

Questions taken on notice and further information agreed to be supplied at the hearings.

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| Committee:          | Public Accounts and Estimates Committee |
| Inquiry:            | 2026-27 Budget Estimates                |
| Hearing date:       | 22 May 2026                             |
| Witness:            | Sonya Kilkenny MP                       |
| Committee Member:   | Aiv Puglielli                           |
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**Question:**

**Aiv PUGLIELLI:** Okay. Can I ask in terms of enforcement, what enforcement measures are in place to ensure that the public benefit contribution required by developers as part of the condition of the DFP approval is actually delivered.

**Colleen PETERSON:** We will obviously do that on a case-by-case basis should the issue arise, but the planning scheme and the enforcement provisions would allow for prosecution of developers that did not comply with their requirements. But there are no instances of that to date.

**Aiv PUGLIELLI:** Okay. Are those types of penalties listed somewhere that we can review?

**Colleen PETERSON:** Yes, they will be contained within the planning scheme. Again, we can get back to you with that.

**Answer:**

Section 126 of the *Planning and Environment Act 1987* (the Act) specifies that any person who uses or develops land in contravention of or fails to comply with a planning scheme, or a permit, or an agreement under section 173 is guilty of an offence.

Information on penalties in relation to offences under the Planning and Environment Act is publicly available here: <https://www.planning.vic.gov.au/guides-and-resources/legislation-regulation-and-fees/penalties>



**Sonya Kilkenny MP**

Minister for Planning