

**MINUTES OF CITY OF MOUNT GAMBIER  
COUNCIL ASSESSMENT PANEL  
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT  
GAMBIER  
ON THURSDAY, 18 MARCH 2021 AT 5.45 P.M.**

**PRESENT:** Presiding Member Ian Von Stanke, Mr Mark Teakle and Mr Peter Seebohm

**OFFICERS IN ATTENDANCE:** Acting Chief Executive Officer - Ms B Cernovskis  
Assessment Manager - Dr J Porter  
Building Officer - Mr P Gibbs

**1 ACKNOWLEDGEMENT OF COUNTRY**

**WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.**

**2 APOLOGY(IES)**

**COMMITTEE RESOLUTION**

Moved: Mark Teakle

Seconded: Peter Seebohm

That the apology from Cr Paul Jenner be received.

**CARRIED**

**3 CONFIRMATION OF MINUTES**

**COMMITTEE RESOLUTION**

Moved: Peter Seebohm

Seconded: Mark Teakle

That the minutes of the Council Assessment Panel meeting held on 18 February 2021 be confirmed as an accurate record of the proceedings of the meeting.

**CARRIED**

**4 QUESTIONS WITHOUT NOTICE**

Nil

**5 INVITEES**

Nil



## 6 REPORTS

### 6.1 DELEGATIONS - PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016

#### COMMITTEE RESOLUTION

The Council Assessment Panel moved:

1. That Council Assessment Panel Report No. AR21/12193 titled 'Delegations - Planning, Development and Infrastructure Act 2016' as presented on 18 March 2021 be noted.
2. Pursuant to Section 100 of the Planning, Development and Infrastructure Act 2016, the Council Assessment Panel delegates each function or power of the Council Assessment Panel as identified in Attachment 1 Council Assessment Panel Report No. AR21/7110 (marked as Instrument C) to the Chief Executive Officer and Assessment Manager subject to the following conditions and limitations:
  - (a) The delegations may be sub delegated by the Chief Executive Officer or Assessment Manager;
  - (b) Each delegation of a power or function granted under this instrument is independent of, and severable from, every other delegation granted under this instrument;
  - (c) If two or more (sub)delegates are nominated in respect of a power or function, then each nominated person is granted a (sub)delegation and may exercise the power or function independently of any other (sub)delegate;
  - (d) Delegates must exercise a delegate or power in accordance with applicable legislative and legal requirements; and due regard to relevant policies and guidelines adopted by the Council;
  - (e) If a delegation of a power or function under this instrument is determined to be invalid or unlawful, the invalid or unlawful delegation will be deemed to be severed from this instrument and remaining delegation will continue to operate according to their terms;
  - (f) These delegations will come into operation on Friday 19<sup>th</sup> March, 2021 and remain in force until varied or revoked by the Council Assessment Panel, or a Regional Assessment Panel has been established including the City of Mount Gambier.
  - (g) Previous delegations granted by the Council Assessment Panel are revoked with effect from Friday 19<sup>th</sup> March 2021.

**CARRIED**

### 6.2 VARIATION TO DA 381/0142/2020

#### COMMITTEE RESOLUTION

The Council Assessment Panel moved:

1. That Council Assessment Panel Report No. AR21/14035 titled 'Variation to DA 381/0142/2020' as presented on 18 March 2021 be noted.
2. Having had regard to the provisions of the Development Plan and all of the relevant documentation the development as proposed is not considered to be seriously at variance to the provisions of the Development Plan, is a minor variation and Development Plan Consent be granted subject to the following conditions and advice:



- (a) The development shall be carried out in accordance with the Plans as approved by Council, and maintained in a good condition thereafter.
3. The applicant and owner be advised of the following reasons for Councils conditions of approval:
- (a) The development is not seriously at variance with the provisions of the Council Development Plan.
- (b) To promote orderly and proper development.
- CARRIED**

**7 MOTIONS WITHOUT NOTICE**

Nil

**8 MEETING CLOSE**

**The Meeting closed at 5:50 pm.**

**The minutes of this meeting were confirmed at the Council Assessment Panel held on 15 April 2021.**

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**PRESIDING MEMBER**

