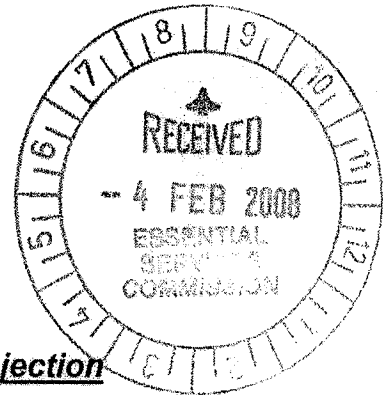


Director Regulator, Water Division,
Mr. Sean Crees,
Essential Services Commission,
Level 2, 35 Spring Street,
Melbourne, V. 3000.



Dear Sir,

Central Highlands Water. Water Rate Rise by 25%. Objection

Sewerage for Blackwood & Barry's Reef. See location, page 1.

Consultation requirements: see para 33, page 7 & my letter, page 10.

Recycling, page 5, para 4. Feb. 1, 2007, David Caligari, stated that CHW could not afford recycling. Dec. 1, 2007, Don Nardella MP stated that Blackwood will have recycling.

Involvement, Innovation & Wetlands, Page 5, paras 7-9 & 12, Page 5 & 6, **Nothing!** CHW's "reference committee of 4 people" – a face-saving set up! In line with policies outlined in **Blackwood Perspectives**, Landcare has written to the Minister for Planning, the Hon. Justin Madden in support of Moorabool Shire's application for \$40,000 "to clear up rules how we can use Clear Water 90 with the Water Authorities to the mutual agreement and satisfaction amongst communities around the town".

Disbenefits of Sewerage: see Moorabool Shire 1999 Planning Scheme Environmental Protection Authority ?

Moorabool Shire Council: For the first time in my 54 years as a ratepayer to Moorabool Shire, formerly Ballan Shire, I am extremely proud of our highly qualified Councillors, Administration and staff who are extending themselves on behalf of us, the ratepayers. Within the forthcoming Municipal Strategic Statement, Council will emphasise the need to restrict the development of Blackwood because of its wildfire potential and water limitations to 55 MLs.

A Personal Perspective. During my term on CHW's Reference Committee, 2003-2005 when Thames Water and United Water were contracted to install purification plants throughout CHW's circuit, Thames and United were given 20 years to recover costs. Thames sold to Macquarie Bank then to some Pensioner Fund. In the process of acquiring my land, an adjacent 20 acres, CHW have subjected me to more than 2 years of ruthless intimidation and lies. But for the support of the Member for Melton, Don Nardella MP., Moorabool Shire Council and the E&W Water Ombudsman, at the age of 85 I would be financially bereft. Is it justified to spend money on this CHW proposal which will not achieve in water savings as good an outcome as depicted in Blackwood Perspectives and could save CHW's money in the future for critical and future water necessities?

