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**Government
of South Australia**

STATE PLANNING COMMISSION

2021-22 Annual Report

STATE PLANNING COMMISSION

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Date presented to Minister: 29 September 2022

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2021-22 ANNUAL REPORT for the STATE PLANNING COMMISSION

To:

Hon Nick Champion MP

Minister for Planning

This annual report will be presented to Parliament to meet the statutory reporting requirements of the *Planning, Development and Infrastructure Act 2016*, the *Planning, Development and Infrastructure (General) Regulations 2017* and the requirements of *Premier and Cabinet Circular: PC 013 – Annual Reporting Requirements*.

This report is verified to be accurate for the purposes of annual reporting to the Parliament of South Australia.

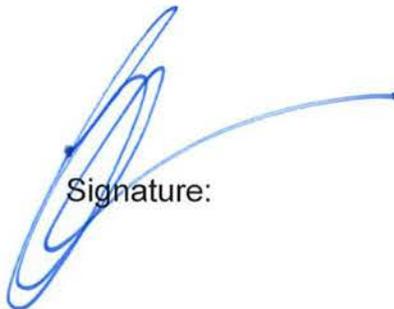
Submitted on behalf of the STATE PLANNING COMMISSION by:

Craig Holden

Chair

20/10/22

Date:

Signature: 

From the Chair of the State Planning Commission

The State Planning Commission is South Australia's principal body that provides advice and leadership on planning and development, and guides the decision-making of state government, local government as well as not-for-profit, community and business organisations with respect to planning, development and infrastructure provisions in South Australia. It continues to make recommendations on the administration of the *Planning, Development and Infrastructure Act 2016*.

With the implementation of the State's planning reform project complete, the Commission's focus during 2021-22 was on a range of other planning initiatives to support South Australia's future development as well as the monitoring and assessment of the new planning system.

Specifically, the State Planning Commission has achieved the following important milestones during the reporting period:

- Commenced preparation of the Regional Planning Program which is a key component of the new planning system and will provide a blueprint for the future development of each planning region across the State
- Ensured the continual improvement of the Planning and Design Code through the initiation of the Miscellaneous Technical Enhancement Code Amendment.
- Initiated two State-wide Code Amendments to strengthen the Planning and Design Code to provide further protections in the event of bushfire and flood, in response to the effects of climate change and significant natural disasters in Australia.
- Finalised the Local Design Review Scheme to ensure a consistent State-wide approach for councils to provide design review for locally assessed development proposals.
- Completed the inaugural five-year statutory review of the Environment and Food Production Areas.
- Established a Building Fire Safety Committee to review and monitor building fire safety for out-of-council areas.
- Released the 2020-21 Report Card on *The 30-Year Plan for Greater Adelaide: 2017 Update* to provide an overview of the progress made on six high-level strategic targets in the Plan.
- Released its first annual Performance Indicators (System) Scheme Report which plays a significant role in both monitoring and identifying opportunities for improvements in the e-planning system.
- Released the State Commission Assessment Panel (SCAP) Practice and Operating Directions outlining the SCAP's role as the Commission's delegated authority for development assessment in the state.

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- Initiated and continued to progress the Open Space and Trees Project to consider how planning policy and regulations can better protect and provide for trees and urban greening.
- Recommended the elevation of 254 Representative Buildings to the status of Local Heritage Places, located across Gawler, Holdfast Bay, Walkerville and Mount Barker council areas.

During the reporting period the Commission membership underwent significant renewal with the following appointments made by the former Minister for Planning and Local Government:

- Craig Holden was promoted to Chair of the Commission
- Stuart Moseley, Elinor Walker, Noelle Hurley and Steven Griffiths were appointed as Commission Members.

The Commission also welcomed a new appointment to one of its committees, namely David Altmann as an Ordinary Member for the State Commission Assessment Panel.

I would like to commend the efforts of the previous Chair Ms Helen Dyer, and Commission Member Mr Allan Holmes for their contribution following completion of their terms on the Commission.

I would also like to thank the staff of Planning and Land Use Services under the Attorney-General's Department and now the Department for Investment and Trade for their ongoing and continued efforts.

Finally, we welcome and congratulate Nick Champion on his appointment as the new Minister for Planning. The Commission looks forward to working with him and the Department to continue delivering the best planning system in Australia.

Craig Holden

Chair

State Planning Commission

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Overview: About the Commission

Our strategic focus

<p>Our Purpose</p>	<p>The State Planning Commission (the Commission) was established on 1 April 2017 as the State’s principal planning body to undertake advisory and assessment functions specified in the <i>Planning, Development and Infrastructure Act 2016</i> (the Act). The Commission is accountable to the Minister responsible for the administration of the Act</p> <p>The Commission is responsible for guiding the ongoing evolution of the planning system in South Australia and plays a role in furthering the objectives and principles of the Act (as provided in section 12 and 14 of the Act). This includes acting in the best interests of all South Australians, to encourage State-wide economic growth, to support liveability in ways that are ecologically sustainable, and to meet the needs and expectations, and reflect the diversity, of the State’s communities by creating an effective, efficient, and enabling planning system.</p> <p>As a statutory authority, the Commission exists for a public purpose, and is required to take into account government policy and comply with existing legislation in the exercise of its powers and functions provided in sections 22 and 23 of the Act.</p>
<p>Our Vision</p>	<p>An outstanding planning system that:</p> <ul style="list-style-type: none"> • Engages and serves the citizens of South Australia in building prosperous communities. • Is reasoned and rational, based on evidence and research. • Leads to effective stewardship of South Australia’s assets and resources. • Is ambitious, enterprising and aspirational.
<p>Our Values</p>	<p>The State Planning Commission will:</p> <ul style="list-style-type: none"> • Act lawfully. • Act impartially. • Maintain the confidence of Government, the Parliament, industry and other stakeholders. • Work across government and with business and community. • Deliver results.

Our organisational structure

The membership of the State Planning Commission during the 2021-22 financial year was as follows:

- Helen Dyer, Chair – 1 July 2021 to 31 Oct 2021
- Craig Holden, Member – 1 July 2021 to 31 October 2021
- Allan Holmes, Member – 1 July 2021 to 31 October 2021
- Sally Smith, Ex Officio – 1 July 2021 to 31 October 2021*

*Michael Burdett was Acting Executive Director, Planning and Land Use Services, from 28 June 2021 – 30 July 2021 and was also Ex Officio Member of the Commission during this period.

- Craig Holden, Chair – 1 November 2021 to 31 October 2024
- Steven Griffiths, Member – 1 March 2021 to 31 August 2022
- Noelle Hurley, Member – 1 November 2021 to 31 October 2024
- Stuart Moseley, Member – 1 November 2021 to 31 October 2024
- Elinor Walker, Member – 1 November 2021 to 31 October 2024
- Sally Smith, Ex Officio – 1 November 2021 to 31 October 2024.

Under section 29(1)(a) of the Act, the Commission has established the **State Commission Assessment Panel (SCAP)** to carry out the Commission's planning assessment powers and functions under the Act. A total of 24 meetings were held during the 2020-21 financial year, plus three stakeholder forums in November 2021 as part of the SCAP Annual Review.

Under section 29(1)(c) of the Act, the Commission may, with the approval of the Minister, establish other committees to advise the Commission on any aspect of its functions, or to assist the Commission or to act on behalf of the Commission in the performance of its functions or the exercise of its powers.

The Commission has delegated to the **Building Technical Panel (BTP)** the Commission's powers and functions to:

- Provide concurrence on applications seeking to allow a variance with the performance requirements of the building rules.
- Provide expert opinion, when requested, on whether the performance requirements of the building rules have been met by a particular performance solution.
- Provide concurrence on applications granting consent for specific types of building work as required.

The BTP was not required to meet during the 2021-22 financial year.

In April 2020, the Commission appointed a specialist **Heritage Sub-Committee** (Sub-Committee) for a period of two years. The Sub-Committee is responsible for discussing and reviewing Statements of Intent and Code Amendments for proposed local heritage listings, ensuring that the listings are well justified against the prescribed local heritage criteria. In addition, the members also heard and considered owner objections and made final recommendations to the Minister through the Commission.

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Under section 157(17) of the Act, the Commission established a **Building Fire Safety Committee for out-of-council areas** (BFSC) to review and monitor building fire safety. The BFSC is responsible for undertaking building-related fire safety investigation to protect the safety of building occupiers and users and ensure building owners are maintaining proper levels of fire safety. In October 2021, the BFSC undertook its first regional tour visiting 11 sites in eight out-of-council areas from Port Augusta to Oodnadatta.

Changes to the Commission

During 2021-22, the following changes to the Commission's structure and objectives occurred as a result of internal reviews or machinery of government changes:

- From 23 November 2021, the *Planning, Development and Infrastructure Act 2016* was attributed to the Hon Josh Teague MP, Minister for Planning and Local Government (previously the Hon Vickie Chapman MP).
- Following the State Election on 19 March 2022, the *Planning Development and Infrastructure Act 2016* was attributed to the Hon Nick Champion MP, Minister for Planning.

Our Minister



The Hon Nick Champion MP is the Minister for Planning.

The Minister oversees the *Planning, Development and Infrastructure Act 2016*.

Legislation administered by the Minister:

Planning, Development and Infrastructure Act 2016

Planning, Development and Infrastructure (General) Regulations 2017

Planning, Development and Infrastructure (Transitional Provisions) Regulations 2017

Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Planning, Development and Infrastructure (Planning Agreements) Regulations 2020

Planning, Development and Infrastructure (Swimming Pool Safety) Regulations 2019

Development Act 1993 [ceased]

Development Regulations 2008 [ceased].

The Commission's performance

Performance at a glance

The Commission's 2021-22 Strategic Plan outlined five strategic areas:

- Planning for Regional South Australia
- Planning for Greater Adelaide
- Enhancing our Planning System
- Leading on Planning Policy
- Discharging Statutory Obligations.

The Commission identified specific priorities within each of those strategic areas. It is important to note that the priorities listed against each strategy are not mutually exclusive. That is, many priorities address multiple strategic areas.

The Commission held 25 meetings in the 2021-22 financial year, with the number of meetings attended by each member shown below.

Meeting Number	97	98	99	100	101	102	103	104	105		Total meetings	Meetings attended	
Helen Dyer (Chair)											9	9	
Craig Holden											9	9	
Allan Holmes											9	9	
Sally Smith	not applicable										7	7	
Michael Burdett			not applicable									2	2

Meeting Number	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	Total meetings	Meetings attended
Craig Holden (Chair)																	16	16
Stuart Moseley								1*	2*	3*	4*						16	12
Noelle Hurley				1		2											16	14
Elinor Walker													1			2	16	14
Sally Smith																	16	16
Steven Griffiths	not applicable																9	9

*pre-appointment approved leave

Commission response to COVID-19

In response to the management of participant safety during the ongoing COVID-19 pandemic, the Commission, the SCAP and (where possible) the BFSC held meetings via Microsoft Teams and have continued to utilise this facility as necessary throughout the year. The SCAP, in particular, has seen the implementation of this function as beneficial when considering development applications in rural and remote areas, and as an additional mechanism to increase opportunities for members of the public to participate in SCAP proceedings.

Commission specific objectives and performance

The Commission's performance against the five priorities in the Commission's 2021-22 Strategic Plan are listed below.

