# Index

1. Welcome ........................................... Page 4  
2. Attendance ........................................ Page 4  
3. Confirmation of Minutes .......................... Page 4  
4. Business Arising .................................... Page 5  
5. Declaration of Interest by Members of the Panel  Page 5  
6. Reports – Applications for Decision .............. Page 5  
   6.1 960/704/2020 (30 Tanunda Road Nuriootpa)  Page 5  
7. Reports – Applications to Proceed/Not to Proceed to Assessment  Page 6  
8. Reports – Deferred Applications for Decision  Page 6  
   8.1 Updates on Deferred Applications for Decision  Page 6  
9. Reports – Panel Updates ............................ Page 6  
   9.1 SCAP Concurrence Matters ........................ Page 6  
   9.2 ERD Court Appeal Updates ........................ Page 6  
10. Reports – Other Business .......................... Page 7  
    10.1 Planning Reform Updates ........................ Page 7  
    10.2 Accredited Professionals Notification Policy and Accredited Professionals Notification Process  Page 7  
    10.3 Planning Development and Infrastructure Act delegations by the Barossa Assessment Panel  Page 7  
11. Reports – Confidential ............................ Page 9  
12. Reports – Next Meeting ............................ Page 9  
13. Closure of Meeting .................................. Page 9
1. WELCOME

The Presiding Member welcomed everyone, and opened the meeting at 5:02pm.

2. ATTENDANCE

2.1 Present

Panel Members
- Bruce Ballantyne: Presiding Member
- Rob Veitch: Member
- Grant Hewitt: Member
- Jane Evans: Member
- Richard Miller: Member

Council Staff
- Gary Mavrinac: Director, Development and Environmental Services
- Janine Lennon: Senior Assessment Officer, Planning
- Rugiyya Martin: Governance Advisor
- Chris Kruger: Minute Secretary

2.2 Apologies

Nil.

2.3 Absent

Nil.

3. CONFIRMATION OF MINUTES

Moved: G Hewitt  Seconded: R Miller
That the minutes of the Barossa Assessment Panel meeting held on 1 December 2020 be received and confirmed.

CARRIED

4. BUSINESS ARISING

Nil.
5. DECLARATION OF INTEREST BY MEMBERS OF THE PANEL

Nil.

6. REPORTS - APPLICATIONS FOR DECISION

6.1 960/704/2020 (30 Tanunda Road Nuriootpa)

Recommendation

The Barossa Assessment Panel, having considered the application for consent to carry out development of land and pursuant to the provisions of the Development Act 1993 resolves:

(a) Pursuant to Section 6(2) of the Character Preservation (Barossa Valley) Act 2012, the Barossa Assessment Panel has had regard to the objects of that Act and, in determining this application, seeks to further the objects of that Act.

(b) That the proposed development is not seriously at variance with The Barossa Council Development Plan.

(c) To GRANT Development Plan Consent for Application No. 960/704/2020 by Tarac Properties Pty Ltd to undertake Change of use of Tenancy from Office to Consulting Rooms (Non-Complying) at 30 Tanunda Road, NURIOOTPA (CT-6190/859) subject to the following conditions and advisory notes:

Council Conditions

(1) The development shall be undertaken in accordance with the endorsed and listed plans and documentation (as amended) accompanying Application No. 960/704/2020 except where varied by any condition(s) listed below:

- Statement of Effect, prepared by Stimson Consulting, dated 1 December 2020;
- Chateau GF4 tenancy plan, dated 10 November 2020

Reason: To ensure that the proposal is constructed in accordance with the plans stamped as approved by the Planning Authority.

Panel Decision

Moved: R Miller  
Seconded: R Veitch

That the recommendation be adopted.  
CARRIED
7. REPORTS – APPLICATIONS TO PROCEED/NOT TO PROCEED TO ASSESSMENT

Nil.

8. REPORTS – DEFERRED APPLICATIONS FOR DECISION

8.1 Updates on Deferred applications for decision

Recommendation

That the report be received.

Panel Decision

Moved: G Hewitt  
Seconded: R Miller

That the recommendation be adopted.

CARRIED

9. REPORTS – PANEL UPDATES

9.1 State Planning Commission Concurrence Matters

Recommendation

That the report be received.

Panel Decision

Moved: R Veitch  
Seconded: G Hewitt

That the recommendation be adopted.

CARRIED

9.2 Environment Resources and Development Court Appeal Updates

Recommendation

That the report be received.

Panel Decision

Moved: G Hewitt  
Seconded: R Miller

That the recommendation be adopted.

CARRIED
10. REPORTS - OTHER BUSINESS

10.1 Planning Reform Updates

G Mavrinac advised that the Minister has confirmed the ‘go live’ date of 19 March 2021 for Phase Three councils. Council is working towards business readiness by 19 February 2021, with work nearing completion on checklists and minor processes.

The Minister has advised that no further enhancements will be made to the system after the last week in February, to enable to smooth transition on 19 March 2021. Any further enhancements will be made post the ‘go live’ date.

Panel members are encouraged to partake in any accreditation training as it becomes available.

10.2 Accredited Professionals Notification Policy and Accredited Professionals Notification Process

Recommendation

That the Barossa Assessment Panel receive and endorse the Accredited Professionals Notification Policy and Accredited Professionals Notification Process.

Panel Decision

Moved: G Hewitt           Seconded: R Miller
That the recommendation be adopted.                    CARRIED

10.3 Planning Development and Infrastructure Act Delegations by the Barossa Assessment Panel

Recommendation 1

That the Barossa Assessment Panel:

(1) In exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016, the Barossa Assessment Panel hereby delegates to the person occupying or acting in the office of the Assessment Manager the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation, subject to the conditions and/or limitations, if any, specified in the proposed Instrument of Delegation.

(2) Such powers and functions may be further delegated by Assessment Manager in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Assessment Manager.
sees fit, unless otherwise indicated in the proposed Instrument of Delegation.

Panel Decision

Moved: G Hewitt Seconded: R Veitch
That the recommendation be adopted.

CARRIED

RECOMMENDATION 2
That the Barossa Assessment Panel:

(1) Act under Section 99(1)(b) of the Planning, Development and Infrastructure Act 2016 (the PDI Act) in relation to all development applications received by it that involve the performance of building work.

(2) Pursuant to Section 99(1)(c) of the Planning, Development and Infrastructure Act 2016, where the Panel has determined to act under Section 99(1)(b) of the Planning, Development and Infrastructure Act 2016, that the Barossa Assessment Panel refers the assessment of the development in respect of the Building Rules to The Barossa Council.

(3) That the Panel note that, prior to publication, the standing referral contained in Instrument C - Instrument of Delegation under the Planning, Development and Infrastructure Act 2016 – Powers of the Barossa Assessment Panel will be updated by officers in accordance with the Panel’s resolution.

Panel Decision

Moved: R Miller Seconded: G Hewitt
That the recommendation be adopted.

CARRIED

RECOMMENDATION 3
That the Barossa Assessment Panel receive and note the following proposed Instruments of Delegation under the Planning, Development and Infrastructure Act 2016, noting that the powers and functions contained in these instruments are subject to delegation by Council and the Assessment Manager, respectively:


Panel Decision

Moved: G Hewitt Seconded: R Miller
That the recommendation be adopted.

CARRIED
11. REPORTS – CONFIDENTIAL

Nil.

12. NEXT MEETING

Tuesday 2 March 2021 commencing at 5.00pm.

13. CLOSURE OF MEETING

The Presiding Member declared the meeting closed at 5:29pm.

Confirmed

Date: ............................................ Chairman: ..............................................