



Minutes of Meeting

Meeting No. 121

Date	Thursday, 23 June 2022 at 9.30am
Venue	Kardi Munaintya Meeting Room or by Microsoft Teams
Members	Craig Holden (Chair), Stuart Moseley, Noelle Hurley, Steven Griffiths, Sally Smith (Ex Officio)
Apologies	Elinor Walker
PLUS Staff	Britt Anderson, Jason Bailey, Belinda Monier, Monika Matej, Daniel Clapp, Zoe Lyons, Grant Croft, Chelsea Lucas, Chris Powell, Stuart Dowie, Ameya Sawant
External	Cultural Awareness Training by Kuma Kaaru: Anthony

1 GENERAL BUSINESS

1.1 Acknowledgement of Country

The Chair acknowledged the traditional custodians of the land on which the State Planning Commission (the Commission) meets, and paid respects 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

Nil.

1.4 Action 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 – 9 June 2022

The Commission formally adopted the SPC Confidential Minutes of the 9 June 2022 meeting.

1.8 SCAP Confidential Minutes and Minutes for Noting – 8 June 2022

The Commission notes the SCAP Confidential Minutes and Minutes for Noting of the 8 June 2022 meeting.

1.9 Code Amendments Initiation Advice

The Commission noted the Code Amendments Initiation Advice.

2 CORRESPONDENCE

2.1 Letter to the Minister for Planning, dated 17 June 2022 (City of Unley)

The Commission noted the correspondence.

3 ADDITIONAL RESOURCES

3.1 PIA State Conference – PLUS Presentation – 17 June 2022

The Commission noted the additional resources.

4 MATTERS FOR ADVICE TO MINISTER

4.1 Proposal to Initiate the 107 Port Road, Thebarton (Thebarton Brewery Precinct) Code Amendment

Jason Bailey and Belinda Monier addressed the Commission.

It is recommended that the State Planning Commission (the Commission) resolves to:

1. Approve the designation of this item as Not Confidential (Release Delayed), with the meeting papers for the item to be released following final decision by the Minister for Planning (the Minister) on initiation of the Code Amendment. Anticipated by July 2022.
2. Advise the Minister that it:
 - 2.1 Recommends the approval of the 107 Port Road, Thebarton (Thebarton Brewery Precinct) Code Amendment under section 73(2)(b)(vii) of the *Planning, Development and Infrastructure Act 2016* (the Act), subject to the following conditions applied under section 73(5)(b) of the Act:
 - a) The scope of the proposed Code Amendment does not include the creation of new planning rules, and is limited to the spatial application of zones, subzones, overlays or technical and numerical variations provided for under the published Planning and Design Code (the Code) (on the date the Amendment is released for consultation).
 - b) The Code Amendment is prepared by a person with qualifications and experience that is equivalent to an Accredited Professional—Planning Level 1 under the Act.
 - 2.2 Recommends that the Lion-Beer, Spirits & Wine Pty Ltd be the Designated Entity responsible for undertaking the Code Amendment process.
3. Specify that the Designated Entity consults with the following nominated individuals and entities, under section 73(6)(e) of the Act:
 - City of Charles Sturt
 - City of Adelaide
 - Department for Infrastructure and Transport

- Environment Protection Authority
 - SA Housing Authority
 - Department for Environment and Water
 - Renewal SA
 - Kurna Yerta Aboriginal Corporation
 - Adelaide Airport Limited
 - Utility providers, including SA Power Networks, ElectraNet, APA Group, SA Water, Epic Energy, NBN, and other telecommunications providers
 - State Members of Parliament for the electorates in which the proposed Code Amendment applies.
4. Specify the following further investigation requirements pursuant to section 73(6)(f) of the Act in addition to those outlined in the Proposal to Initiate:
- An examination of the extent of land on the southern bank of the River Torrens / Karrawirra Parri that should be contributed to public space to realise a highly useable and high amenity recreational linear corridor on the southern bank (noting that no land currently zoned for open space should be zoned for urban development).
 - Consideration of policy (including, potentially, use of a concept plan) that will realise built form massing (of no less than four building levels above natural ground level) along the Port Road frontage of the area affected and avoid at grade car parking (or similar) along this frontage.
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**).
6. Approve and authorise the Chair of the Commission to sign the advice to the Minister as provided in **Attachment 3**.
7. Authorise the Chair to finalise any minor amendments to the advice and attachments as required.

4.2 Proposal to Initiate the Goolwa Wharf Code Amendment

Jason Bailey and Monika Matej addressed the Commission.

It is recommended that the State Planning Commission (the Commission) resolves to:

1. Approve the designation of this item as Not Confidential (Release Delayed), with the meeting papers for this item to be released following final decision by the Minister for Planning (the Minister) on initiation of the Code Amendment. Anticipated by October 2022.
2. Advise the Minister that it:
 - 2.1 Recommends the approval of the Goolwa Wharf Code Amendment under section 73(2)(iv) of the *Planning, Development and Infrastructure Act 2016* (the Act), subject to the following conditions applied under section 73(5)(b) of the Act:
 - a) With the exception of the creation of a new subzone, the scope of the proposed Code Amendment does not include the creation of new planning rules, and is limited to the spatial application of zones, subzones, overlays, or technical and numerical variations provided for under the published Planning and Design Code (on the date the Amendment is released for consultation).
 - b) The subzone will be drafted by the Code Drafting Team within Planning and Land Uses Services (PLUS) in discussion with the Designated Entity.