Commission objectives	Indicators	Performance
1. Planning for Regional South Australia	1.1 Lead the development of Regional Plans	<p>The Commission commenced preparation, research and governance arrangements for the Regional Planning Program which is a key component of the new planning system and is due for completion in 2023.</p> <p>These Regional Plans will provide a blueprint for the future development of each designed planning region – Far North, Eyre and Western, Yorke and Mid North, Murray and Mallee, Limestone Coast, Kangaroo Island and Greater Adelaide.</p> <p>Detailed structure planning work for the Upper Spencer Gulf has commenced to inform the three relevant Regional Plans for the regional cities of Whyalla, Port Augusta, and Port Pirie.</p> <p>The Department, on behalf of the Commission, is working closely with councils to set up partnership working arrangements to prepare and engage on the regional plans.</p>
	1.2 Encourage the establishment of Joint Planning Boards	<p>The Commission finalised the framework and procedures to support Joint Planning Boards (JPBs) in regional SA.</p> <p>While no Joint Planning Boards have been established under the new Act in the reporting period, the option remains available and certain councils are still considering their options in this respect for the future.</p>

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<p>2. Planning for Greater Adelaide</p>	<p>2.1 Monitor and report on infill policy changes from the Phase Three Code</p>	<p>To date, monitoring of the new urban infill policy in the Planning and Design Code (the Code) has identified new applications made for two or more dwellings, assessed under a Deemed-to-Satisfy pathway. These may be completed, construction commenced, vacant or not yet commenced.</p> <p>Planning and Land Use Services (PLUS) will continue to monitor and undertake additional inspections where built form has been substantially completed, in order to verify the impact of the infill policy changes.</p> <p>Monitoring of infill policy changes will inform the Commission’s Open Space and Trees Project and the work of the Expert Panel, which will include reviewing the landscaping and development outcomes of the Urban Tree Canopy Overlay and Off-set Scheme.</p>
	<p>2.2 Influence the management of growth and change for Greater Adelaide by:</p> <ul style="list-style-type: none"> a. Ensuring adequate supply of zoned land b. Initiating the review of the 30-Year Plan for Greater Adelaide c. Working with Renewal SA for coordinated development outcomes 	<p>The Commission has established the principles and governance arrangements and has commenced preliminary engagement with key stakeholders for the Regional Plan for Greater Adelaide.</p> <p>The Commission has also reviewed the existing land supply methodologies.</p> <p>The Regional Plan for Greater Adelaide is anticipated to be initiated in late 2022. The Plan will identify future land supply for the next 30 years, with staged release of serviced rezoned land.</p> <p>Collaboration is occurring with Renewal SA to assist in structure planning and bringing online significant growth projects to be development ready in key growth areas.</p>

3 Enhancing our Planning System	3.1 Implement Outline Consents to increase pathway options	<p>The Act provides that a relevant authority may grant a consent in the nature of an outline consent. The circumstances in which an outline consent can be granted are yet to be established.</p> <p>Through consultation with key stakeholder groups, the Department, on behalf of the Commission, are investigating the circumstances where an outline consent could benefit industry and stakeholders.</p>
	3.2 Develop Design Standards that facilitate streamlined assessment	<p>Design Standards provide technical detail to supplement the Code, relating to the public realm or infrastructure.</p> <p>Work has progressed on the drafting of the first design standard relating to vehicle crossovers.</p> <p>This first Design Standard will seek to achieve alignment with legislative amendments (not yet operational) to the <i>Local Government Act 1999</i> where referral to the Chief Executive Officer of a relevant council is required. The intent is this referral will not apply where the Design Standard requirements for the new vehicle crossover are met.</p> <p>A Design Standards Reference Group (DRG) with local government and Department for Infrastructure and Transport representatives has been convened to provide advice on the preparation of this Design Standard.</p> <p>It is anticipated that the Commission will formally initiate preparation of this design standard in the second half of 2022.</p>
	3.3 Monitor and report on data and trends (population and land use impacts)	<p>As a result of stakeholder feedback from the Environment and Food Protection Areas (EFPA) Review in 2021, the Commission identified five investigation projects to add further rigour to its research processes, provide national benchmarking to its methodology and greater transparency about the management of urban growth in South Australia.</p>

		<p>Importantly, these projects will also provide a framework and evidence base to inform the development of Regional Plans in 2022 – especially the Regional Plan for Greater Adelaide. Those five projects included:</p> <ol style="list-style-type: none"> 1. Review of land supply analysis and monitoring methodology. 2. Review 2016 population projections. 3. Review urban growth scenarios. 4. Land Supply Report update and online reporting tools to provide timely and accessible information. 5. Governance approach for growth planning. <p>The key findings and recommendations from the land supply methodology review (project 1) will include targeted consultation with key industry groups.</p> <p>Projects 2-4 have been progressed as a part of the Department’s ongoing work activities and will be a key input into the development of Regional Plans in 2022 and 2023.</p> <p>The fifth project, governance approach for growth planning, was approved for implementation by the Commission in May 2021.</p>
	<p>3.4 Implement the Local Design Review Code Amendment</p>	<p>Operation of the Local Design Review Scheme commenced in February 2022.</p> <p>The Local Design Review Scheme ensures a consistent State-wide approach for councils to provide design review for locally assessed development proposals.</p> <p>The Scheme empowers councils to establish their own design panels to ensure high-quality design early on in the planning process.</p>
	<p>3.5 Improve the transparency of the Commission</p>	<p>The Commission is committed to increasing the transparency of its decision-making and introduced the following measures during the reporting period:</p>

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		<ol style="list-style-type: none"> 1. Transparency measures for Agenda Reports and Attachments were introduced on 1 July 2021 in accordance with the Commission's policy on transparency and confidentiality. 2. A Deputation, External Meeting and Event Policy was developed to consistently and transparently manage deputations, external meetings and events. 3. Release of the SCAP Practice and Operating Directions outlining the SCAP's role as the Commission's delegated authority for development assessment in the State.
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4. Leading on Planning Policy	4.1 Develop a mapping program with State Agencies for the State Planning Policies	<p>Preparations commenced during the reporting period so that in July and August 2022, the Commission can endorse the State Planning Policies that will be spatially implemented through the six Country Regional Plans, and the time frames for doing so.</p> <p>PLUS is working with relevant State Agencies to collect the necessary data to facilitate this process.</p> <p>The same process will occur for the Greater Adelaide region later this year.</p>
	4.2 Undertake targeted policy improvements to the Planning and Design Code	<p>Significant policy improvements to the Code were progressed in the 2021-2022 financial year through the Miscellaneous Technical Enhancement, State-wide Bushfire Hazards Overlay and Future Living Code Amendments.</p> <p>The Miscellaneous Technical Enhancement Code Amendment was informed by user feedback gathered following the first year of State-wide operation of the Code. A draft of this landmark Code Amendment proposing technical enhancements was completed late in the 2021-2022 financial year and was released for community engagement soon after.</p>

	<p>4.3 Undertake the review of trees policy and regulation</p>	<p>The Commission has initiated and continues to progress the Open Space and Trees Project to deliver improvements to the regulation of trees in the planning system.</p> <p>As part of this Project the Commission is partnering with Green Adelaide to investigate policy and regulatory changes aimed at creating a cooler, greener and more liveable city.</p> <p>In 2021-2022, the Commission further refined the scope of the project to:</p> <ul style="list-style-type: none"> • Part 1: A review of the types of trees exempt from regulated tree controls and research work to quantify appropriate offset contribution from the removal of regulated and significant trees (in lieu of planting replacement trees). • Part 2: A review or regulated tree legislation (informed by Part 1). • Part 3: A review of the Urban Tree Canopy Off-set Scheme and infill policy in the context of urban tree policy and tree canopy targets in <i>The 30-Year Plan for Greater Adelaide (Update 2017)</i>. <p>Two reports have been commissioned to provide the initial evidentiary basis for Part 1 of the Project. The first report is by a qualified arborist and provides analysis and advice on tree species which are exempt from regulatory controls. The second research report has been prepared by the Environmental Institute of the University of Adelaide and provides a comparison of South Australia's tree regulations against other states and territories.</p> <p>The Commission will further consider and address any recommendations on tree policy from the Expert Panel which are supported by the State Government.</p>
	<p>4.4 Finalise the Bushfire Code Amendment</p>	<p>Investigations to inform the draft State-wide Bushfire Hazards Overlay Code Amendment commenced in the 2021-2022 financial year.</p>

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		<p>Preliminary engagement with councils and State Agencies, including the South Australian Country Fire Service, has been undertaken on the draft bushfire hazard mapping, overlay policies, and potential changes to <i>Ministerial Building Standard MBS 008 – Designated bushfire prone areas – additional requirements</i>.</p> <p>The Code Amendment is intended to be released for public consultation in September 2022, with finalisation in mid-2023.</p>
	<p>4.5 Progress flood mapping and policy development</p>	<p>A Flooding Hazards Mapping Update Code Amendment has been initiated by the Chief Executive to update the Code with new mapping provided by a number of councils. New regional data has also been used to update flood mapping for certain parts of the State, including areas in foothills of Adelaide and outback townships. This Code Amendment is intended to be released for public consultation in August 2022.</p> <p>In the meantime, new and updated flood studies are being prepared in growth areas of the state where there is a known risk of flooding and current studies are not up to date. Once completed, a State-wide Code Amendment will be prepared including review of the flooding overlay framework policies in the Code.</p>
	<p>4.6 Implement policy to support new forms of housing</p>	<p>The Commission initiated the Future Living Code Amendment on 5 October 2021.</p> <p>This Code Amendment seeks the delivery of a new model of shared housing or ‘co-located housing’ which responds to existing local context and incorporates high design quality.</p> <p>Investigations are being coordinated with the upcoming review of <i>The 30-Year Plan for Greater Adelaide</i> and issues of housing supply, diversity and affordability.</p> <p>The Code Amendment is expected to be released for public consultation in the first half of 2023.</p>

	<p>4.7 Advise on heritage matters through the Heritage Reform Advisory Panel</p>	<p>In late 2021, the Heritage Reform Advisory Panel delivered its Final Report and Implementation Roadmap on heritage matters following consideration of the Environment, Resources and Development Committee of the Parliament of South Australia's Inquiry into Heritage.</p> <p>The former Chair of the State Planning Commission, Ms Helen Dyer, chaired and contributed to the work undertaken by this Panel.</p>
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<p>5 Discharging Statutory Obligations</p>	<p>5.1 Review the Environment and Food Production Areas</p>	<p>The Commission completed its inaugural five-year statutory review of the EFPA and delivered its first Outcomes Report since the EFPA was establishment in 2017.</p> <p>The EFPA Review comprised two stages: analysis of land supply in greater Adelaide and public consultation.</p> <p>The land supply analysis undertaken found there is sufficient provision to accommodate housing and employment growth in Greater Adelaide over the next 15 years.</p> <p>Public consultation invited submissions regarding potential anomalies of a trivial nature that may exist within the EFPA boundaries.</p> <p>The consultation period was open for nine weeks and concluded on 6 August 2021. The public hearing was in Mount Barker on 2 September 2021 and 30 representors were heard by the Commission in support of their submissions.</p> <p>The Commission delivered its EFPA Outcomes Report on 18 November 2021 and approved 23 boundary variations and/or minor technical corrections and administrative updates to the boundaries.</p> <p>Following a legislated period of review through Parliament (anticipated in September 2022), it is expected that the 23 variations to the EFPA boundaries will then be formally undertaken in late 2022.</p>
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	<p>5.2 Advise the Minister on Code Amendments</p>	<p>The Commission provided advice to the Minister on 35 Code Amendments and seven Development Plan Amendments (which were transitioned into Code Amendments) through the 2021-2022 financial year.</p> <p>This advice related to Code Amendments undertaken by a range of Designated Entities, specifically the Chief Executive of the Attorney-General's Department, a number of councils and various private entities.</p> <p>The Commission's advice ranged from advice on Proposals to Initiate Code Amendments (including what investigations and engagement should be undertaken to inform initiated Code Amendments), to advice on Code Amendments and accompanying Engagement Reports submitted to the Minister following the community engagement process.</p>
	<p>5.3 Review and report on the Performance Indicators Scheme</p>	<p>The Performance Indicators Report for the 2021-22 financial year was presented to the Commission at its meeting on 1 September 2022.</p> <p>Key highlights from the report included:</p> <ul style="list-style-type: none"> • A total 40,164 applications lodged. • Over 8,200 building inspections undertaken. • 89 per cent of all planning decisions assessed within statutory time frames. • \$6.1 billion worth of approved development. <p>The Commission was also presented with an interactive reporting platform which collated and displayed this data in a way which can be presented and used by the public via the PlanSA Portal. Details of this are still being worked through, but the aim is to have this delivered prior to the end of 2022.</p>

Corporate performance summary

The Commission delivered the following key priority activities in 2021-22:

- Commenced preparation of the Regional Planning Program which is a key component of the new planning system due for completion in 2023. These Regional Plans will provide a blueprint for the future development of each designed planning region – Far North, Eyre and Western, Yorke and Mid North, Murray and Mallee, Limestone Coast, Kangaroo Island and Greater Adelaide.
- Finalised the framework and procedures to support Joint Planning Boards in regional SA. While no board was formed in the reporting period, several groups of councils explored how it might work in their region.
- Ensured the continual improvement of the Planning and Design Code through the initiation of the Miscellaneous Technical Enhancement Code Amendment. This Code Amendment is informed by user feedback gathered following the first year of State-wide operation of the Code. A draft of this landmark Code Amendment proposing technical enhancements was completed late in the 2021-2022 financial year and was released for community engagement soon after.
- In response to some very significant natural disasters in Australia, the Commission initiated two State-wide Code Amendments to strengthen the Planning and Design Code to provide protection in the event of bushfire and flood. The Commission also continued to work with five metropolitan councils on its Future Living Code Amendment to consider new co-housing policies.
- Operation of the Local Design Review Scheme commenced in February 2022 to ensure a consistent State-wide approach for councils to provide design review for locally assessed development proposals. The Scheme empowers councils to establish their own design panels to ensure high-quality design early on in the planning process.
- Completed its inaugural five-year statutory review of the Environment and Food Production Areas (EFPA) and delivered its first Outcomes Report since the EFPA was established in 2017.
- Established a Building Fire Safety Committee (BFSC) for out-of-council areas to review and monitor building fire safety. The BFSC is responsible for undertaking building-related fire safety investigation to protect the safety of building occupiers and users, and to ensure building owners are maintaining proper levels of fire safety. In October 2021, the BFSC undertook its first regional tour visiting 11 sites in eight out-of-council areas from Port Augusta to Oodnadatta.
- Released the 2020-21 Report Card on *The 30-Year Plan for Greater Adelaide: 2017 Update*. The Report Card provided an overview of the progress made on the six high-level strategic targets that reinforce the State's commitment to deliver a more compact urban form and manage growth within our existing urban footprint.

