



Minutes of Meeting

Meeting No. 149

Date	Thursday, 24 August 2023
Venue	Inparri Kuu Seminar Room, Level 9, 83 Pirie Street and Microsoft Teams
Members	Craig Holden (Chair), Stephanie Johnston, Stuart Moseley, David O'Loughlin, John Stimson, Lisa Teburea and Sally Smith (Ex Officio)
Apologies	Nil
DTI Staff	Kate Southcott, Troy Fountain, Damon Huntley, Jason Bailey, Nadia Gencarelli, Andrew Mitchell, Daniel Clapp, Brett Steiner, Jessica Porter, Nick Kretschmer, Jane Trotter, Tyler Johns, Chelsea Lucas, Steven Murphy, Jo-Anne Ragless, Chris Rudd
External	Deputation 1 – Craig Rowe, C L Rowe and Associates Pty Ltd Workshop 1 – Dr Stephen Glackin, Senior Fellow, Centre for Urban Transitions, Swinburne University of Technology

1 GENERAL BUSINESS

1.1 Acknowledgement of Country

The Chair acknowledged the traditional custodians of the land on which the Commission meets, and paid respect to Elders past, present and emerging.

1.2 Welcome and Apologies

The Chair welcomed all in attendance to the meeting.

1.3 Declaration of Conflict of Interest / Gifts and Benefits

David O'Loughlin declared a conflict of interest in relation to **Item 4.2 Proposal to Initiate the Festival Plaza Code Amendment** due to business interests and will leave the meeting when this matter is considered.

Stephanie Johnston declared a conflict of interest in relation to **Item 4.2 Proposal to Initiate the Festival Plaza Code Amendment** due to business interests and will leave the meeting when this matter is considered.

Lisa Teburea declared a conflict of interest in relation to **Item 5.2 Draft Kangaroo Island Regional Plan** due to business interests and will leave the meeting when this item is considered.

1.4 SPC Actions Register

The Commission noted the status of the Action Items.

1.5 Chair's Report

The Commission resolved to:

- 1) Approve the designation of this item as Not Confidential (Release Immediately).
- 2) Note the Chair's report as read.

1.6 Member Updates

The Commission noted the Member updates.

1.7 SPC Confidential Minutes for Adoption – 10 August 2023

The Commission formally adopted the SPC Confidential Minutes of the 10 August 2023 meeting.

1.8 SCAP Confidential Minutes and Minutes for Noting – 9 August 2023

The Commission noted the SCAP Confidential Minutes and Minutes of the 9 August 2023 meeting.

1.9 Code Amendments Initiation Advice

The Commission noted the Code Amendments Initiation Advice.

1.10 Register of SCAP Appeals

The Commission noted the Register of SCAP Appeals.

1.11 Register of Complaints

The Commission noted the Register of Complaints.

2 CORRESPONDENCE

2.1 Letter from the Minister for Planning to President, Local Government Association

The Commission noted the correspondence.

3 ADDITIONAL RESOURCES

Nil

4 MATTERS FOR ADVICE TO MINISTER

4.1 Proposal to Initiate the King William Road North Code Amendment

This item was considered in confidence and is included in the Commission's confidential minutes of the 24 August meeting.

4.2 Proposal to Initiate the Festival Plaza Code Amendment

David O'Loughlin and Stephanie Johnston left the meeting.

Jason Bailey, Andrew Mitchell, and Daniel Clapp addressed the Commission.

The Commission resolved to:

- 1) Approve the designation of this item as Not Confidential (Release Delayed). To be released following the final decision by the Minister for Planning (the Minister) on initiation of the Code Amendment – anticipated September 2023.
- 2) Note that the strategic justification for the Code Amendment arises from the existing Code Policy being longstanding with elements of ambiguity and therefore warranting review to ensure it provides contemporary guidance regarding future development of the Festival Plaza precinct.
- 3) Advise the Minister for Planning (the Minister) that it:
 - 3.1 Recommends the approval of the initiation of the Festival Code Amendment under section 73(2)(b)(i) of the *Planning, Development and Infrastructure Act 2016* (the Act) with no conditions specified.
 - 3.2 Recommends that the Chief Executive of the Department for Trade and Investment be the Designated Entity responsible for undertaking the Code Amendment process.
- 4) Specify that the Designated Entity consults with the following nominated individuals and entities, under section 73(6)(e) of the Act:
 - a. Renewal SA
 - b. Festival Plaza Committee
 - c. Department for Environment and Water, Heritage SA
 - d. Department for Infrastructure and Transport
 - e. Office for Design and Architecture SA
 - f. Adelaide Park Lands Authority
 - g. Adelaide Park Lands Preservation Association
 - h. Kaurna Yerta Aboriginal Corporation
 - i. Adelaide Airport Limited
 - j. State Members of Parliament for the electorates in which the proposed Code Amendment applies.
- 5) Recommend that the Minister approve the initiation of the Code Amendment by signing the Proposal to Initiate (**Attachment 1**) and approval letters with conditions (**Attachment 2 and 3**);
- 6) Approve the advice to the Minister as provided (**Attachment 4**); and
- 7) Authorise the Chair to finalise any minor amendments to the advice and attachments.