- c) The Designated Entity must seek approval from the State Planning Commission prior to the commencement of public consultation on the draft Code Amendment.
 - d) The Code Amendment is prepared by a person with qualifications and experience that is equivalent to an Accredited Professional—Planning Level 1 under the Act.
 - 2.2 Recommends that the Alexandrina Council be the Designated Entity responsible for undertaking the Code Amendment process.
3. Specify that the Designated Entity consults with the following nominated individuals and entities, under section 73(6)(e) of the Act:
 - Ngarrindjeri people
 - Department for Infrastructure and Transport
 - Department for Environment and Water, State Heritage
 - Coast Protection Board
 - South Australian Tourism Commission
 - Utility providers, including SA Power Networks, ElectraNet, APA Group, SA Water, Epic Energy, NBN, and other telecommunications providers
 - State Members of Parliament for the electorates in which the proposed Code Amendment applies.
4. Specify the following further investigations or information requirements under section 73(6)(f) of the Act in addition to those outlined in the Proposal to Initiate:
 - Explore the possible application of the Tourism Development Zone as an alternative to the existing Infrastructure (Ferry and Marina Facilities) Zone.
5. Recommend that the Minister approve the initiation of the Code Amendment by signing the Proposal to Initiate (**Attachment 1**) and approval letter with conditions (**Attachment 2**).
6. Approve and authorise the Chair of the Commission to sign the advice to the Minister as provided in **Attachment 3**.
7. Authorise the Chair to finalise any minor amendments to the advice and attachments as required.

5 MATTERS FOR DECISION

5.1 Miscellaneous Technical Enhancement Code Amendment – Engagement & Communications Plan

This item was considered in confidence and the resolutions are included in the SPC Confidential Minutes of 23 June 2022.

5.2 System Indicators Scheme – Minor amendment for approval

This item was considered in confidence and the resolutions are included in the SPC Confidential Minutes of 23 June 2022.

5.3 Annual Governance Audit

Chelsea Lucas addressed the State Planning Commission.

The State Planning Commission resolved to:

1. Approve the designation of this item as follows:
 - Agenda Report – Not Confidential (Release Immediately)

- **Attachment 1** – Confidential (Draft Advice or Documents)
 - **Attachments 2 to 6** (inclusive) – Not Confidential (Release Immediately)
 - **Attachments 7 to 10** (inclusive) – Confidential (Draft Advice or Documents).
2. Note the Internal Audit Report (Governance) and Register of Governance Documents, Policies and Procedures at **Attachment 1**.
 3. Approve amendments to various documents, policies and procedures as noted in the Internal Audit Report (Governance), and as shown in mark-up in the following documents:
 - a. Responsibilities and Functions of the State Planning Commission (**Attachment 2**)
 - b. Gifts and Benefits Policy (**Attachment 3**)
 - c. Complaints Handling Procedure for Assessment Panels (**Attachment 4**)
 - d. SCAP Practice & Operating Directions (**Attachment 5**)
 - e. SPC Chair Position Description (**Attachment 6**)
 - f. SPC Member Position Description (**Attachment 7**)
 - g. Ex Officio Member Position Description (**Attachment 8**)
 - h. Skills and Diversity Policy (**Attachment 9**)
 - i. Member Induction Policy (**Attachment 10**).
 4. Approve publication of updated **Attachments 2 to 5** (inclusive) on the Commission's website.
 5. Authorise the Chair of the Commission to sign the updated State Commission Assessment Panel (SCAP) Practice & Operating Directions (**Attachment 5**).
 6. Authorise the Chair to make any minor or editorial changes to the attachments as required to finalise.
 7. Authorise the Chair and the Ex Officio to commence the renegotiation of the Commission's Service Level Agreement (SLA) with the Chief Executive of the Department for Trade and Investment (the Department), following Machinery of Government (MoG) changes in July 2022, and provide a further report to the Commission in due course.
 8. Note the Department will undertake a further governance and legislative compliance audit on an annual basis in the second quarter of each year.
 9. Authorise the Chair to approve any recommendations arising from future governance audits, with the exception of matters which the Chair considers significant, or which impact obligations or responsibilities of Members (which matters should be provided to the Commission for approval).

6 MATTERS FOR NOTING

6.1 Building Policy Matters Update

This item was considered in confidence and the resolutions are included in the SPC Confidential Minutes of 23 June 2022.

6.2 Private Bushfire Shelters Project Update

This item was considered in confidence and the resolutions are included in the SPC Confidential Minutes of 23 June 2022.

6.3 PlanSA Update – April & May 2022

This item was considered in confidence and the resolutions are included in the SPC Confidential Minutes of 23 June 2022.

7 ANY OTHER BUSINESS

8 MEETING FINALISATION

8.1 Next Meeting

Thursday, 7 July 2022.

8.2 Confirmation of Minutes and Confidential Minutes

The Commission resolved that the Confidential Minutes of the meeting held today (23 June 2022) be confirmed as a true and accurate record.

8.3 Meeting close

The Chair thanked all in attendance and declared the meeting closed at 2.41pm.

Confirmed 23 June 2022

A handwritten signature in grey ink, appearing to read 'Craig Holden', with a long horizontal flourish extending to the right.

Craig Holden
Chair