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- Released its first annual Performance Indicators Scheme Report in October 2021. As a single data source, the Scheme captures and presents data associated with all applications within the planning system and plays a significant role in both monitoring and identifying opportunities for system improvements.
- Updated Practice Directions to provide clear advice and ensure the smooth operation of the planning system on topics including Site Contamination Assessment and the Amendment of Designated Instruments.
- Released the State Commission Assessment Panel (SCAP) Practice and Operating Directions outlining the SCAP's role as the Commission's delegated authority for development assessment in the state. These Directions were in part informed by three stakeholder forums held in November 2021 as part of the SCAP annual review.
- Initiated and continues to progress the Open Space and Trees Project to deliver improvements to the regulation of trees in the planning system. As part of this Project, the Commission is partnering with Green Adelaide to consider policy and regulatory changes aimed at creating a cooler, greener and more liveable city.
- Recommended and achieved the Minister's approval to elevate 254 Representative Buildings to the status of Local Heritage Places, located across Gawler, Holdfast Bay, Walkerville and Mount Barker council areas. These places join over 7,000 other Local Heritage Places across the State.
- The Heritage Sub-Committee's Terms of Reference were updated and members reappointed, including appointment of new Commission members as Chair, Deputy Chair and Assistant Deputy Chair.
- Continued to provide advice to the Minister on planning matters including the last remaining Development Plan Amendments that have now been transitioned into the Planning and Design Code.

Employment opportunity programs

The Commission does not employ staff. During 2021-22, those staff who undertook the work of the Commission were employed through the Attorney-General's Department.

Commission performance management and development systems

Performance management and development system	Performance
<p>Transparency Measures</p>	<p>The Commission is committed to increasing the transparency of its decision making and introduced transparency measures for Agenda Reports and Attachments on 1 July 2021-22 in accordance with its policy on transparency and confidentiality.</p> <p>The Commission has also introduced a Deputation, External Meeting and Event Policy to manage deputations, external meetings and events consistently and transparently.</p> <p>The Commission also released the SCAP Practice and Operating Directions outlining the SCAP's role as the Commission's delegated authority for development assessment in the State. These Directions were in part informed by three stakeholder forums held in November 2021 as part of the SCAP annual review.</p>
<p>Governance Audit and Risk Register</p>	<p>On an annual basis the Commission undertakes a comprehensive audit of its governance arrangements and documents. This ensures that the Commission's governance frameworks and supporting materials can evolve and develop with the Commission in line with its functions and membership from time to time.</p> <p>In addition, the Commission also maintains a Risk Register which is reviewed and updated on a 6-monthly basis. This Register identifies specific risks relevant to the Commission and its functions and provides mechanisms for mitigating that risk.</p>

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<p>State Commission Assessment Panel (SCAP)</p>	<p>The Chair of the Commission regularly meets with the Presiding Member of the SCAP, which provides an opportunity to discuss the performance of the SCAP and its members. These meetings are reported to the Commission in the Chair’s Report.</p> <p>In addition, the Presiding Member of the SCAP attends Commission meetings on a quarterly basis which provides a direct opportunity for Commission members to discuss the performance of the SCAP and its members.</p> <p>The Commission also released the SCAP Practice and Operating Directions outlining the SCAP's role as the Commission's delegated authority for development assessment in the state. These Directions were in part informed by three stakeholder forums held in November 2021 as part of the SCAP annual review.</p>
<p>Building Technical Panel (BTP)</p>	<p>The BTP did not receive any applications throughout the 2021-22 financial year.</p>
<p>Heritage Sub-Committee</p>	<p>The former Minister approved the establishment of the Heritage Sub-Committee in January 2020.</p> <p>Under the previous planning system, the Minister was required to seek the Commission’s expert advice on proposed Local Heritage Development Plan Amendments that proposed listing new Local Heritage Places and to review Statements of Intent. The previously formed Sub-Committee undertook four site visits and meetings.</p> <p>The Committee was re-established in April 2022, with the revised purpose to provide advice to the Commission relating to the listing of Local Heritage Places, and/or additional areas to be included in the Historic Area Overlay in the Planning and Design Code, including at the Proposal to Initiate stage of a Code Amendment under section 73 of the Act. The re-formed Sub-Committee undertook two site visits and meetings.</p> <p>A total of six site visits and meetings occurred by the Heritage Sub-Committee during 2021-22.</p>

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<p>Building Fire Safety Committee (BFSC)</p>	<p>The BFSC was established in October 2019 by the Commission as an appropriate authority for the purposes of section 157 of the Act to review and monitor building fire safety in South Australia's out-of-council areas.</p> <p>In October 2021, the BFSC visited out-of-council areas to undertake its statutory functions and to introduce the BFSC to the areas they were visiting.</p> <p>Following this visit, updates were approved by the Commission to the BFSC's Terms of Reference and Operating Procedures to include incident reporting protocols.</p>
<p>Employees of the Attorney-General's Department supporting the Commission</p>	<p>Performance management and development of all Department employees is undertaken through the Department's process.</p>

Work health, safety and return to work programs

Program name	Performance
<p>During 2021-22, the State Planning Commission came under the work health, safety and rehabilitation programs of Attorney-General's Department.</p>	<p>Attorney-General's Department reports on these programs in its annual report, which can be accessed via the following link: www.agd.sa.gov.au/resources/reporting-and-disclosures/annual-reports</p>

Workplace injury claims	2021-22	2020-21	% Change (+ / -)
Total new workplace injury claims	N/A	N/A	N/A
Fatalities	N/A	N/A	N/A
Seriously injured workers*	N/A	N/A	N/A
Significant injuries (where lost time exceeds a working week, expressed as frequency rate per 1,000 FTE)	N/A	N/A	N/A

**Number of claimants assessed during the reporting period as having a whole person impairment of 30 per cent or more under the Return to Work Act 2014 (Part 2 Division 5).*

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Work health and safety regulations	2021-22	2020-21	% Change (+ / -)
Number of notifiable incidents (<i>Work Health and Safety Act 2012, Part 3</i>)	N/A	N/A	N/A
Number of provisional improvement, improvement and prohibition notices (<i>Work Health and Safety Act 2012, Sections 90, 191 and 195</i>)	N/A	N/A	N/A

Return to work costs**	2021-22	2020-21	% Change (+ / -)
Total gross workers compensation expenditure (\$)	N/A	N/A	N/A
Income support payments – gross (\$)	N/A	N/A	N/A

**Before third-party recovery.

Data for previous years is available from the [Department for Infrastructure and Transport](#) and the [Attorney-General's Department](#).

Executive employment in the Commission

The Commission does not employ staff. During 2021-22, those staff who undertook the work of the Commission were employed through the Attorney-General's Department.

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Financial performance

Financial performance at a glance

The following is a brief summary of the overall financial position of the Commission. The information is unaudited. Full audited financial statements for 2021-2022 are attached to this report.

Statement of Comprehensive Income	2021-22 Budget \$000s	2021-22 Actual \$000s	Variation \$000s	Past year 2020-21 Actual \$000s
Total Income	0	1,249	0	1,333
Total Expenses	0	1,249	0	1,333
Net Result	0	0	0	0
Total Comprehensive Result	0	0	0	0

Statement of Financial Position	2021-22 Budget \$000s	2021-22 Actual \$000s	Variation \$000s	Past year 2020-21 Actual \$000s
Current assets	0	33	0	26
Non-current assets	0	0	0	0
Total assets	0	33	0	26
Current liabilities	0	33	0	26
Non-current liabilities	0	0	0	0
Total liabilities	0	33	0	26
Net assets	0	0	0	0
Equity	0	0	0	0

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Consultants disclosure

The Commission did not engage any consultants during 2021-22.

Consultancies with a contract value below \$10,000 each

Consultancies	Purpose	\$ Actual payment
All consultancies below \$10,000 each - combined	Various	Nil

Consultancies with a contract value above \$10,000 each

Consultancies	Purpose	\$ Actual payment
Business name	Purpose	Nil
	Total	Nil

See also the Consolidated Financial Report of the [Department of Treasury and Finance](#) for total value of consultancy contracts across the South Australian Public Sector.

Contractors disclosure

The following is a summary of external contractors that have been engaged by the Commission, the nature of work undertaken, and the actual payments made for work undertaken during the financial year.

Contractors with a contract value below \$10,000

Contractors	Purpose	\$ Actual payment
All contractors below \$10,000 each - combined	Various	Nil

Contractors with a contract value above \$10,000 each

Contractors	Purpose	\$ Actual payment
JP Media	Communications and public relations	\$27,400
	Total	\$27,400

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The details of South Australian Government-awarded contracts for goods, services, and works are displayed on the South Australian Tenders & Contracts website. View the [agency list of contracts](#).

The website also provides details of [across government contracts](#).

Other financial information

Nil to report.

Risk management

Fraud detected in the agency

Category/nature of fraud	Number of instances
There were no instances of fraud detected in the activities undertaken by the Commission in this reporting period.	0

NB: Fraud reported includes actual and reasonably suspected incidents of fraud.

Strategies implemented to control and prevent fraud

The Commission operates under the *State Planning Commission Members – Code of Conduct* (the Code of Conduct) adopted by the Minister under Schedule 3 of the Act. The Code requires Commission members to act in accordance with the Public Sector Code of Ethics and articulates the way in which each Commission member must carry out their functions with the highest ethical standards so as to maintain public confidence in the integrity of the Act.

Commission members are also bound by duties set out in the *Public Sector (Honesty and Accountability) Act 1995*, including duties to act honestly and duties with respect to conflicts of interest. Policies and registers have been developed and implemented to assist Commission members identify, disclose and manage conflicts of interest, gifts and benefits. Procedures have also been established to ensure that the Commission's policies, procedures and registers are audited or reviewed on an annual basis.

Officers of the Attorney-General's Department providing support to the Commission are required to be familiar with, and must comply with, the Code of Conduct for the South Australian Public Sector and obligations arising from the *Public Sector Act 2009* and the *Public Sector (Honesty and Accountability) Act 1995*, as well as other obligations, including under the *Independent Commissioner Against Corruption Act 2012*.

Data for previous years is available from the [Department for Infrastructure and Transport](#) and the [Attorney-General's Department](#).

Public interest disclosure

Number of occasions on which public interest information has been disclosed to a responsible officer of the agency under the *Public Interest Disclosure Act 2018*: zero.

Data for previous years is available from the [Department for Infrastructure and Transport](#) and the [Attorney-General's Department](#).

Note: Disclosure of public interest information was previously reported under the Whistleblowers Protection Act 1993 and repealed by the Public Interest Disclosure Act 2018 on 1 July 2019.