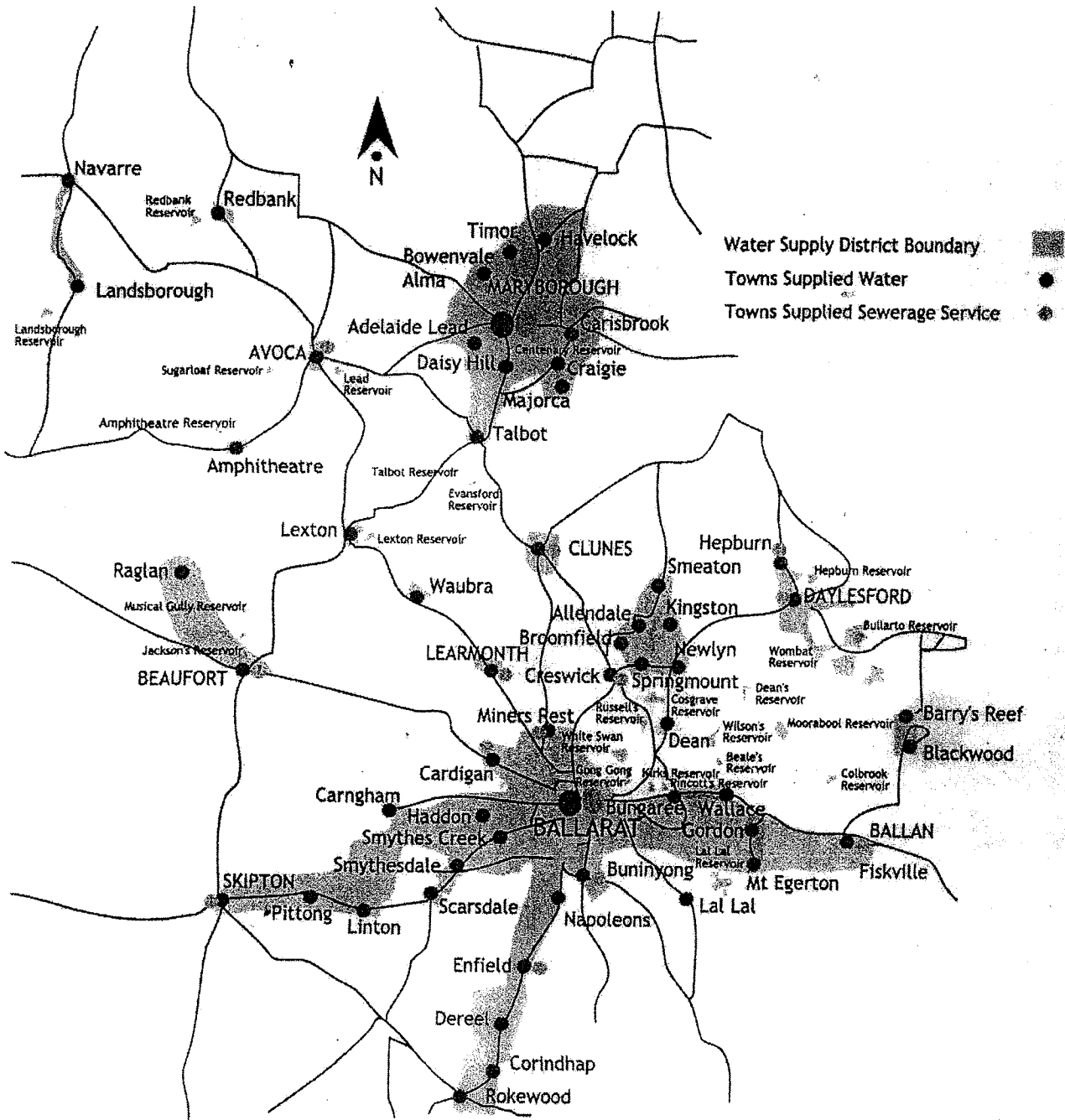
Yours truly,

A handwritten signature in black ink that reads "Pat. Liffman".

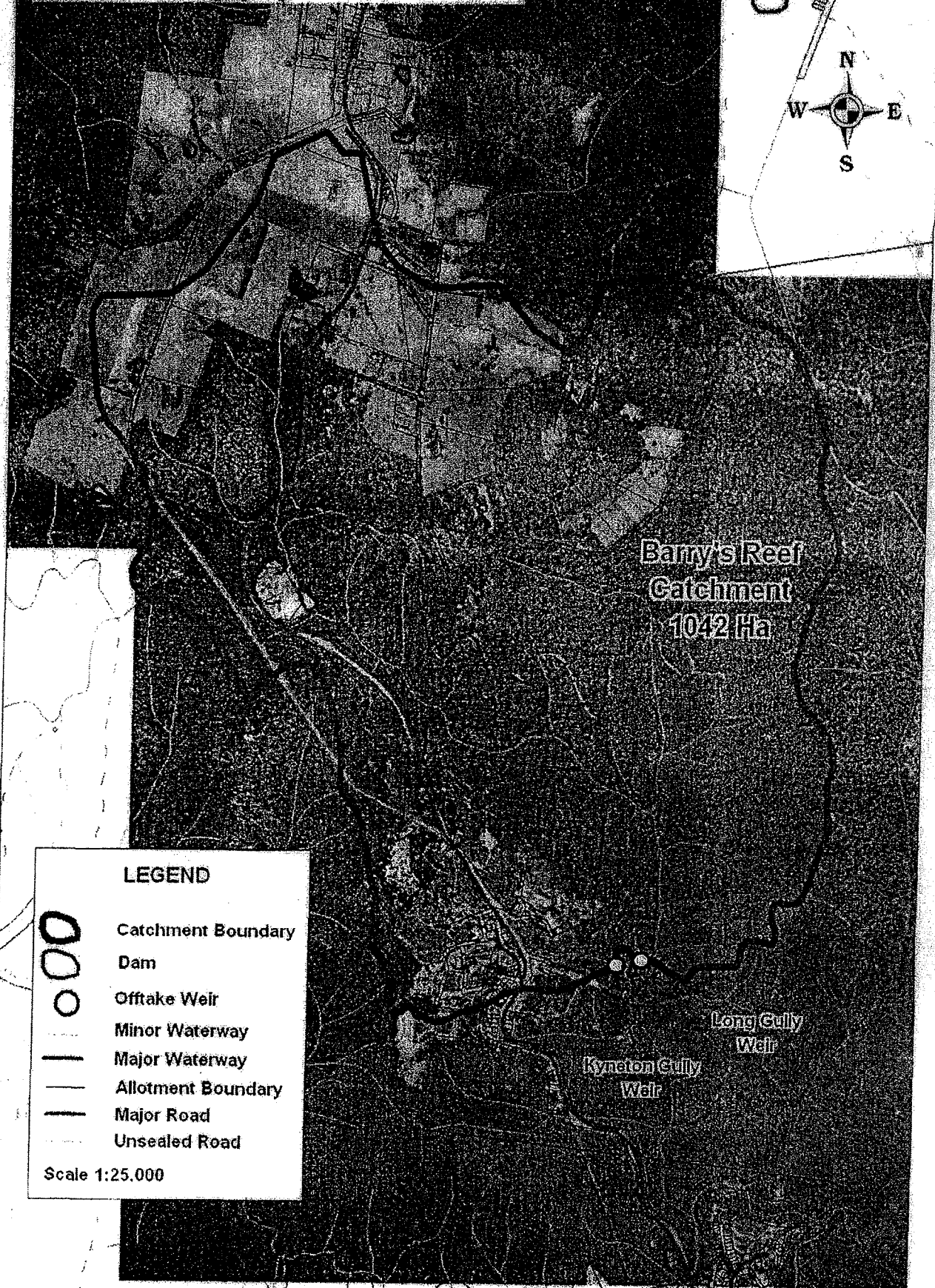
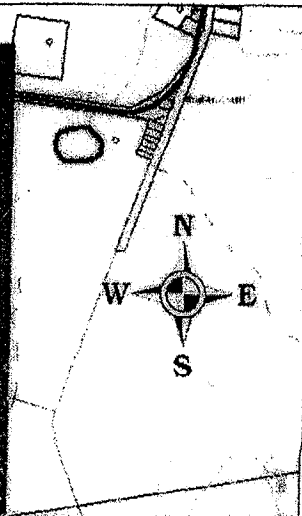
Pat. Liffman, .

