



COUNCIL ASSESSMENT PANEL

Minutes

for the meeting
Monday, 23 October 2023
at 5.30 pm
in the Colonel Light Room, Adelaide Town Hall



Minutes of the Meeting of the Council Assessment Panel

Held on Monday, 23 October 2023, at 5.30 pm,
Colonel Light Room, Adelaide Town Hall

Present - Presiding Member - Nathan Cunningham
Panel Members - Mark Adcock, Colleen Dunn, Emily
Nankivell and Councillor Keiran Snape
Deputy Panel Member -

Apology/ies - Presiding Member -
Panel Members -

Opening and Acknowledgment of Country

At the opening of the Panel Meeting, the Presiding Member stated:

‘The City of Adelaide Council Assessment Panel acknowledges that we are meeting on traditional Country of the Kaurna people of the Adelaide Plains and pays respect to Elders past and present. We recognise and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kaurna people living today.

And we also extend that respect to other Aboriginal Language Groups and other First Nations who are present today.’

1 Confirmation of Minutes

Decision

That the Minutes of the meeting of the City of Adelaide Council Assessment Panel held on 28 August 2023, be taken as read and be confirmed as an accurate record of proceedings.

2 Declaration of Conflict of interest

Nil

3 Applications assessed under PDI Act 2016 (SA) with Representations

Nil

4 Applications assessed under PDI Act 2016 (SA) without Representations

Nil

5 Appeal to CAP for Assessment Manager's Decision Review

Nil

6 Other Business

6.1 Amended Delegations

Decision

That the Council Assessment Panel:

1. Delegates powers of an Assessment Panel as Relevant Authority under the *Planning, Development and Infrastructure Act 2016* (SA) as follows:
 - 1.1 In exercise of the power contained in Section 100 of the *Planning, Development and Infrastructure Act 2016* (SA) the powers and functions under the *Planning, Development and Infrastructure Act 2016* (SA) and statutory instruments made thereunder contained in the proposed Instrument of Delegation (Attachment A to this report dated 23 October 2023 and entitled 'Instrument C' – Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel) are hereby delegated from 23 October 2023 to the City of Adelaide Assessment Manager, subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.
 - 1.2 Such powers and functions may be further delegated by the City of Adelaide Assessment Manager in accordance with Section 100(2)(c) of

the *Planning Development and Infrastructure Act 2016* (SA) as the City of Adelaide Assessment Manager sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

6.2 Other Business raised at Panel Meeting

The Panel noted and discussed a letter from the State Planning Commission (SPC) regarding the Ministerial Code of Conduct.

6.3 Next Meeting - 20 November 2023

7 Exclusion of the Public from attendance to Receive, Discuss or Consider Information/Matter on a Confidential Basis

ORDER TO EXCLUDE FOR ITEM 8.1

Decision

That the public be excluded from this part of the meeting of the City of Adelaide Council Assessment Panel dated 23 October 2023, (with the exception of members of Corporation staff who are hereby permitted to remain) to enable the Panel to receive, discuss or consider information relating to actual litigation, or litigation that the assessment panel believes on reasonable grounds will take place associated with Item 8.1 – 31 Mann Terrace, North Adelaide.

ORDER TO EXCLUDE FOR ITEM 8.2

Decision

That the public be excluded from this part of the meeting of the City of Adelaide Council Assessment Panel dated 23 October 2023, (with the exception of members of Corporation staff who are hereby permitted to remain) to enable the Panel to receive, discuss or consider information relating to actual litigation, or litigation that the assessment panel believes on reasonable grounds will take place associated with Item 8.2 – 76 South Terrace, Adelaide.

There were no members of the public present. Members of City of Adelaide staff not directly involved in Items 8.1 and 8.2 left the Colonel Light Room at 5.45 pm.

8 Matters for Consideration on a Confidential Basis

8.1 31 Mann Terrace, North Adelaide

8.2 76 South Terrace, Adelaide

Matters Considered in Confidence to remain Confidential

Item 8.1 – 31 Mann Terrace, North Adelaide, Development No: 22034409

Decision

The Council Assessment Panel resolves that:

1. Item 8.1 having been dealt with on a confidential basis (information relating to actual litigation, or litigation that the panel believes on reasonable grounds will take place) remain confidential until the matter has been finalised.
2. Item 8.1 be excluded from the Minutes [Regulation 14(4) *Planning, Development and Infrastructure (General) Regulations 2017 (SA)*]

Item 8.2 – 76 South Terrace, Adelaide, Development No: 22034970

Decision

The Council Assessment Panel resolves that:

1. Item 8.2 having been dealt with on a confidential basis (information relating to actual litigation, or litigation that the panel believes on reasonable grounds will take place) remain confidential until the matter has been finalised.
2. Item 8.2 be excluded from the Minutes [Regulation 14(4) *Planning, Development and Infrastructure (General) Regulations 2017 (SA)*]

Closure

The meeting closed at 6.07 pm

Nathan Cunningham
Presiding Member
City of Adelaide Council Assessment Panel