Reporting required under any other Act or Regulation

Act or Regulation	Requirement
<i>Planning, Development and Infrastructure Act 2016</i>	<p>32—Annual report</p> <p>(1) The Commission must, on or before 30 September in every year, forward to the Minister a report on the Commission's operations for the preceding financial year.</p>

The following information is provided in accordance with section 32(1) of the Act.

Act or Regulation	Requirement
<i>Planning, Development and Infrastructure Act 2016</i>	<p>32—Annual report</p> <p>(2) The report must contain any information required by the regulations.</p>

The following information is provided in accordance with section 32(2) of the Act and Regulation 5 of the *Planning, Development and Infrastructure (General) Regulations 2017*.

Act or Regulation	Requirement
<i>Planning, Development and Infrastructure Act 2016</i>	<p>32—Annual report</p> <p>(3) The Minister must, within 6 sitting days after receiving a report under this section, cause copies of the report to be laid before both Houses of Parliament.</p>

The following information is provided to the Minister to allow compliance with section 32(3) of the Act.

Act or Regulation	Requirement
<i>Planning, Development and Infrastructure Act 2016</i>	<p>Schedule 4 – Performance Targets and Monitoring</p> <p>2—Monitoring and evaluation of performance and trends</p> <p>(1) The Commission may, with the approval of the Minister, establish a scheme for the monitoring and evaluation of performance in the exercise of statutory functions under this Act.</p>

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The Performance Indicators Scheme (the Scheme) was prepared by the Commission and first approved by the Minister in July 2019 under section 2(1) of Schedule 4 of the Act.

This Scheme became operational on 1 July 2020, and the first report of the Scheme occurred for the 2020-21 financial year.

The intent of the Scheme is to effectively monitor, evaluate and report on the performance, efficiency and various quantitative aspects of the development assessment scheme (under Part 7 of the Act).

A review was undertaken following the inaugural Performance Indicators Scheme Report to determine whether any refinements or amendments were required prior to preparation of the 2021-22 Annual Report. This review resulted in some minor changes to the Scheme, which were approved by the Minister on 11 July 2022.

Act or Regulation	Requirement
<p><i>Planning, Development and Infrastructure Act 2016</i></p>	<p>Schedule 4 – Performance Targets and Monitoring 2—Monitoring and evaluation of performance and trends (2) A scheme under subclause (1) may include—</p> <ul style="list-style-type: none"> (a) the collection, retention, analysis and provision of information; and (b) the provision of returns, reports and information to the Commission; and (c) requirements as to the undertaking of audits and self-assessments, or requirements to arrange, or submit to, audits by persons who hold specified qualifications; and (d) the evaluation of performance and the preparation of reports by the Commission; and (e) other matters as the Commission thinks appropriate.

The Scheme was prepared by the Commission and first approved by the Minister in July 2019 under section 2(1) of Schedule 4 of the Act.

This Scheme became operational on 1 July 2020, and the first report of the Scheme occurred for the 2020-21 financial year.

This Scheme facilitates collection and retention of data from the e-planning system. The data is then used to undertake detailed analysis and provide information to relevant authorities and agencies.

The Scheme also forms the basis for the annual Performance Indicators Scheme Report, which is finalised by the Commission at the end of each financial year. This report highlights the performance of the planning system against a number of set indicators and allows comparison, over time, against previous financial years to assist in identifying key trends and issues.

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Act or Regulation	Requirement
<i>Planning, Development and Infrastructure Act 2016</i>	<p>Schedule 4 – Performance Targets and Monitoring</p> <p>2—Monitoring and evaluation of performance and trends</p> <p>(3) The Commission may, from time to time, with the approval of the Minister, vary or substitute a scheme under subclause (1).</p>

The Minister approved the proposed amendments to the Scheme in July 2022 pursuant to section 2(3) of Schedule 4 of the Act.

Act or Regulation	Requirement
<i>Planning, Development and Infrastructure Act 2016</i>	<p>Schedule 4 – Performance Targets and Monitoring</p> <p>2—Monitoring and evaluation of performance and trends</p> <p>(4) The Commission must include in its annual report information about its assessment of performance and trends under the scheme established under this clause.</p>

The Performance Indicators Scheme Report for 2021-22 is included at **Appendix A**.

The original Scheme commenced on 1 July 2020 and a revised version was approved by the Minister in July 2022.

This year’s Scheme Report will be the first complete snapshot of the planning system as the 2020-21 report only included three months’ worth of data for Phase Three council areas, given the system was not fully implemented until 19 March 2021.

Act or Regulation	Requirement
<i>Planning, Development and Infrastructure (General) Regulations 2017</i>	<p>5—Annual report—Commission</p> <p>For the purposes of section 32(2) of the Act, an annual report of the Commission must also contain the following information:</p> <p>(a) information about any strategic or other similar objective adopted by the Commission for the coming year or years;</p>

The Commission conducted a number of strategic planning workshops to inform development of its Strategic Plan for 2022-23. The Strategic Plan 2022-23 was approved in May 2022 and published on the [Commission's website](#). The Strategic Plan outlines key priorities for the Commission.

Act or Regulation	Requirement
<i>Planning, Development and Infrastructure (General) Regulations 2017</i>	<p>5—Annual report—Commission</p> <p>For the purposes of section 32(2) of the Act, an annual report of the Commission must also contain the following information:</p> <p>(b) information about the extent to which the principles referred to in section 14 of the Act are being reflected in the planning system established under the Act;</p>

Long-term focus principles

The 'Principles of Good Planning' set out in section 14 of the Act are referenced in the State Planning Policies (SPPs) which can be found on the PlanSA Portal. These SPPs are the highest order policy document in South Australia's planning system. They address the economic, environmental and social planning priorities for South Australia.

Both the SPPs and Special Legislative Schemes for the State Planning Policies became operational on 27 May 2019. The Special Legislative Schemes address laws that have a direct link to the planning system and are of significant importance to the State. The Schemes will operate in addition to the 16 SPPs to collectively set out a State-wide vision for South Australia's planning and development system.

In addition, *The 30-Year Plan for Greater Adelaide: 2017 Update* and Regional Plans provide an extra level of detail in the immediate term (0-5 years), short- to medium-term (0-15 years) and indicative medium- to long-term outcomes (16-30 years) within South Australia. These Plans must be consistent with the SPPs and include provisions about the integration of land use, transport infrastructure and the public realm.

The Commission has commenced work, in collaboration with affected State Agencies, to apply the SPPs spatially. This is intended to deliver clearer, more targeted application of those SPPs. The Commission has also commenced its Regional Planning Program to deliver Regional Plans across the State, including the Regional Plan for Greater Adelaide.

Urban renewal principles

SPP 6 'Housing Supply and Diversity' furthers urban renewal principles by seeking:

- Supply of land for housing that is integrated with, and connected to, the range of services, facilities, public transport and infrastructure needed to support livable and walkable neighbourhoods.
- Higher density residential and mixed-use development in strategic centres and transport corridor catchments.

Urban renewal opportunities are reflected in a number of Planning and Design Code Amendments progressed throughout the past financial year, including:

- Mooringe Avenue Code Amendment – which will facilitate the redevelopment of a vacant, former industrial site for housing.
- Albert Park Mixed Use Code Amendment – which has recently completed public engagement and seeks to renew an inner metropolitan precinct for a mix of uses including residential and retail.
- Walkerville Terrace, Gilberton Code Amendment – which was approved by the Minister in May 2022 and will facilitate development of the inner-metropolitan site for residential and complementary mixed-use purposes.
- Kidman Park Residential and Mixed Use Code Amendment – which proposes to rezone land at Kidman Park to enable a diversity of low- to medium-density housing and commercial development.

The Commission serves a role in these Code Amendments by providing initiation advice to the Minister, setting out investigations required and stakeholders to be consulted, providing advice to the Minister on Engagement Reports (where requested), and preparing reports for the parliamentary scrutiny process through the Environment, Resources and Development Committee.

The Commission also initiated the Future Living Code Amendment during the reporting period, which accords with urban renewal principles by seeking alternate models of housing in existing established residential areas; thereby, optimising the best use of underlying or latent potential associated with land, buildings and infrastructure.

The EFPA continues to operate as a statutory mechanism for avoiding encroachment of urban areas on areas of rural, landscape or environmental significance, as contemplated in section 14(b) of the Act. The Commission completed its first review of the EFPA and delivered its EFPA Outcomes Report on 18 November 2021.

High-quality design principles

Design quality of the built environment not only relates to the 'look and feel' of buildings and places, but how successfully they meet the needs of the people who use and experience them. High-quality design helps to make buildings and places better for people, our environment and economy.

The Act enables South Australia's new planning system to place greater emphasis on the design quality of our built environments. One of the ways it will do this is by creating more opportunities to participate in Design Review. In addition to State Design Review, the Local Design Review came into effect on 17 February 2022 with implementation of the Local Design Review Code Amendment.

The Local Design Review Scheme provides a consistent State-wide approach for councils to provide Design Review for local development proposals with the aim of:

- Supporting high-quality design.
- Improving access to independent and expert advice early in the planning and design process.
- Supporting consistent and informed planning decisions.
- Facilitating collaboration between allied professionals.
- Supporting the State's planning system to meet objects and principles in the Act.

Activation and liveability principles

The Planning and Design Code sets out to elevate the quality of development across the State. The Code also facilitates infill development to support community demand and to create more walkable neighbourhoods with better access to public transport and other community facilities.

As part of the Commission's implementation of the Phase Three (Urban Areas) Code, the Commission implemented policy changes which seek to raise the bar on the quality of residential infill developments and provide a consistent approach across all council areas over a range of development requirements.

The Code has delivered a range of policy improvements to enhance the street appeal of residential infill. These policy changes seek to achieve enhanced street appeal for new dwellings through greater use of design elements and materials as well as improvements to dwelling front windows, entry doors and provision for bin storage areas.

The Code also contains an Affordable Housing Overlay which both requires and incentivises the provision of affordable housing in new developments, contributing to the achievement of living affordability objectives.

A mix of land uses that support diverse economic and social neighbourhoods are encouraged in suitable locations throughout South Australia by Code zoning. Zones such as Urban Neighbourhood and Urban Corridor seek a mixture of residential and commercial or community land uses to encourage social interaction, positively contribute to public safety and vibrancy, and deliver walkable neighbourhoods to promote active and healthy lifestyles.

The Commission is committed to monitoring and continuously improving the Code, including by monitoring the impact of the Commission's infill policy changes, and by undertaking enhancements to the Code through the Miscellaneous Technical Enhancement Code Amendment which was progressed in 2021-22.

Sustainability principles

The Commission recognises the value of Water Sensitive Urban Design and Green Infrastructure in creating cooler, more liveable and economically viable neighbourhoods.

In formulating the policy improvements in the Phase Three Code, the Commission delivered policy improvements and new initiatives in tree canopy and green cover, site permeability, deep soil zones, green roofs and walls, and rainwater tanks.

The Code also incorporates mechanisms to minimise the impact of human activities on natural systems that support life and biodiversity, such as Conservation zoning, a series of watercourse/water protection overlays and the Native Vegetation Overlay.

Investment facilitation principles

Investment in South Australia has been encouraged by significant improvements in the planning system. From March 2021, all development applications in South Australia have been lodged online through the PlanSA Portal instead of being submitted to individual councils.

The roll-out of the Planning and Design Code and the e-planning System has revolutionised the way that planning is undertaken in South Australia by:

- Replacing the 72 development plans with one State-wide set of planning rules.
- Ensuring that the development application process is faster, simpler, fairer and more transparent.
- Standardising planning frameworks across the state, improving objectivity and reducing subjectivity while retaining flexibility to accommodate local circumstances.

The Commission will continue to monitor and report on the performance and efficiency of the planning system as required under the Act, and through the Performance Indicators Scheme. Reporting in future years will allow the Commission to track the ongoing efficiency of the system over a number of years, and between various assessing bodies operating within the planning system.

SPP 9 'Employment lands' seeks to foster employment growth by ensuring sufficient land supply for employment generating uses that supports economic growth and productivity. Various Code Amendment progressed this year have furthered this objective, including:

- Riverbank Precinct Code Amendment – which was aimed at enabling development of a new Women's and Children's Hospital.
- Beverley Strategic Employment Zone Code Amendment – which is currently being prepared for engagement and will enable the expansion of a council depot and horticultural centre.