. 1-2-08

Central Highlands Water Regional Map



Blackwood & Barry's Reef Water Supply Catchment



Barry's Reef
Catchment
1042 Ha

LEGEND

- Catchment Boundary
- Dam
- Offtake Weir
- Minor Waterway
- Major Waterway
- Allotment Boundary
- Major Road
- Unsealed Road

Scale 1:25,000

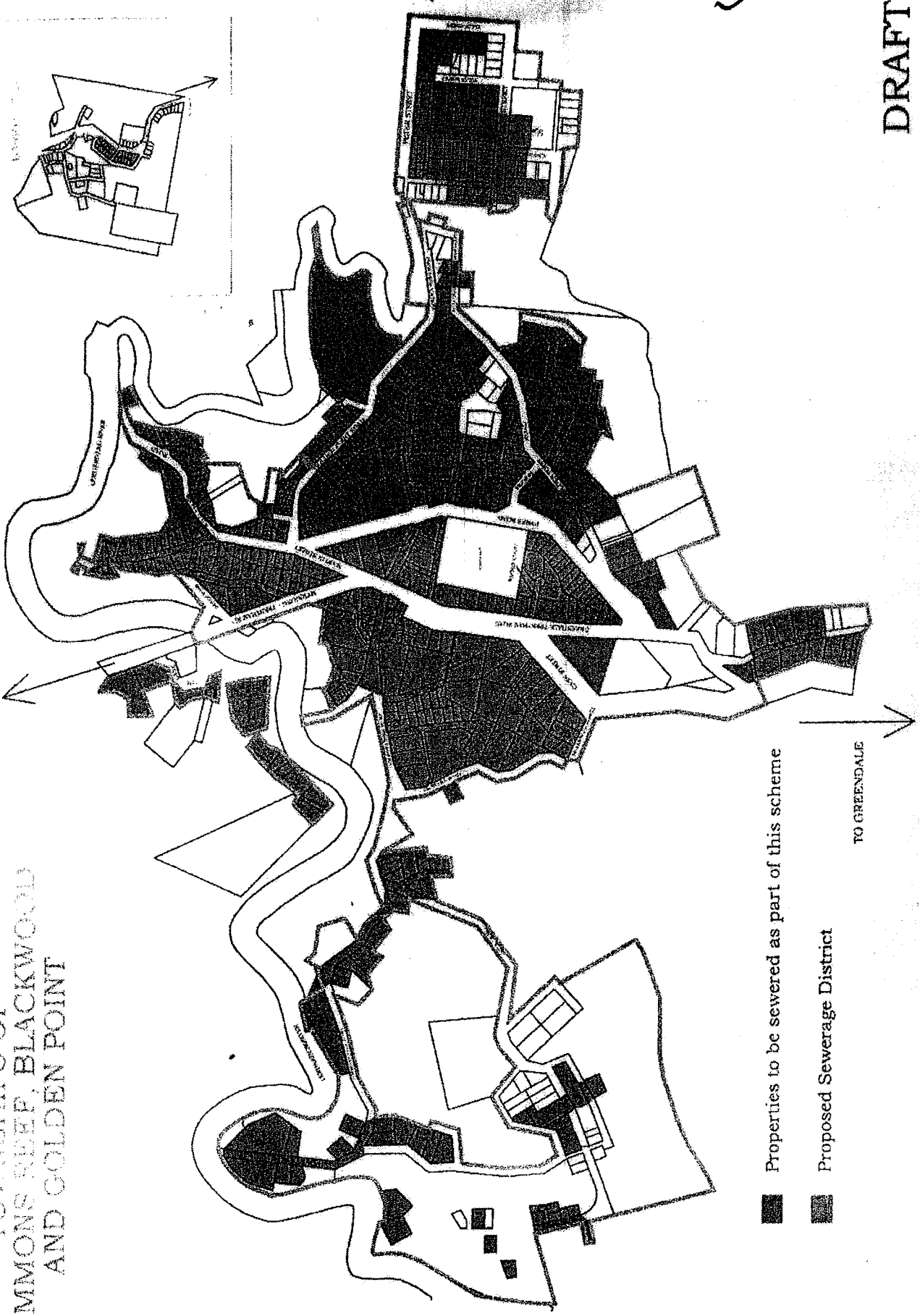
Long Gully
Weir
Kynaton Gully
Weir

TOWNSHIPS OF
SIMMONS REEF, BLACKWOOD
AND GOLDEN POINT

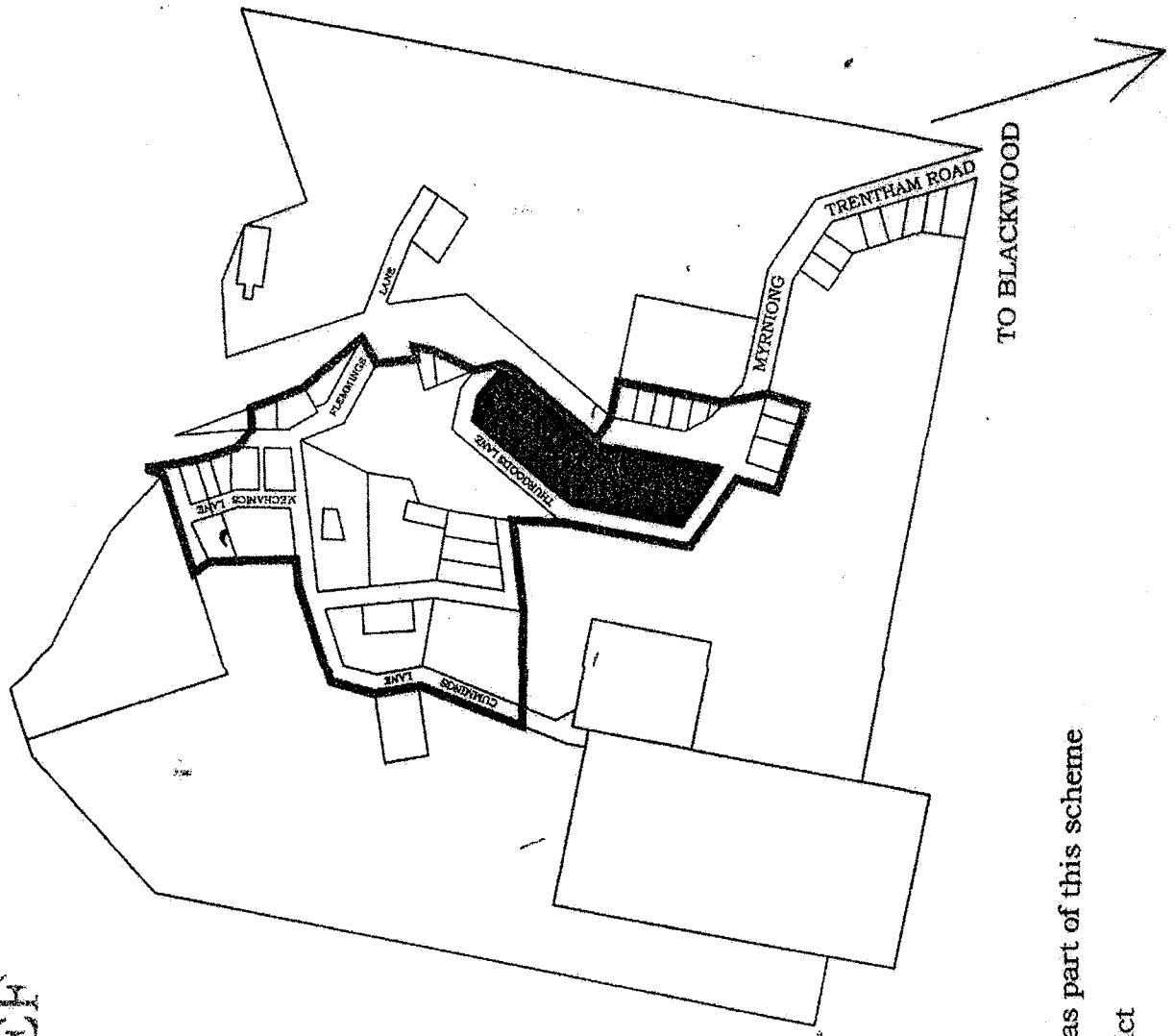
TO HASKY'S REEF
(See inset)

TO GREENDALE

- Properties to be seweraged as part of this scheme
- Proposed Sewerage District



TOWNSHIP OF BARRYS REEF



■ Properties to be sewerd as part of this scheme
▣ Proposed Sewerage District

TO BLACKWOOD

Media release

From the Premier of Victoria

Monday 5 December, 2005

CENTRAL VICTORIAN TOWNS TO HAVE SEWERAGE CONNECTED

Premier Steve Bracks today announced a number of sewerage and water supply projects for towns in the Moorabool, Golden Plains and Pyrenees Shire Councils.

Speaking in Smythesdale, Mr Bracks announced funding of \$40,000 for the next stage of an innovative water treatment and sewerage project in the town that will result in recycled water being used to irrigate the local sports oval.

"The funding comes from the \$42 million Country Towns Water Supply and Sewerage Program and is consistent with the Bracks Government's plan to secure the State's water supplies – *Our Water Our Future*," Mr Bracks said.

④ "Using recycled water is consistent with the *Our Water Our Future* strategy of water conservation, re-use and adding to existing supplies."

Mr Bracks also announced Blackwood, Barrys Reef, Simmons Reef, and Gordon would be the first towns to receive funding for sewerage upgrades under the State Government's Country Towns Water Supply and Sewerage Program.

Under the program each scheme will receive up to \$25,000 to complete a concept design and up to \$140,000 to prepare functional and detailed design, tender specification and undertake tenders. Further funding will then be provided to the water authority to assist with construction costs.

① Water Minister John Thwaites said each town's community would be involved in selecting the right sewerage scheme.

② "These communities can now work with their local water authority and Council to identify a sustainable solution that will reflect local needs and conditions," he said.

③ "Solutions may involve innovative approaches other than conventional reticulated sewerage. This could have the additional benefit of keeping costs down."

Mr Thwaites said under the Country Towns Water Supply and Sewerage program towns

were selected for funding based on a range of criteria including public health and environment factors.

Mr Bracks also announced the town of Landsborough would receive a water supply upgrade. As part of the upgrade Central Highlands Water and the Pyrenees Shire Council will also investigate opportunities to improve water supplies to nearby Navarre.