David O'Loughlin and Stephanie Johnston rejoined the meeting.

5 MATTERS FOR DECISION

5.1 SCAP Decision Review Request

Deputation 1: Craig Rowe addressed the Commission.

The Chair of the Commission thanked Mr Rowe for his deputation, and Mr Rowe left the meeting.

Troy Fountain and Damon Huntley addressed the Commission.

The Commission resolved to:

- 1) Approve the designation of this item as Not Confidential (Release Immediately).
- 2) Note the Decision Review Request from Mr Graham Mulvihill, care of Mr Craig Rowe of C L Rowe and Associates (the Applicant) to the Commission (**Appendix A**).
- 3) Note Development Application DA 23005920 documentation by the Applicant for Restricted Development – Land Division comprising the division of one (1) allotment into three (3) allotments, intended to be used for rural living purposes at 4619 Victor Harbor Road, Hindmarsh Valley (**Appendix B**).
- 4) Note the Assessment Report and Minutes from the SCAP meeting held on 10 May 2023 (**Appendix C**).
- 5) Affirm the decision of the SCAP to refuse to proceed to assess DA 23005920 under section 110 of the Planning, Development and Infrastructure Act 2016 (the Act).
- 6) Authorise the Chair of the Commission to sign the letter to the Applicant advising of the Commission’s decision not to proceed to assess DA 23005920 (**Attachment 1**).
- 7) Authorise the Chair of the Commission to sign the letter addressed to the Presiding Member of the SCAP, advising of the Commission’s decision to not proceed to assess DA 23005920 (**Attachment 2**).
- 8) Authorise the Chair to make any minor amendments to the letters as required.

5.2 Draft Kangaroo Island Regional Plan

Lisa Teburea left the meeting.

This item was considered in confidence and is included in the Commission’s confidential minutes of the 24 August meeting.

Lisa Teburea rejoined the meeting.

5.3 Community Engagement Charter Review

This item was considered in confidence and is included in the Commission’s confidential minutes of the 24 August meeting.

5.4 2022-23 SPC Annual Report

This item was considered in confidence and is included in the Commission’s confidential minutes of the 24 August meeting.

5.5 Greater Adelaide Regional Plan Engagement

This item was considered in confidence and is included in the Commission's confidential minutes of the 24 August meeting.

5.6 Heritage Sub-Committee Membership Update

The Commission resolved to:

- 1) Approve the designation of this item as Not Confidential (Release Immediately).
- 2) Note that Ms Elinor Walker's term as a Member of the Commission expired on 3 July 2023, and that she was appointed as Deputy Chair of the Heritage Sub-Committee (the Committee) in her capacity as a Member of the Commission.
- 3) Note that Ms Elinor Walker's term as Deputy Chair (and/or a member) of the Committee therefore expired on 3 July 2023.
- 4) Agree to appoint Mr David O'Loughlin, Member of the Commission, as Deputy Chair of the Committee, effective from 4 July 2023.
- 5) Approve and authorise the Chair of the Commission to sign the attached letter of appointment to Mr David O'Loughlin (Attachment 1), and to make any minor amendments as required.
- 6) Authorise the Chair of the Commission to write to the Minister for Planning (the Minister) advising him of the newly appointed Deputy Chair of the Committee.
- 7) Authorise Planning and Land Use Services (PLUS) to update the Committee's membership on the Commission's website and to notify Committee Members of the newly appointed Deputy Chair.

6 MATTERS FOR NOTING

6.1 Population Projections for South Australia and Regions, 2021 – 51

Chris Rudd and Jo-Anne Ragless addressed the Commission.

The Commission resolved to:

1. Approve the designation of this item as Not Confidential (Release Immediately).
2. Note the Population Projections for South Australia and regions, 2021 to 2051 (**Attachments 1 and 2**), have been completed and released on the PlanSA Portal.

7 OTHER BUSINESS

7.1 Workshop 1: *Greening the Greyfields*

Dr Stephen Glackin addressed the Commission.

The Commission noted the Workshop on *Greening the Greyfields*.

8 MEETING FINALISATION

8.1 Next Meeting

Thursday, 7 September 2023.

8.2 Confirmation of Minutes and Confidential Minutes

The Commission resolved that the Confidential Minutes of the meeting held today, 24 August 2023, be confirmed as a true and accurate record.

8.3 Meeting Close

The Chair thanked all in attendance and declared the meeting closed at 4.51pm.

Confirmed 24/08/2023

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke that curves upwards at the end.

Craig Holden

Chair