Integrated delivery principles

The integrated delivery of future growth in the State is furthered through the Growth Management Program (GMP). The Metropolitan Growth Management (MGM) program has been renamed as the GMP to better reflect its broader role in managing growth and development across the State.

As part of the GMP, the Commission has endorsed Land Supply Reports for Greater Adelaide which utilise population projections, land consumption trends and infrastructure capacity to identify:

- Projected development demand.
- The development supply options.
- The infrastructure capacity of regions.
- The need for new growth precincts.

The Land Supply Reports for Greater Adelaide will provide an evidence and data-driven foundation for the Commission's regional and strategic planning work, including the review and update of *The 30-Year Plan for Greater Adelaide*.

The Commission has undertaken work in 2021-22 to review its methodologies for analysis and monitoring of land supply data, review population projections and growth scenarios, as well as to update the Land Supply Report and online reporting tools to provide timely and accessible information.

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Act or Regulation	Requirement
<i>Planning, Development and Infrastructure (General) Regulations 2017</i>	<p>5—Annual report—Commission</p> <p>For the purposes of section 32(2) of the Act, an annual report of the Commission must also contain the following information:</p> <p>(c) information about—</p> <ul style="list-style-type: none"> (i) any performance targets set under Schedule 4 of the Act during the relevant financial year; and (ii) the work of the Commission under clause 1 of Schedule 4 of the Act during the relevant financial year;

No performance targets have been set by the Minister under clause 1 of Schedule 4 of the Act. As noted in the SPPs, the identification of baselines and scope for performance targets will occur as part of the Regional Planning Program. This will ensure the targets are appropriately nuanced and relevant to geographical areas and local contexts on a regional basis. In particular, the SPPs provide for performance targets addressing the following matters:

- Land supply and demand.
- The creation of walkable neighbourhoods and increasing the number of dwellings close to public transport.
- Urban greening and tree canopy enhancement in Greater Adelaide and regional townships.
- Increasing housing diversity.
- Encouraging more development close to public transport.

Act or Regulation	Requirement
<i>Planning, Development and Infrastructure (General) Regulations 2017 (PDI Regulations)</i>	<p>5—Annual report—Commission</p> <p>For the purposes of section 32(2) of the Act, an annual report of the Commission must also contain the following information:</p> <p>(d) information about any review under clause 3 of Schedule 4 of the Act concluded during the relevant financial year</p>

The Minister did not exercise power of review in 2021-22.

Public complaints

Number of public complaints reported

Complaints against Commission members are received by the Minister under Regulation 9 of the *Planning, Development and Infrastructure (General) Regulations 2017* (the Regulations). The Commission received no notice from the Minister of any complaints against the Commission in 2021-22.

Under Regulation 11 of the Regulations, the Commission may receive complaints from persons who believe that a member of an Assessment Panel had acted in contravention of the Minister's Code of Conduct. This may include the SCAP (established by the Commission), as well as Assessment Panels constituted by the Minister, councils or Joint Planning Boards under the Act. The Commission did not receive any complaints against members of the SCAP, but it did receive six complaints under Regulation 11 against members of Council Assessment Panels. As these complaints are not considered complaints against staff of the Commission or the Department, they have not been included in the table below.

To provide guidance to the public and to support clear and consistent management of complaints received by the Commission, the Commission has endorsed a *Complaints Handling Procedure for Assessment Panels* which is available via the following link: www.saplanningcommission.sa.gov.au/about_the_commission.

Complaint categories	Sub-categories	Example	Number of Complaints 2021-22
Professional behaviour	Staff attitude	Failure to demonstrate values such as empathy, respect, fairness, courtesy, extra mile; cultural competency	0
Professional behaviour	Staff competency	Failure to action service request; poorly informed decisions; incorrect or incomplete service provided	0
Professional behaviour	Staff knowledge	Lack of service specific knowledge; incomplete or out-of-date knowledge	0
Communication	Communication quality	Inadequate, delayed or absent communication with customer	0
Communication	Confidentiality	Customer's confidentiality or privacy not respected; information shared incorrectly	0

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Complaint categories	Sub-categories	Example	Number of Complaints 2021-22
Service delivery	Systems/technology	System offline; inaccessible to customer; incorrect result/information provided; poor system design	0
Service delivery	Access to services	Service difficult to find; location poor; facilities/ environment poor standard; not accessible to customers with disabilities	0
Service delivery	Process	Processing error; incorrect process used; delay in processing application; process not customer responsive	0
Policy	Policy application	Incorrect policy interpretation; incorrect policy applied; conflicting policy advice given	0
Policy	Policy content	Policy content difficult to understand; policy unreasonable or disadvantages customer	0
Service quality	Information	Incorrect, incomplete, out dated or inadequate information; not fit for purpose	0
Service quality	Access to information	Information difficult to understand, hard to find or difficult to use; not plain English	0
Service quality	Timeliness	Lack of staff punctuality; excessive waiting times (outside of service standard); timelines not met	0

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Service quality	Safety	Maintenance; personal or family safety; duty of care not shown; poor security service/ premises; poor cleanliness	0
Service quality	Service responsiveness	Service design doesn't meet customer needs; poor service fit with customer expectations	0
No case to answer	No case to answer	Third party; customer misunderstanding; redirected to another agency; insufficient information to investigate	0
		Total	0

Additional metrics	Total
Number of positive feedback comments	0
Number of negative feedback comments	0
Total number of feedback comments	0
Percentage of complaints resolved within policy time frames	Not Applicable

Data for previous years is available via the following link:
https://www.saplanningcommission.sa.gov.au/about_the_commission.

Service improvements

The Commission did not receive any complaints against members of the SCAP in 2021-22. However, it has nonetheless prioritised to continually review and improve the operations of the Commission and the SCAP through the following mechanisms:

- The Chair of the Commission regularly meets with the Presiding Member of the SCAP, which provides an opportunity to discuss the performance of the SCAP and its members.
- The Commission undertakes a comprehensive governance audit on an annual basis and reviews and updates its Risk Register on a six-monthly basis.

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Compliance statement

The State Planning Commission is compliant with the <i>Premier and Cabinet Circular: PC039 – Complaint Management in the South Australian Public Sector</i> .	Y/N
The State Planning Commission has communicated the content of <i>Premier and Cabinet Circular: PC039 – Complaint Management in the South Australian Public Sector</i> and the Commission's related complaints policies and procedures to employees.	Y/N

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Appendix A: Performance Indicators Scheme Report 2021-22

PERFORMANCE INDICATORS SCHEME

Annual Report 2021-22

Planning, Development and Infrastructure Act 2016



Image: St Clair by Sam Noonan

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Executive Summary

The Performance Indicators Scheme (the Scheme) became operational on 1 July 2020 and was updated in July 2022 to reflect the 12 months of learnings since the implementation of South Australia's current planning system. It is this enhanced Scheme which the *Performance Indicators Scheme Annual Report 2021-22* covers.

Key highlights of the Performance Indicators Scheme Annual Report for the 2021-22 financial year include:

- A total of 40,164 development applications lodged
- 8,255 building inspections undertaken
- 2,646 statutory referrals undertaken
- 2,333 applications publicly notified.
- 89% of decisions made within the statutory timeframe
- An estimated \$6.1 billion of development approved
- \$45 million of total fees collected
- 25 court appeals lodged.

Ongoing annual reporting via the scheme facilitates the comparison of planning system performance over time and helps to identify key trends and anomalies, such as the impacts of the Federal Government's COVID-19 HomeBuilder stimulus grant. This reporting also helps guide future system improvements.

Key future improvements to aid reporting via the Performance Indicators Scheme include:

- Greater access to data through the PlanSA portal.
- Greater use of data for more detailed reporting to Relevant Authorities that will improve performance and long-term strategic planning.
- Integration of Crown and Major development applications into the ePlanning system.
- Refinement of policy through the Miscellaneous Technical Enhancement Code Amendment to improve clarity and facilitate additional forms of development assessed under the Deemed to Satisfy (DTS) pathway.

Introduction

Planning and Land Use Services (PLUS) within the Department for Trade and Investment (DTI) monitors, supports and oversees the planning and land use system for South Australia. This system is designed to support and grow our economy and create liveable and sustainable communities that enhance the lives of all South Australians, both now and into the future.

PLUS manages PlanSA, Australia's first integrated and comprehensive ePlanning platform and online system, that represents the most significant improvement to planning and development legislation in South Australia's history – showcasing SA's drive to be a leader in planning across the globe.

PlanSA enables all South Australians to search property zoning, review development rules, and track major projects and development activity across the state via an online planning system with everything in one place.

The Performance Indicators Scheme, which is embedded into the PlanSA ePlanning system, monitors and evaluates the land use planning system in South Australia and helps support the principles of transparency and accountability that are articulated in the *Planning, Development and Infrastructure Act 2016* (the Act).

The Act permits the State Planning Commission (the Commission), with the approval of the Minister for Planning (the Minister), to establish a scheme with Schedule 4, section 2(4) requiring the publication of an annual report to assess the performance of the planning system.

The scheme enables consistent monitoring and evaluation of the planning system's ability to achieve the principles of good planning.

The Act states the scheme *may* include:

- The collection, retention, analysis and provision of information; and
- The provision of returns, reports and information to the Commission; and
- Requirements as to the undertaking of audits and self-assessments, or requirements to arrange, or submit to, audits by persons who hold specified qualifications; or
- The evaluation of performance and the preparation of reports by the Commission; and
- Other matters as the Commission thinks appropriate.

The scheme obtains data from an ePlanning platform (PlanSA portal) which is overseen and reported on by the Commission with approval of the Minister.

The PlanSA portal allows the collection, retention and analysis of data, including the value and types of development, which can inform future planning decisions in South Australia.

South Australia's modern planning system is creating a better future for South Australia. Visit www.plan.sa.gov.au.

Scope of Data for this Report

All data used in this report is sourced through the [Development Application Processing \(DAP\)](#) system, which is used to lodge and manage development applications across South Australia. In addition, the following filters have been applied to the data to ensure consistency with future reporting:

- Transitional applications are not included (i.e. applications lodged under the previous planning system);
- Applications and decisions made between 1 July 2021 and 30 June 2022;
- Submitted applications are not counted as lodged until fees have been paid and an application has been verified;
- Development determined to be exempt is not included;
- Number of consents will be greater than the number of applications (i.e. an application can have multiple consents, including land division and staging);
- Decision refers to both approved and refused applications.

The assessment pathways that are considered within this report are listed in the table below (refer to [PlanSA](#) website):

ASSESSMENT PATHWAY	DEFINITION
Accepted	Only building consent is required, no planning consent is required
Code Assessed - Deemed to Satisfy (DTS)	Can be assessed by an accredited professional or assessment manager and must be granted consent if it complies with relevant criteria.
Code Assessed - Performance Assessed	Development is assessed on its merits by an assessment manager or assessment panel.
Impact Assessed - Restricted	Assessed by the State Planning Commission (SPC), while impact assessed (EIS) development is assessed by the Minister for Planning.