12 "Innovative sewerage services can also provide other benefits, such as creating wetlands for treating wastewater and making recycled water available for local use," Mr Bracks said.

...../2

"Introducing sewerage services can also stop leaking septic tanks polluting rivers, groundwater and other waterways and damaging the environment."

The towns announced today were chosen as top priority in a statewide list of works developed by an independent review in consultation with the Department of Human Services and the Environment Protection Authority (Victoria). Local councils and the Municipal Association of Victoria helped collect information.

The program lowers the cost of a property owner's contribution to sewerage schemes. Property owners capital contribution will be capped at \$800 which can be paid upfront or \$80 a year over 20 years.

Funding for other country towns will be announced soon.

33. Sewerage planning

If reticulated sewerage is identified in a domestic wastewater management plan as the preferred option for improved domestic wastewater management, water authorities or water companies, in conjunction with the Environment Protection Authority and municipal councils, and in consultation with the local community, need to develop and submit to Government a sewerage management plan that:

- (1) reviews available wastewater management options;
- (2) identifies the preferred types and levels of sewerage services to be provided, together with costs and funding options;
- (3) identifies priorities and possible timelines for the provision of services;
- (4) identifies how the wastewater collected will be sustainably managed in accordance with the waste hierarchy; and
- (5) provides for a three yearly review of the plan and priority areas for sewerage.

34. Connection to sewerage

Where sewerage is provided, premises must be connected to the sewerage system, unless wastewater is re-used in accordance with guidance provided by the Environment Protection Authority and is retained on-site. Where sewerage is provided, and upon written advice from the Environment Protection Authority, relevant water authorities or companies will be responsible to ensure that premises that can not retain wastewater on-site, are connected to sewerage.

35. Sewerage management

Losses of wastewater through sewer overflows, leakages and collapses need to be avoided to protect beneficial uses. Where these cannot be avoided, they must be minimised and controlled. To enable this, the Environment Protection Authority will:

- (1) provide guidance to relevant water authorities on sewerage system performance requirements. Sewerage infrastructure needs to contain flows associated with a 1-in-5-year rainfall event or a comparable design standard that avoids losses of wastewater;
- (2) ensure that new sewerage treatment works are not constructed on floodplains; and
- (3) ensure existing sewerage treatment and pumping works on floodplains are managed in a manner that prevents entry of floodwater and avoids impacts on beneficial uses.

36. Saline discharges

The discharge of saline wastewater, including discharges from groundwater pumping and irrigation drains, should not pose an environmental risk to beneficial uses. To enable this, relevant protection agencies, in particular water authorities, the Department of Primary Industries, the Department of Sustainability and Environment, and relevant businesses need to implement the waste hierarchy to maximise the avoidance, re-use and recycling of saline wastewater before discharging it to surface waters. Where saline wastewater cannot be practicably avoided, re-used and recycled, its impact on surface waters needs to be minimised by discharging saline wastewater to artificial drains or evaporation basins or through treatment, including dilution, to minimise environmental risks posed to beneficial uses. Any discharge of saline water to surface waters needs to be in accordance with Government approved salinity plans and strategies and the Murray Darling Basin Agreement.

37. Chemical management

Chemicals including biocides, fertilisers, oil and fuel, other hazardous substances and prescribed industrial wastes need to be managed to minimise environmental risks to beneficial uses. To ensure this:

Victoria Government Gazette S 107 4 June 2003 23

- (1) chemicals and hazardous substances must not be stored in or adjacent to surface waters, drainage lines or floodplains, unless the storage facilities prevent them from coming into contact with surface waters;
- (2) protection agencies and businesses that use, store or transport chemicals and hazardous substances must develop and maintain plans for the avoidance of spills,

8

**MOORABOOL NEW FORMAT PLANNING
SCHEME
REPORT OF THE PANEL AND ADVISORY
COMMITTEE - MARCH 1999**

Each of the three townships is included in a Proclaimed Water Catchment. The following planning controls apply:

- Blackwood and Simmons Reef Township
- Township Zone
- Vegetation Protection Overlay 3—Blackwood Township Environs
- Design and Development Overlay 2—Township Design and Development Area
- Environmental Significance Overlay 2— Water course Protection Area
- Special Building Overlay (now Wildlife Management Overlay)

- Blackwood and Simmons Reef Outskirts
- Rural Living Zone
- Design and Development Overlay 4—Rural Amenity Design and Development Area
- Special Building Overlay (now Wildlife Overlay)

- Barry's Reef
- Rural Zone
- Design and Development Overlay—Rural Amenity Design and Development Area
- Special Building Overlay (now Wildlife Management Overlay)

In addition, there are several sites in each township included in a Heritage Overlay.

The number of overlays reflects the planning difficulties and sensitivity of the area. In Barry's Reef, planning is even more difficult due to cadastral problems. Put simply, allotment boundaries and roadways shown on maps (including Planning Scheme maps) do not reflect what is on the ground. What needs to happen is a resurvey of the whole township and for all old law titles to be brought under the *Transfer of land act*. The panel was told that the Titles Office will subsidise the conversion of titles and the Council is prepared to pay for half the survey costs if DNRE will pay for the other half. Until these actions occur, very little can happen in Barry's Reef due to these title problems.

