

OFFICIAL

2023/2024 ADDITIONAL APPROVAL GUIDANCE NOTES

There are a number of other approvals which may be necessary for the works. Below is a table outlining of some of the types of approvals which may be required. This table provides examples only and should not be relied upon in any way by permit holders as a current or comprehensive statement of approvals which may be required for the works authorised by their works or activities permit. The approvals that are required will depend upon the nature of the works or activities proposed and the area within which they are proposed to be carried out. Permit holders should obtain independent advice on the approvals which are required for the works or activities they propose to carry out.

Approval	Legislation	Comments	Relevant contact
Planning Permit	<i>Planning and Environment Act 1987 (Vic)</i>	A Planning Permit may be required for works on waterways depending upon the nature and purpose of the works and the provisions of the relevant planning scheme (including zoning and overlay provisions). Contact the relevant local council for further information.	Relevant local council
Consent for works on Crown land	<i>Land Act 1958 (Vic); Crown Land Reserves Act 1978 (Vic); Forests Act 1958 (Vic); National Parks Act 1975 (Vic); Coastal Management Act 1995 (Vic)</i>	Consent may be required for the carrying out of works or activities on Crown land, with the type of consent depending upon the status of the relevant Crown land, for example: - <i>Unreserved Crown Land</i> : a licence or lease under the Land Act (if appropriate) or a formal agreement with the land manager if the works are to be carried out on behalf of the land manager. - <i>Reserved Crown Land</i> : a licence or lease under the <i>Crown Land (Reserves) Act</i> (if appropriate) or a formal agreement with the land manager if the works are to be carried out on behalf of the land manager. - <i>State forest, national parks, state parks, nature reserves</i> : <i>Forests Act</i> (lease/licence/Section 52 permit/agreement providing works are on behalf of land manager)/ <i>National Parks Act</i> (licence/lease/Section 23 approval/ Section 21 permit).	Relevant land manager (e.g., DEECA, Parks Victoria, Committee of Management)
Consent for works on Goulburn Murray Water land		Consent may be required for carrying out works and activities on GMW foreshore land	https://www.gmwater.com.au/downloads/gmw/Forms_Other/2019/20190906_Application%20to%20Undertake%20Works%20or%20Maintenance%20on%20GMW%20Land%20A3649066.pdf
Occupation Licence – Goulburn Murray Water		Landowners may apply for an Occupation Licence and approval to construct and/or keep privately owned structures for recreational purposes on foreshore land owned or managed by GMW. Any works or activities will need to meet GMW's design standards.	https://www.gmwater.com.au/recreation-tourism/foreshore-occupation-licences/apply-for-a-foreshore-occupation-licence

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Prohibition on certain works and activities	<i>Heritage Rivers Act 1992 (Vic)</i>	Prohibition on certain activities near heritage rivers. Contact the Department of Environment, Land, Water and Planning (DELWP) for further information on details of activities that cannot be undertaken in the vicinity of heritage rivers and the obligations on land managers to manage heritage rivers to achieve particular outcomes.	DEECA 136 186
Permits for harming wildlife, fish or flora and fauna	<i>Wildlife Act 1975 (Vic); Flora and Fauna Guarantee Act 1988 (Vic); Fisheries Act 1995 (Vic)</i>	A permit may be required for activities which could harm wildlife, fish or flora. Contact the Department of Environment, Land, Water and Planning (DELWP) for further information or to apply for a permit.	DEECA https://www.wildlife.vic.gov.au/?ga=2.119816384.950355453.1552949858-1512746346.1552949858 136 186
Approval for carrying out a controlled action	<i>Environment Protection Biodiversity and Conservation Act 1999 (Crwth)</i>	Actions that may have significant impact on matters of National Environmental Significant must be referred to the Commonwealth Government for a determination as to whether the matter is a “controlled action”, and any necessary approvals must be obtained. Contact the Australian Government for further information including guidelines as to likely impacts on matters of national environmental significance and details of the approvals process.	Australian Government Department of the Environment and Energy 1800 803 772
Works Approval	<i>Environment Protection Act 1970 (Vic)</i>	A works approval may be required for some works on waterways (for example works which result in the discharge of wastewater into the waterway). Contact the Environment Protection Authority (EPA) for further information and approvals processes.	EPA Victoria http://www.epa.vic.gov.au/ 1300 372 842
Aboriginal Heritage	<i>Aboriginal Heritage Act 2006 (Vic)</i>	For activities which are not already governed by a Cultural Heritage Management Plan (CHMP), a permit is required for activities which may harm aboriginal cultural heritage. If a CHMP is required for an activity, the Plan must be approved prior to the issue of other permits and licences. Contact the Office of Aboriginal Affairs for further information or to apply for a permit.	Aboriginal Victoria Aboriginal culture and heritage Aboriginal Victoria 1800 762 003
Native Title	<i>Native Title Act 1993 (Cwth); Land Titles Validation Act 1994 (Vic); Traditional Owner Settlement Act 2010 (Vic)</i>	Native Title rights will need to be considered and an agreement may need to be entered into with any person holding Native Title over the land upon which the works are proposed to be carried out. Contact the Department of Justice and Regulation for further information on Native Title matters.	Department of Justice and Regulation http://www.justice.vic.gov.au/home/your+rights/native+title/ 1300 365 111