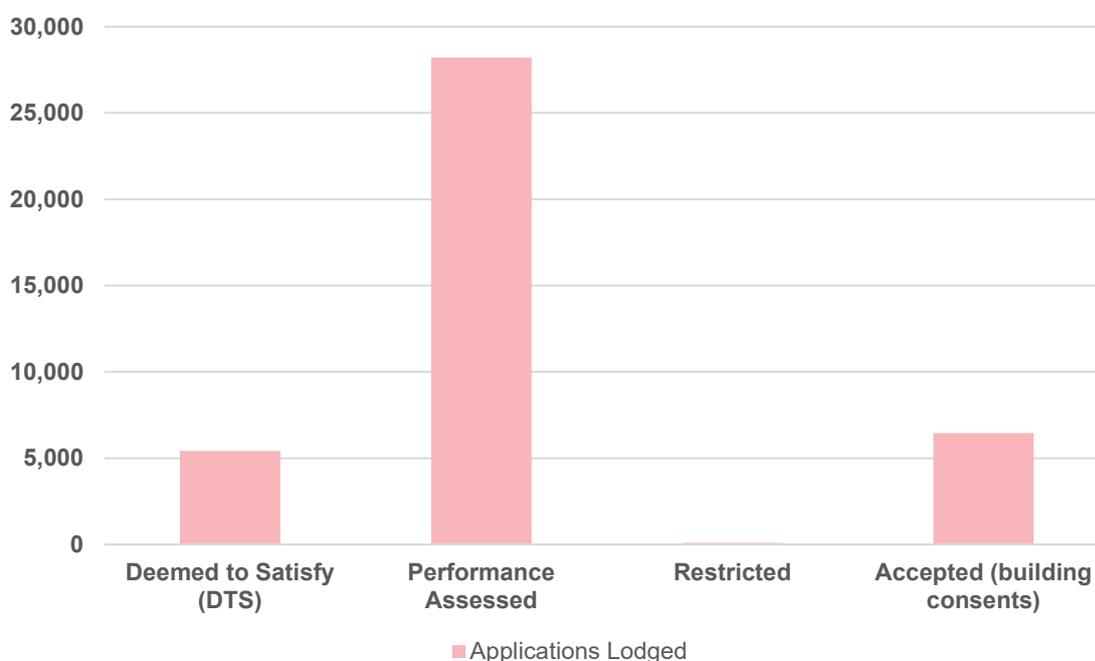
This report, and associated indicators, has been structured to follow the process of development assessment from lodgement to decision, as shown below:

- Lodgement (includes verifications)
- Assessment (notifications, referrals, requests for additional information)
- Decision (timeframes, deemed consents, building inspections, land divisions)
- Appeals
- Monetary (fees collected, estimated development cost)

1.0 LODGEMENT INDICATORS

Indicators in this section relate to the lodgement of development applications within the ePlanning system.

1.1 NUMBER OF DEVELOPMENT APPLICATIONS LODGED



Assessment Pathway	Total Applications Lodged	% of Total Applications
Deemed to Satisfy (DTS)	5,415	13%
Performance Assessed	28,203	70%
Restricted	88	1%
Accepted (building consents)	6,458	16%
TOTAL	40,164	100%

COMMENT

A total **40,164** development applications were lodged during the 2021/22 financial year.

Both Deemed to Satisfy and Accepted applications are streamlined assessment pathways and make up 29% of total applications lodged.

Performance assessed applications accounted for a total **70%** of all development applications lodged during the 2021/22 financial year. Whilst this is a similar trend to the 2020/21 financial year with **67%** of applications lodged under the Performance Assessed pathway, it is expected that Deemed to Satisfy assessments will increase as applicants and practitioners become more familiar with the planning system and its assessment pathways.

NOTE

This indicator does not include transitional applications, crown and major developments or applications which have been submitted (i.e. no fee paid) through the ePlanning system.

1.2 PERCENTAGE OF LODGED DEVELOPMENT APPLICATIONS VERIFIED WITHIN THE STATUTORY TIMEFRAME BY CONSENT TYPE

Consent Type	Total Consents Verified	Total Undertaken within Timeframe	% Verified within Timeframe
Planning	37,734	31,618	84%
Land Division	340	296	87%
Planning and Land Division	2,436	1,965	81%
Building	32,119	27,880	87%
TOTAL	72,629	61,759	85%

COMMENT

A total **72,629** consents were verified in the 2021/22 financial year, with **85%** of verifications undertaken within the statutory timeframe of 5 business days. This represents an improvement on the previous financial year, whereby **78%** of verifications were undertaken within the statutory timeframe.

This improvement is likely to represent increased familiarity with the new system.

NOTE

Verification is the process of checking and verifying the details of development applications including:

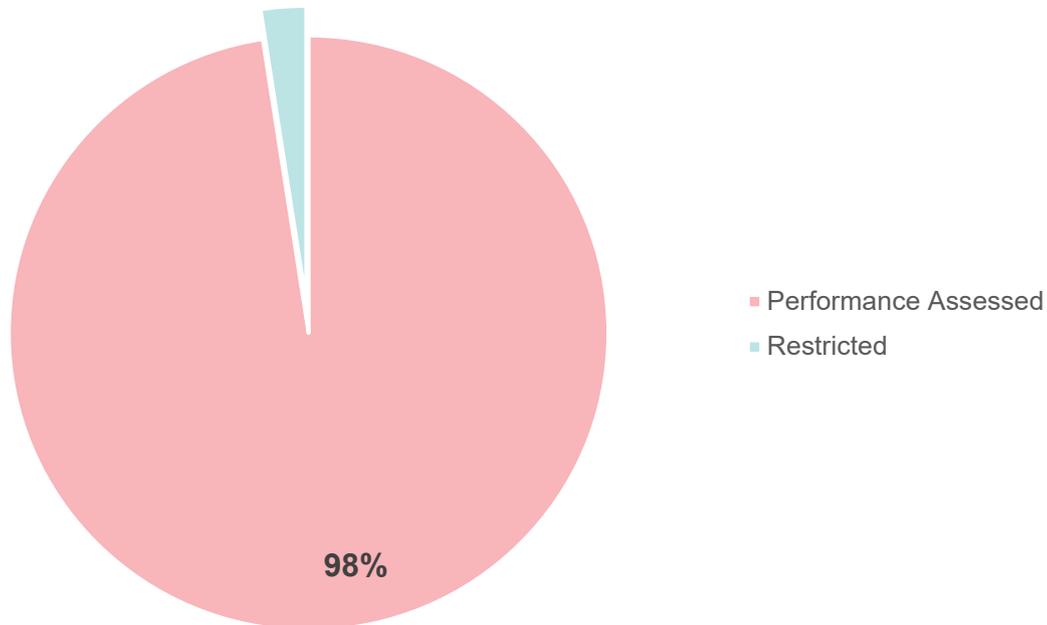
- Reviewing the provided documents
- Sending requests for required documentation to verify the application
- Determining the planning assessment pathway
- Invoicing and payment of associated fees to lodge the development application

One application can have multiple consents (i.e. a planning, land division and building). This explains why these numbers differ from indicator 1.1.

2.0 ASSESSMENT INDICATORS

Indicators in this section relate to the assessment of development applications.

2.1 NUMBER OF PLANNING CONSENTS WHICH COMMENCED PUBLIC NOTIFICATION, BY ASSESSMENT PATHWAY



Assessment Pathway	Total Number
Performance Assessed	2,276
Restricted	57
TOTAL	2,333

COMMENT

A total **2,333** planning consents commenced public notification during the 2021/22 financial year, with the majority, as expected, associated with the Performance Assessed pathway.

NOTE

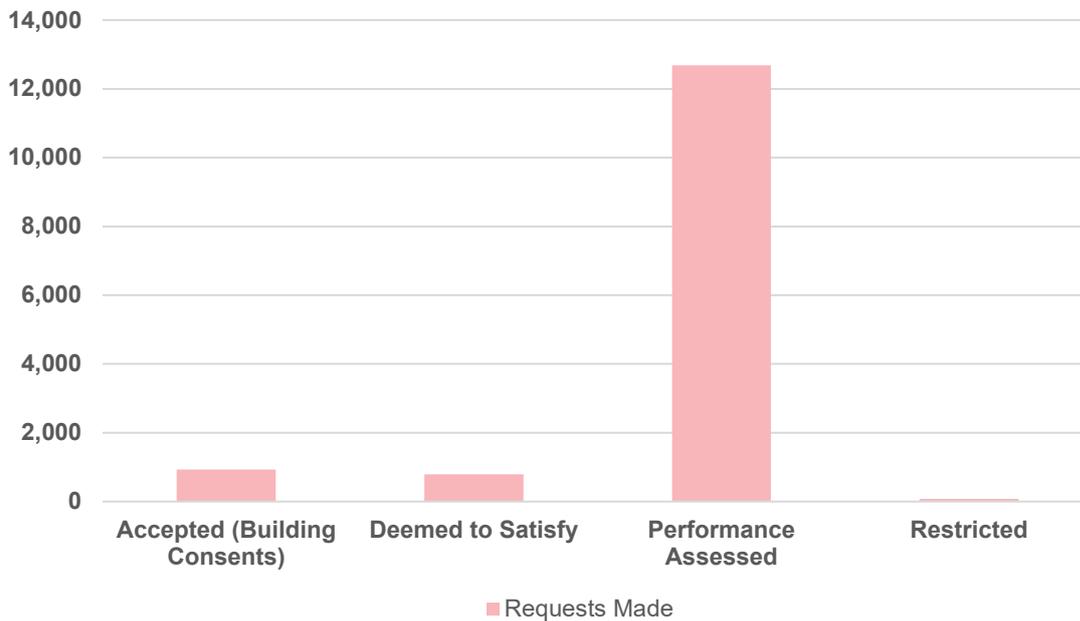
These numbers do not include crown and major development applications, as they are not currently captured through the ePlanning system.

The planning system seeks to ensure notification on more complex development. Public notification typically occurs at the end of the assessment process, therefore applications currently under assessment may still require public notification.

The requirement to provide public notice is given under the PDI Act in relation to Code Assessed (Performance Assessed) and Impact Assessed (Restricted and Minister or Regulations) and may include the requirement to advise adjoining landowners and other affected landowners, a public notice and a sign on the land.

[Public Notification - PlanSA](#)

2.2 NUMBER OF REQUESTS FOR ADDITIONAL INFORMATION, BY ASSESSMENT PATHWAY



Assessment Pathway	Total
Accepted (Building Consents)	929
Deemed to Satisfy	789
Performance Assessed	12,680
Restricted	80
TOTAL	14,478

COMMENT

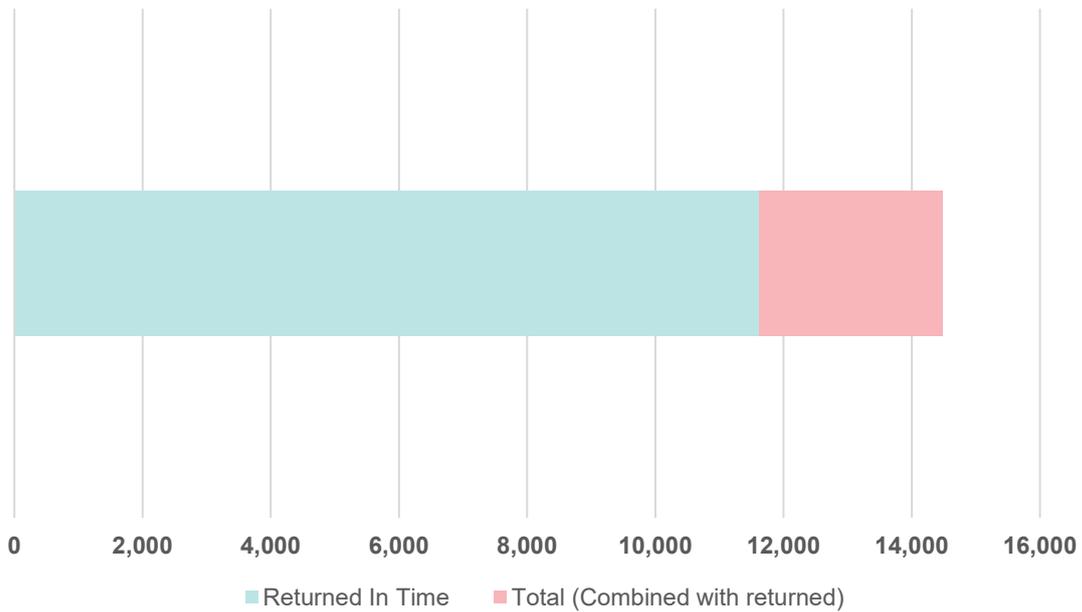
A total **14,478** requests for additional information were made during the 2021/22 financial year. Assessments being made under the Performance Assessed pathway accounted for over **85%** of requests for additional information.

NOTE

Section 119 of the PDI Act specifies requirements whereby a relevant authority may request additional information from the applicant.

Regulation 34 of the PDI (General) Regulations outlines the timeframes for which an applicant must respond to a legitimate request for additional information made by the relevant authority under section 119 of the PDI Act.

2.3 PERCENTAGE OF REQUESTS FOR ADDITIONAL INFORMATION COMPILED WITH AND RESPONDED TO BY THE APPLICANT WITHIN THE ALLOCATED TIMEFRAME.



Total	Total returned within timeframe	% Received within statutory timeframe
14,478	11,619	95%

COMMENT

Of the 14,478 requests for additional information, a total of **11,619** were compiled and responded to by the applicant within the allocated timeframe during the 2021/22 financial year. This represents **95%** of all requests for additional information were received within the statutory timeframe over this period.