The panel has discussed the generalised nature of the Design and Development Overlays for townships in rural areas in Section 3.4.9. Neither of them specifically reflect the particular character of these old

gold mining towns. The Statement of Vegetation Significance in Schedule 3 to the Vegetation Protection Overlay—Blackwood Township Environs is more specific and provides as follows:

The township of Blackwood provides one of the most

Scenic localities within the Moorabool Shire, largely as a result of the native vegetation present in the township, and which compliments surrounding State Forest areas. The trees provide scenic qualities to the town, and should be retained to maintain the townscape ambience and scenic attributes for which Blackwood is renowned.

However, the exemption in Clause 4 of Schedule 3 to the Vegetation Protection Overlay provides as follows:

- No planning permit is required where the purpose of removing the vegetation is to provide a clear area for a house site, an access way to a house site and a maximum 10 metre buffer around the house site.

The small size of most allotments in Blackwood and Simmons Reef means that virtually all trees could be removed from a site under the provisions of this exemption without the need for a permit if the land Owner so wished. Therefore, in practical terms, any protection to the character of the town offered by the Vegetation Protection Overlay is very limited.

The Panel believes that a separate policy should be developed for each of these townships that identifies their special character. From this, criteria to guide future development should be developed. Such criteria should be integrated and reflect the heritage, landscape, vegetation and general built form qualities which exist and which new development should respond to. Special consideration will need to be given to how the issue of tree removal is to be dealt with. The areas are clearly within a high fire hazard area, yet to allow trees to be removed in an uncontrolled fashion to a standard 10 metre buffer distance around each house would destroy one of the very qualities that makes the area so special and attractive. It is a situation where possibly other strategies may be necessary, such as a vigilant observance of the need for individual property fire plans and clean ups during the pre-fire season. These are matters that the Council should develop in conjunction with residents and the CFA.

With respect to planning controls, the Panel believes that a special Design and Development Overlay should be prepared that responds to the local policy and is designed to be applied in conjunction with it. An Environmental Significance Overlay will probably also be required because the Design and Development

Overlay does not require a permit to remove, destroy or lop any vegetation. However, the provisions of the Environmental Significance Overlay would need to take account of the balance between fire protection measures and character referred to above, with respect to vegetation removal. An Environmental Significance Overlay would also be able to deal with issues relating to soils, topography and proximity to watercourses.

With respect to zoning, the Panel believes that Barry's Reef should be included in a Township Zone rather than a Rural Zone. The subdivision pattern, topography and general land use do not reflect the purpose of the Rural zone "to provide for the sustainable use of land for Extensive animal husbandry (including dairying and grazing) and crop raising (including Horticulture and Timber production)." Nor does the Panel consider that all pieces of land included in the Rural Living Zone at Simmons Reef and Blackwood fall within the primary purpose of the Rural Living Zone, which is "To provide for residential use in a rural environment". These are not locations where additional residential development should be encouraged, particularly if it requires additional subdivision. Instead, the Panel believes that the land included in the Rural Living Zones at Simmons Reef and Blackwood, together with the isolated parcels of land included in a Rural Zone around the main township area of Barry's Reef, should all be included in an Environmental Rural Zone for the same reasons as discussed in Section 3.4.2 in connection with other isolated parcels of land surrounded by State Forest.

In developing a policy for these gold mining towns, the Panel considers the Council must work in close conjunction with residents and water authorities. The implications and likelihood of servicing should be considered. Clearly, reticulated sewerage is one means of overcoming effluent disposal problems, but it carries other implications which the Panel has referred to above relating to visual and environmental disturbance, and increased pressure for development. It may be that these disbenefits, together with the cost both to community and individual landowners, may outweigh the benefits. This is an issue that should be considered in an overall planning context. It is not something that should be considered solely as a servicing or infrastructure issue, which is the responsibility of the water authority. In any event, the potential timing of providing reticulated sewerage may mean that alternatives which need to be implemented in the short to medium term, may turn out to be appropriate for the longer term also.

4.13.3 Panel Recommendations

The Panel recommends that:

- Land included in a Rural Zone in the core of the township of Barry's Reef should be rezoned to Township Zone.
- Other isolated parcels of land surrounded by State Forest at Barry's Reef included in Rural Zone and land at Simmons Reef and

- Blackwood included in a Rural Living Zone should be rezoned to Environmental Rural Zone.
- A detailed local policy should be prepared to guide use and development in Blackwood, Barry's Reef and Simmons Reef taking into consideration the heritage, landscape, vegetation and environmental qualities and characteristics of these areas. A Design and Development Overlay and an Environmental Significance Overlay should be prepared that compliments local policy. This should replace the exhibited Design and Development Overlays 2 and 4, the Vegetation Protection Overlay 3 and the Environmental Significance Overlay 2.

Are you walking enough for your health ?



- CAN YOU SPARE A LITTLE TIME IN YOUR DAY ?
- DO YOU ENJOY WALKING AND TALKING ?
- ARE YOU 45 YEARS AND OVER ?

URGENTLY REQUIRED

WALKERS



FOR FURTHER INFORMATION OR TO REGISTER YOUR INTEREST PLEASE CONTACT :


YOUR LOCAL WALK AND TALK ACTIVATOR :

Julie Waight 5368 6706

WALK WITH A FRIEND EVERYDAY !

Neighbourhood Walk and Talk Program




DANCE
OLD TIME
NEW VOGUE
 BLACKWOOD HALL 7.30PM
 FRIDAY 30TH JULY

53 336790

Energy and Water Ombudsman,
Hannah Cumming, Conciliator.
GPO Box 469,
Melbourne, V. 3001.
Ref. W/2006/125.

