned, these shall be designated "B" and "C" and defined by a light orange colour and light orange stripes respectively as indicated in Column 2.</p>	<p> "B" Light orange</p> <p> "C" Light orange stripes</p>	<p></p> <p></p>
<p>7. FOREST. <i>Existing Conditions Map.</i> Areas occupied by State Forest reserves, Timber reserves, tree covered Crown lands, privately-owned forests or plantations shall be shown by green dots within a green border as indicated in Column 2.</p> <p><i>Planning Scheme Map.</i> The forest zone shall be shown by the green dots within a green border as indicated in Column 2.</p>	<p> Green dots within a green border</p>	<p></p>
<p>8. SPECIAL USES. <i>Existing Conditions Map.</i> Areas of privately-owned land used for golf links, racecourses, schools, colleges, institutions, &c., shall be coloured green stripes as shown in Column 2. Each type shall be numbered and listed in the map margin.</p> <p><i>Planning Scheme Map.</i> Special Use Zones in which development is limited to special purposes shall be indicated by green hachure as shown in Column 2. Each type shall be numbered and listed in the map margin.</p>	<p> Green stripes</p>	<p></p>
<p>RESERVATION OF LAND.</p>		
<p>9. PUBLIC OPEN SPACES. <i>Existing Conditions Map.</i> Areas reserved for public gardens, parks, playing fields and recreation areas shall be shown coloured light green as indicated in Column 2. When it is necessary to distinguish between the different types of open space reserves a letter shall be given to each type and a list provided in the map margin.</p> <p><i>Planning Scheme Map.</i> Existing public open spaces included as a part of the planning scheme shall be shown on the planning scheme map in light green, and the proposed open space reserves shall be shown dark green as indicated in Column 2.</p>	<p> Existing public open space Light green</p> <p> Proposed public open space Dark green</p>	<p></p> <p></p>
<p>10. PUBLIC PURPOSES.</p>		
<p><i>Existing Conditions Map.</i> Areas reserved for or owned by the Crown, Public or Responsible Authorities for the purpose of schools, hospitals, institutions, municipal buildings, airfields and similar public purposes, &c. shall be shown coloured yellow and numbered as indicated in Column 2. When it is necessary to distinguish between the different types of public purpose reserves, a figure shall be given to each type and a list provided in the map margin.</p>	<p> Existing public purposes Yellow</p>	<p></p>

THIRTEENTH SCHEDULE—continued.
TOWN AND COUNTRY PLANNING ACTS—continued.
Maps in the Planning Scheme—continued.

(Column 1.) General Information and Instructions Regarding Use and Notations.	(Column 2.) Colour Notation.	(Column 3.) Black Line Symbol.
<p>RESERVATION OF LAND—continued. <i>Planning Scheme Map.</i> Existing public open spaces included as a part of the planning scheme shall be shown on the planning scheme map in light green and the proposed open space reserves shall be shown dark green as indicated in Column 2. Existing and proposed reserves for the same purpose shall have the same number and shall be listed in the map margin.</p>	 Proposed public purposes Yellow border	
<p>11. ROADS. <i>Existing Conditions Map.</i> Roads shall be shown red-brown, yellow or uncoloured as indicated in Column 2 in accordance with their traffic importance and usage.</p>	 Main roads Red brown	
<p><i>Planning Scheme Map.</i> Existing roads shall be shown coloured as for the Existing Conditions Map. Proposed new roads and widenings of existing roads shall be shown coloured red as indicated in Column 2. New road and road widening widths shall be shown on the road by a black number. Roads to be closed shall be shown by black crosses.</p>	 Secondary roads Orange yellow	
<p>Existing roads, new roads, and widened roads planned as main or secondary roads shall be indicated by the same black symbols as for existing main or secondary roads.</p>	 Minor roads uncoloured	
	 New main roads Red	
	 New Secondary roads Red	
	 New Minor Roads Red	
	 Widened main roads Red	
	 Widened secondary roads Red	
	 Widened minor roads Red	
	 Closed roads	

THIRTEENTH SCHEDULE—*continued.*
 TOWN AND COUNTRY PLANNING ACTS—*continued.*
 Maps in the Planning Scheme—*continued.*

(Column 1.) General Information and Instructions Regarding Use and Notations.	(Column 2.) Colour Notation.	(Column 3.) Black Line Symbol.
RESERVATION OF LAND— <i>continued.</i>		
12. NEW ALIGNMENT OF STREETS.		
A new alignment for any street shall be shown on the planning scheme map by a broken black line and the distance between the old alignment and the new alignment shown in figures as indicated in Column 2.	 Broken black line with figure	
13. RAILWAYS.		
<i>Existing Conditions Map.</i> Railway reserves and railway land not being used for other purposes shall be coloured grey as shown in Column 2.	 Existing railways Grey	
<i>Planning Scheme Map.</i> Existing railway land required for railway purposes shall be coloured grey as for the Existing Conditions Map and proposed new railway reserves shall be coloured vermilion as indicated in Column 2.	 Proposed railways Vermillion	
14. WATER WAYS.		
<i>Existing Conditions Map.</i> Existing channels, canals, rivers, lakes, &c. shall be shown coloured light blue as indicated in Column 2.	 Existing water ways Light blue	
<i>Planning Scheme Map.</i> Existing waterways shall be shown as for the Existing Conditions Map. Proposed new water ways shall be shown coloured dark blue as indicated in Column 2.	 Proposed water ways Dark blue	

And the Honorable Samuel Merrifield, Her Majesty's Commissioner of Public Works for the State of Victoria, shall give the necessary directions herein accordingly.

A. MAHLSTEDT,
 Clerk of the Executive Council.