NOTE

The relevant authority, under Regulation 34 of the PDI (General) Regulations, is able to set the response date for any request made.

NUMBER OF REFERRALS MADE UNDER SCHEDULE 9 OF THE PDI REGULATIONS (2017):

- 2.4
- BY 'DEVELOPMENT' TYPE
 - PERCENTAGE OF REFERRALS RETURNED WITHIN THE RELEVANT TIMEFRAME
 - PERCENTAGE OF REFERRALS RETURNED WITH DIRECTION TO REFUSE RELEVANT APPLICATION

Schedule 9, PDI Regulations 2017 (Development Type)	Total Referrals	% Returned in Time	% With Direction to Refuse
Part A (1) – Airports	62	97%	
Part A (2) – High bushfire risk areas	483	97%	1%
Part A (3) – Development near the coast	146	93%	3%
Part A (4) – Future Road Widening	45	100%	2%
Part A (5) – Historic Shipwrecks (State)	6	50%*	
Part A (6) – Historic Shipwrecks (Commonwealth)	-	-	-
Part A (7) – Development affecting transport routes and corridors	535	94%	1%
Part A (9) – Activities of Environmental Significance	133	95%	-
Part A (9A) – Site contamination	74	100%	-
Part A (B) – Gas and Liquid Petroleum Pipelines Overlay and Facilities Overlay	18	100%	
Part A (10) – Certain activities in Murray Darling Basin Area	2	100%	
Part A (11) – Native Vegetation	50	92%	2%
Part A (12) – Activities that would otherwise require a permit under Landscape SA Act 2019 that may impact on water resources.	9	89%	22%*
Part A (13) – Activities that may rise to water allocation issues under Landscape South Australia Act 2019 that involve the taking of water.	16	100%	
Part A (14) – Mining	1	100%	
Part A (15) – Development in River Murray Flood Plain Protection Area	344	100%	
Part A (16) – Development in River Murray Tributaries Protection Area	10	100%	
Part A (17) – State heritage places	521	96%	1%
Part A (18) – Electricity infrastructure	6	100%	-
Part A (19) – Aquaculture development	-	-	-

Part A (20) – Affordable housing	90	96%	
Part B (21) – Advertisements near signalised intersections	71	99%	1
Part B(22) – Design	24	100%	
Part B (23) – Land division near waste depots	-	-	-
TOTAL	2,646	96%	1%

COMMENT

A total **2,646** referrals were made during the 2021/22 financial year. Part A(7) – Development affecting transport routes and corridors accounted for the highest number of referrals at 535, which was **20%** of total referrals made during this period. This was closely followed by Part A(17) – State heritage places with 521 referrals.

During the 2021/22 financial year **96%** of all referrals were completed within the statutory timeframe. In addition, **1%** of statutory referrals directed to refuse the relevant application.

NOTE

Triggers for statutory referrals are specified in Schedule 9 of the PDI (General) Regulations, 2017. Within this schedule is an outline of the relevant referral authorities' function (i.e. Direction or Advice) and the period for which a referral must be returned to the relevant authority for consideration.

*Some percentages in the table above are affected by the small number of applications associated with the relevant agency (i.e. historic shipwrecks)

3.0 DECISION INDICATORS

Indicators in this section relate to decisions made on consents and development applications lodged under the ePlanning system.

3.1 PERCENTAGE OF PLANNING CONSENT DECISIONS (GRANTED OR REFUSED) MADE WITHIN THE STATUTORY ASSESSMENT TIMEFRAME, BY RELEVANT AUTHORITY TYPE AND ASSESSMENT PATHWAY

Relevant Authority (RA)	Deemed to Satisfy	Performance Assessed	Impact Assessed	RA Average
Accredited Professional	96%	100%	-	96%
Assessment Manager	91%	89%	80%	89%
Assessment Panel	82%	83%	100%	83%
Council	-	91%	-	91%
State Planning Commission	57%*	95%	95%	94%
TOTAL	92%	88%	94%	89%

COMMENT

During the 2021/22 financial year **89%** of all planning consent assessments were undertaken within the statutory timeframe with Deemed to Satisfy and Impact Assessed planning consents achieving 92% and 94% respectively. Over the same period, **96%** of planning consents assessed by accredited professionals were done within the statutory timeframe.

NOTE

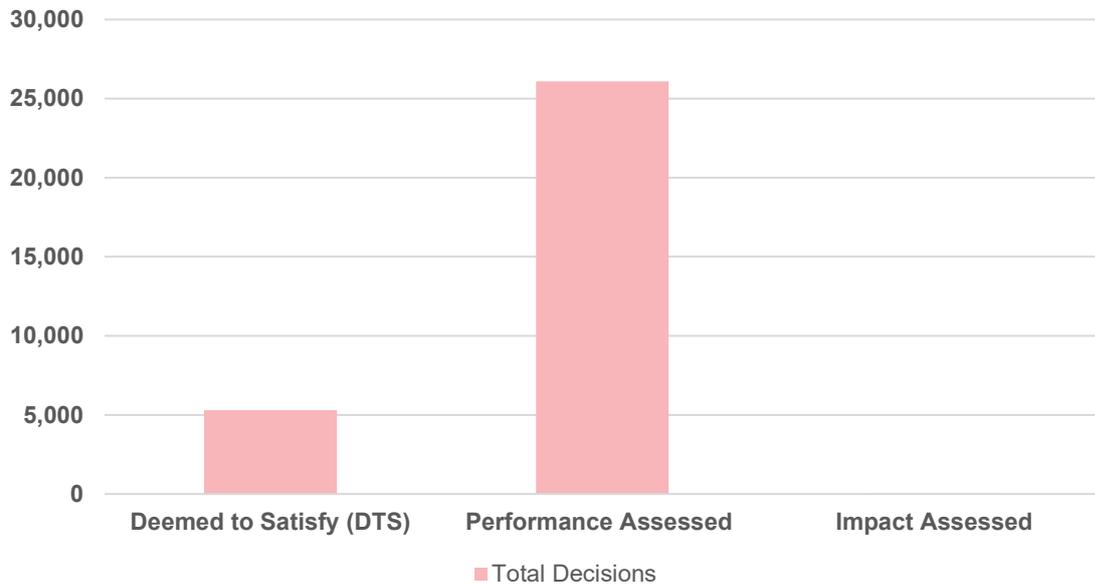
Planning consent decisions include the following consent types: Planning Consent, Land Division Consent and Planning and Land Division Consent.

[Assessment timeframes](#) are specified in Regulation 53 of the PDI (General) Regulations 2017.

* 3 of a total 7 applications were assessed outside the statutory timeframe. These assessments related to applications within the remote areas.

3.2

NUMBER OF PLANNING CONSENT DECISIONS (GRANTED OR REFUSED) BY ASSESSMENT PATHWAY



Assessment Pathway	Total Decisions
Deemed to Satisfy (DTS)	5,299
Performance Assessed	26,070
Impact Assessed	48
TOTAL	31,417

COMMENT

The Performance Assessed pathway accounted for over **83%** of all planning consent decisions in 2021/22 with **16%** assessed under the Deemed to Satisfy (DTS) pathway. It is anticipated that Deemed to Satisfy planning consents will increase as applicants and practitioners become more familiar with the planning system and its assessment pathways.

NOTE

Planning consent decisions include the following consent types: Planning Consent, Land Division Consent and Planning and Land Division Consent.

3.3 NUMBER OF DEEMED CONSENTS

Total	24
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COMMENT

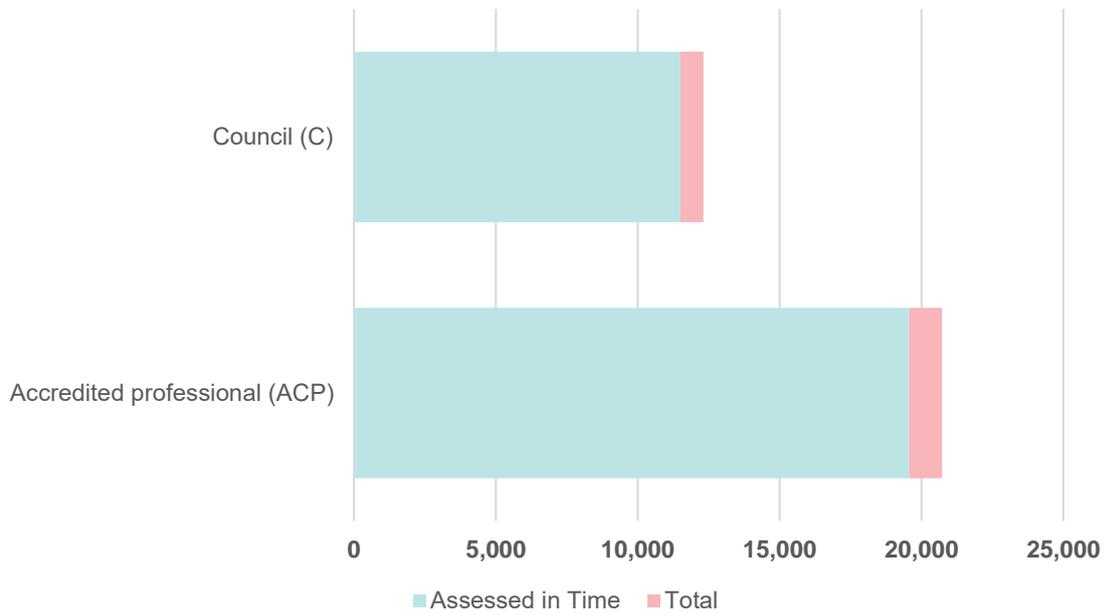
A total of **24** deemed consents were issued in 2021/22. This compares to **7** in the 2020/21 financial year. Although it is important to note the planning system was only fully implemented on 19 March 2021, and therefore did not have deemed consent data available for the entire reporting year.

NOTE

A [deemed consent](#) notice is used to obtain a 'deemed planning consent' for a development application. This notice may be served on a relevant authority by an applicant when a relevant authority fails to make a decision within the time prescribed in the regulations.

3.4

NUMBER OF BUILDING RULES CONSENT DECISIONS (GRANTED OR REFUSED) WITHIN THE STATUTORY ASSESSMENT TIMEFRAME, BY RELEVANT AUTHORITY TYPE



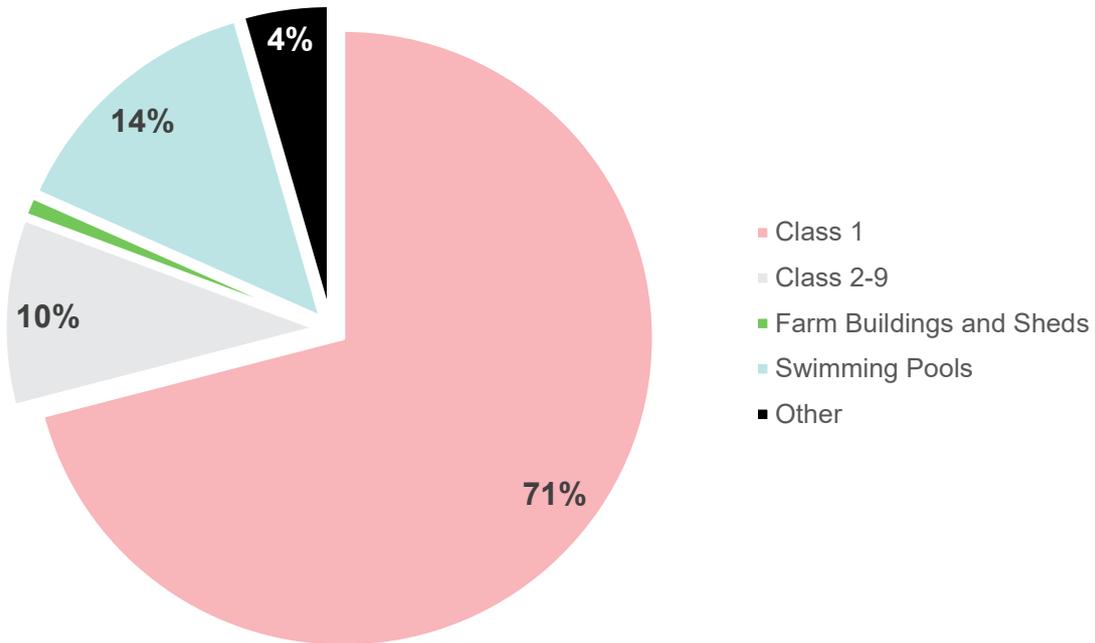
Relevant Authority	Total	Total Assessed in Time
Accredited professional (ACP)	20,731	19,570
Council (C)	12,313	11,510
TOTAL	33,044	31,080

COMMENT

Over **60%** of all building rules consent decisions were issued by accredited professionals. In addition, **94%** of all decisions issued were done so within the statutory assessment timeframe.