Dear Hannah,

In continuance to your letter dated 2-3-06, I am pleased to report the following:

In 1995, CHW assumed management of the Blackwood Water. After repairing the leaking holding tank with a bentonite blanket, CHW was confronted with problems of turbidity, the cost expensive installations and the need to increase storage capacity which had been based upon a population of 100 residents.

In 2003 CHW set up a small Reference Group which has never communicated back to the local community. Public inspection of the new facilities was held late in 2005 but no public discussion about CHW's plan to increase storage to 33MLs. with an additional 10 ML. storage tank was held.

- *3 - Being fully cognisant of spring locations and failures within the catchment, I am convinced that the minimum storage capacity should aim at 50 MLs.
- *4 - Although an advocate of 'sewerage for the townships of Blackwood, Barry's Reef and Simmons Reef', the catchment is insufficient to service the number of freeholds that sewerage would reactivate - at least 200 blocks.
- *5 - "140 ML from the Kyneton Gully Creek". wrong - Kyneton Gully and Long Gully Creeks".
- *10 - **Consultation:** Blackwood Progress Association is seeking a public meeting for the end of April.
- *11 -As an active member of the local community, I am completely cognisant of CHW communications.
- *12 -Because CHW is not prepared to consult with local geologist, Dr. Julian Hollis who has unique local knowledge of rainfall statistics, aquifers and Mining Due Diligence, quite probably our Landcare Group will have to organise a Water Forum to explain the true facts about our Water Supply.

Yours truly,

Pat. Liffman,

6-3-06.

10
Energy and Water Ombudsman,
Hannah Cumming, Conciliator.
GPO Box 469,
Melbourne, V. 3001.
Ref. W/2006/125.

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Yours truly,

Pat. Liffman, ;

. 6-3-06.

The Minister for Planning,
The Hon. Justin Madden
per kind favour,
the Member for Melton, Don Nardella MP.
3 Alexandra Street,
Melton, V. 3337,

Dear Minister,

Application by Moorabool Council to the Minister of Planning, the Hon. Justin Madden, for a grant of \$40,000 "to clear up rules how we can use Clear Water 90 with the Water Authorities, to the mutual agreement and satisfaction amongst communities around the town". Support for Application.

December 5, 2005, when former Premier of Victoria, Steve Bracks announced sewerage for the townships of Blackwood, Barry's Reef and Simmons Reef, he itemised opportunities for innovation.(see pages 1 & 2). Local concerns have arisen that as we are living in one of the most fire prone areas in the world, (para 3, page 4), a sewerage system based upon on-site moisture retention provides the solution for this area, (see Blackwood Perspectives). The EPA having set a one acre minimum for Clear Water 90 systems, smaller properties would need to cluster. Currently, on behalf of Melbourne Water, Landcare is making regular tests on the drought stressed, heritage Lerderderg River, but in winter when the river is in full flow, e-coli testing should accurately identify pollutant areas.

In 1953 our family began as ratepayers with Ballan and now, Moorabool Shire. Instead of regularly deploring rate depreciation caused by the Lerderderg State Park and 30.000 ha. of the Wombat State Forest, today's educated, visionary executives and councillors are promoting our environmental assets for the benefit of the wider community. Applications for environmental overlays, wildfire overlays have been lodged. There is tangible support for smaller communities such as Blackwood. For example, the executive committee of the Great Dividing Trail Association which convenes with representatives of DSE, Parks Vic. and members of the local community on a bi-monthly basis, will now be joined by Moorabool's environmental and tourism officers. Moorabool's 1999 New Format Planning Scheme highlights the disbenefits of sewerage, para 3, page 5). Clear Water 90 systems offer sewerage solutions which a sensitive area such as Blackwood, urgently requires.

Your endorsement of Moorabool Shire's \$40,000 application would ensure far reaching benefits for this historic mining community.

Yours truly,

Pat. Liffman, Secretary,
Blackwood/Barry's Reef Landcare Group, VFF/FTLA A 0011936 S

The Energy and Water Ombudsman,
GPO Box 469,
Melbourne, V. 3001.
Ref. No. W/2006/1238.
Fiona McCloud.

Dear Miss McCloud,

Sewerage for the Townships of Blackwood, Barry's Reef and Simmons Reef via Central Highlands Water.

Monday 5 December, 2005, when former Premier, Steve Bracks announced Sewerage for the townships of Blackwood, Barry's Reef & Simmons Reef, not only did he say that "this is the time when the people of Blackwood will decide what they want", he also said "Using recycled water is consistent with the Our Water, Our Future strategy of water conservation, re-use and adding to existing supplies" and "Innovative sewerage services can also provide other benefits, such as creating wetlands for treating wastewater and making recycled water available for local use".

Apart from discussions with a 'reference committee' consisting of three members of one family and John Davies, one meeting under duress in 2006, another meeting, 1-2-07 with four sessions and a few meetings with individual ratepayers, here has been no overall consultation with the Blackwood community in respect to other waste-water or recycling systems.

In my opinion, CHW has adopted a dictatorial stance and in so doing, the local community has been denied the democratic right of participation.

My question: Within the Ombudsman's ambit of flexibility, should there have been more consultation with the Blackwood community in respect to alternative sewerage systems and if so, can the Ombudsman direct CHW to improve its communication attitude?

Yours truly,

Pat. Liffman,

1. 10-8-07.



Central Highlands Region Water Authority
ABN/GST: 75 224 340 348

Your Ref: WG:10610
Our Ref:
Contact: Wes Gaylor
Direct Dial: (03) 5320 3244
Doc. Code: Liffman aquisition process-2.doc



**CENTRAL
HIGHLANDS
WATER**

7 Learmonth Road
Wendouree Victoria 3355
PO Box 152 Ballarat
Victoria 3353 Australia
Telephone (03) 5320 3100
Facsimile (03) 5320 3299
DX 35024 Ballarat AUSDOC

31st July, 2007

Ms. Patricia Liffman

Dear Ms Liffman,

Acquisition of Lot 1, Section 11A, Township of Barry's Reef,
Parish of Blackwood.

I refer to the progress of the above acquisition and advise that our request to Council to reconsider our application to amend the planning scheme was considered by Council at its Ordinary Meeting on 16th May, 2007.

We were formally notified on 2nd July, 2007, that our application to exhibit the planning scheme amendment was not supported by Council.

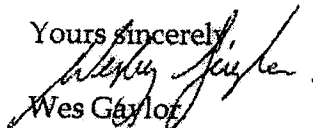
As previously advised, in accordance with Section 5 of the Land Acquisition & Compensation Act 1986, Central Highlands Water (CHW) must not commence to acquire any interest in land unless the land has been first reserved by or under a planning instrument for a public purpose.

As our application has been considered by Council at three Council meetings without success, we have no other option but to engage the assistance of the Department of Sustainability (DSE) to implement the required overlay.

We apologise for the delay which has been largely outside our control however all efforts are being made to progress this matter.

If you have any further queries, please do not hesitate to contact me on (03) 53203244.

Yours sincerely,


Wes Gaylor

Project Manager Capital Projects.

Pat

From: <PToohey@moorabool.vic.gov.au>
To: <>
Sent: Friday, 10 August 2007 6:59 PM
Subject: Fw: Proposed Planning Scheme Amendment C36- Overview of acquisition matters

----- Forwarded by Pat Toohey/Moorabool Shire Council/au on 10/08/2007 06:57 PM -----

Lisa.Driscoll@ghd.com.au

To ptoohey@moorabool.vic.gov.au

28/03/2007 02:10 PM

cc wgaylor@chw.net.au

Subject Proposed Planning Scheme Amendment C36- Overview of acquisition matters

Dear Councillor,

As discussed, CHW is bound by the Water Act 1989, the Land Acquisition and Compensation Act 1986 and the State Government's *Policy and Instruction for the purchase, compulsory acquisition and sale of land when purchasing land*. This policy document states that the "agency may only purchase land where permitted by legislation and in accordance with the principles and procedures of the *Land Acquisition and Compensation Act 1986*".

I understand that the Land Acquisition and Compensation Act requires an authority acquire land by a compulsory process or via negotiation. Please note, an authority is not able to approach a landowner and enter into negotiations for the purchase of their property unless the property is already on the market, or Governor in Council or Ministerial approval obtained.

In addition, an authority is not able to acquire an interest in a property unless it has first been reserved under a planning instrument (ie. a Public Acquisition Overlay- PAO).

Once the PAO is in place, the authority is able to either purchase the property compulsorily, or by negotiation. In both instances, the landowner will receive a Notice of Intention to Acquire from the authority. The only difference being that an offer of compensation can be accepted by the landowner prior to the authority having to serve a Notice of Acquisition and compulsorily acquire the property. Regardless of whether the property is compulsorily acquired or purchased by negotiation, the State Government's *Policy and Instruction for the purchase, compulsory acquisition and sale of land* only allows the Authority to purchase the property for an amount not greater than that determined by the Valuer General.

I confirm that the Land Acquisition and Compensation Act allows for a landowner to engage a valuer and/ or Solicitor to assist them through the acquisition process. The acquiring authority is responsible for the payment of the reasonable legal and valuation fees on behalf of the landowner. In addition when the property is acquired compulsorily, the Act allows for compensation to be paid for a range of other matters that aren't allowed for when purchasing by negotiation.

In summary CHW is unable to purchase the property from Ms Liffman until the POA has been placed over the land, unless Ms Liffman publicly advertises the land for sale. And even in that event CHW can still only purchase the property for an amount not greater than that determined by the Valuer General.

I trust the above is of assistance and look forward to Council's support of the amendment.

10/08/2007

The Energy and Water Ombudsman,
GPO Box 469,
Melbourne, V. 3001.
Ref. No. W/2006/1238.
Fiona McCloud.

Dear Miss McCloud,

Purchase of Lot 1, Sect. 11A, Township of Bayup, Barry's Reef by CHW.

Until recently, CHW has consistently reiterated that prior to purchasing Lot 1, Sect. 11A, Township of Bayup, Barry's Reef from myself, there has to be a Public Acquisition Order over the property.

However, in a communication dated 28-3-07 to Councillor Pat. Toohey and Wes Gaylor, GHD clearly states "CHW is unable to purchase the property from Ms. Liffman until the POA has been placed over the land, unless Ms. Liffman publicly advertised the property for sale".

By Wednesday, August 16 the property will be correctly advertised for sale . Because the rates amount to approximately \$1,000 per annum, I am anxious for a quick finalisation. (See letter to Wes Gaylor, CHW - 12-8-06).

Yours truly,

Pat. Liffman,
cc. The Member for Melton, Don Nardeña MP.

. 12-8-07.