3.5

NUMBER OF BUILDING INSPECTIONS UNDERTAKEN AS REQUIRED BY PRACTICE DIRECTION



Building Class	Inspections Completed
Class 1	5,856
Class 2-9	807
Farm Buildings and Sheds	79
Swimming Pools	1,146
Other	367
TOTAL	8,255

COMMENT

A total **8,255** building inspections were undertaken as required by the relevant practice direction in 2021/22. Over **70%** of inspections were related to Class 1 buildings, which are associated with residential development.

NOTE

[National Building Classifications](#) assign a class of building based on their use.

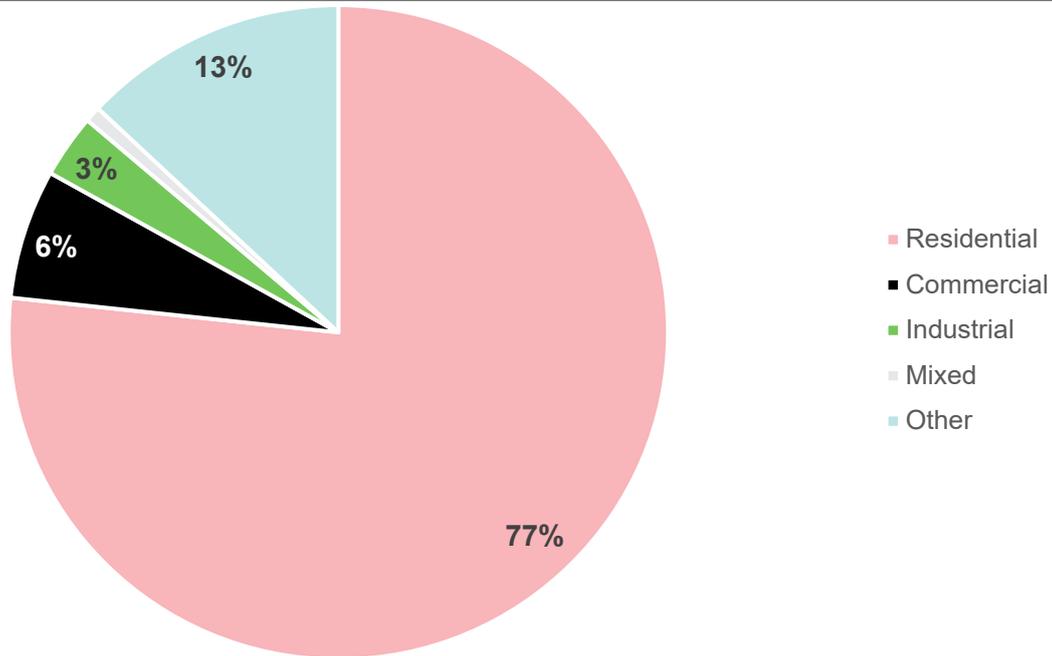
[Practice Direction 7](#) relates to Out of Council Areas inspection policy.

[Practice Direction 8](#) relates to swimming pool inspections.

[Practice Direction 9](#) relates to Council inspections.

3.6

NUMBER OF DEVELOPMENT APPROVALS GRANTED FOR BUILDINGS BY ABS FUNCTIONAL CLASSIFICATION CODE



ABS Functional Classification Code	Development Approvals Granted
Residential	25,475
Commercial	2,044
Industrial	1,000
Mixed	247
Other	4,152
TOTAL	32,918

COMMENT

A total **32,918** development approvals were granted for buildings that meet the relevant ABS classification code requirements. Over **75%** of these approvals related to residential buildings.

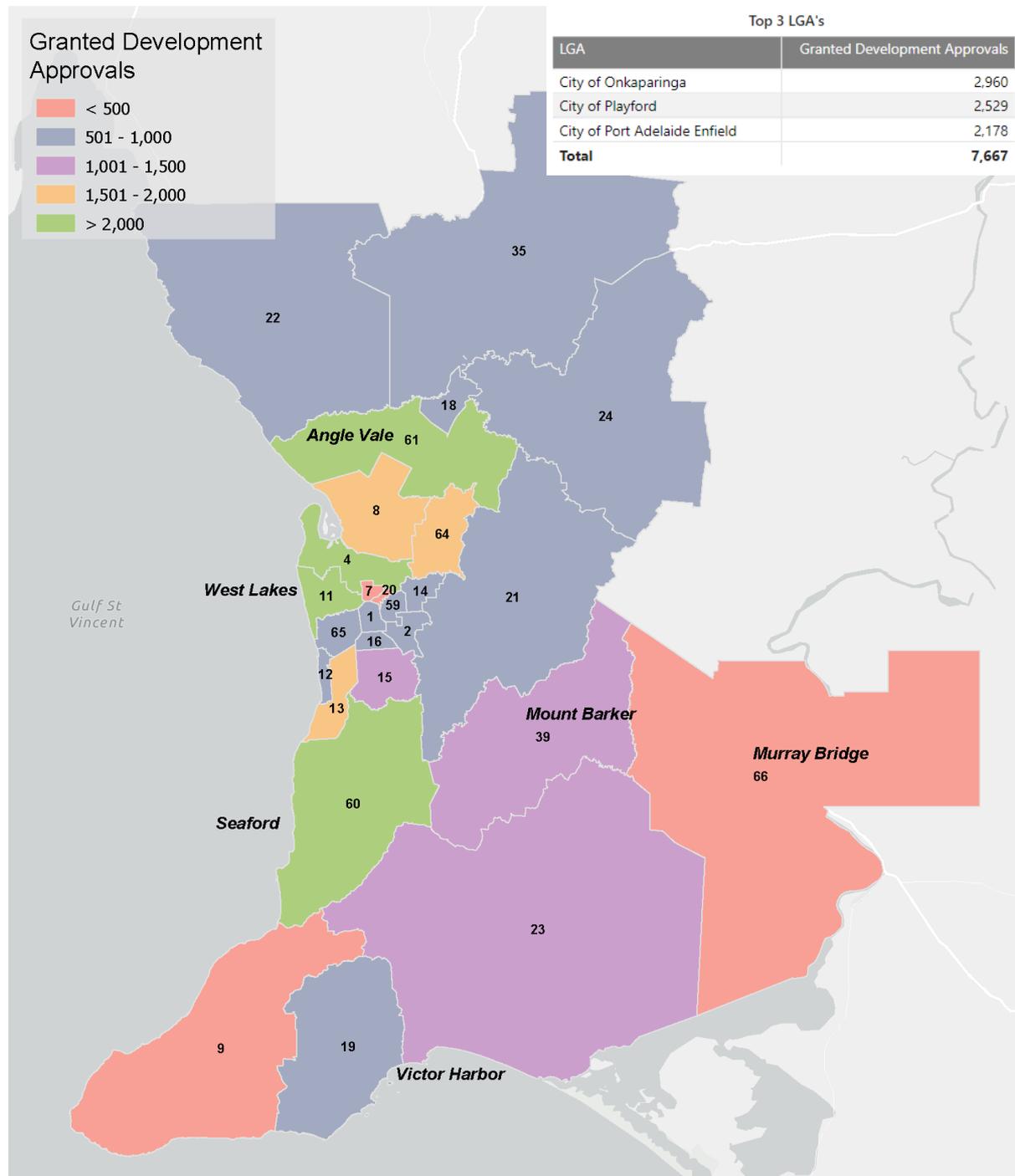
NOTE

The Australian Bureau of Statistics (ABS) have created a [functional classification of buildings](#) to align with their predominant function or purpose. The divisions / classifications include:

1. Residential
2. Commercial
3. Industrial
4. Other

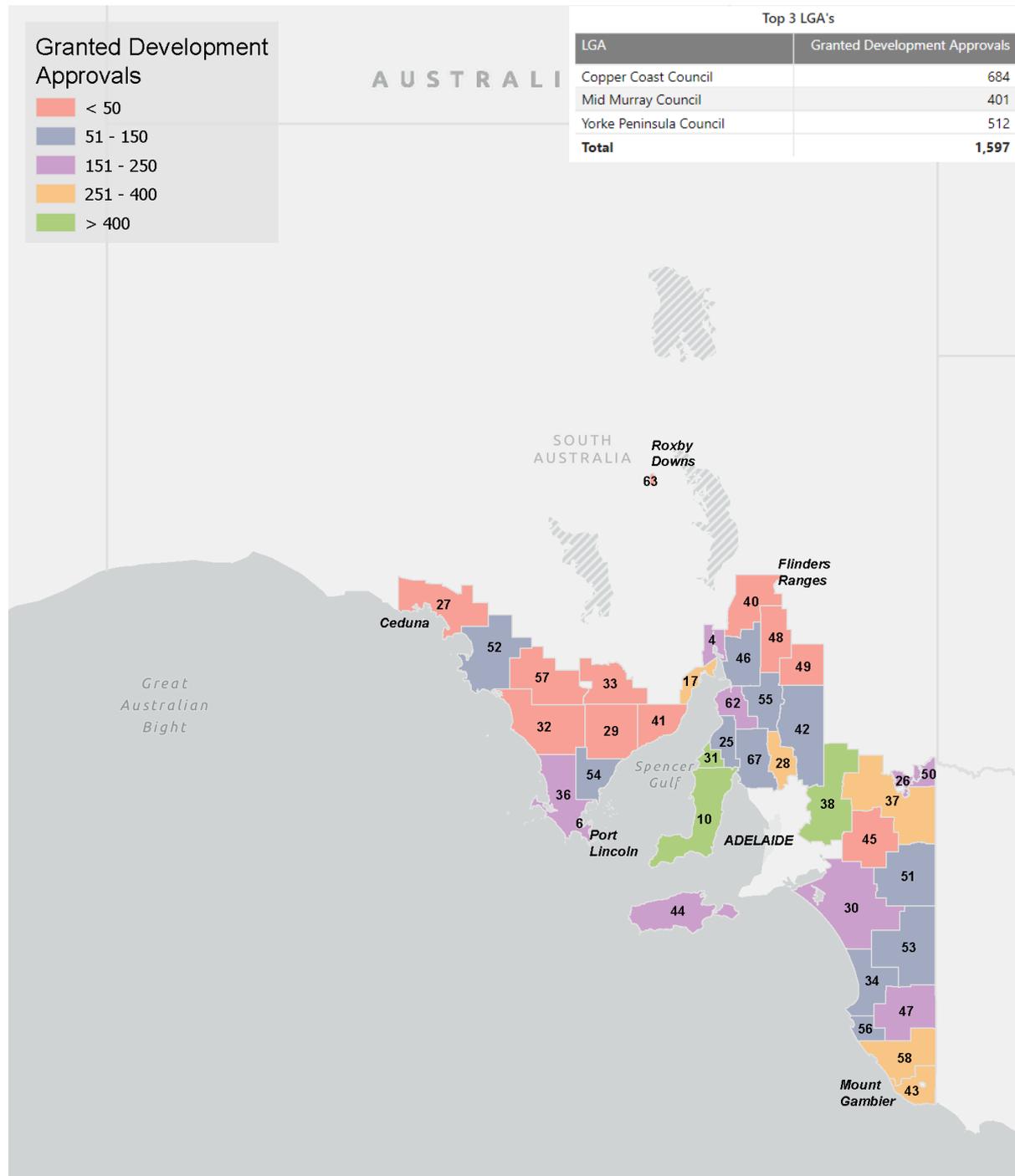
Note: PlanSA also uses another category to capture development approvals granted for developments with mixed use (called Mixed).

Figure 1: Total Number of Granted Development Approvals by LGA, Greater Adelaide Planning Region (GAPR), 2021-22



#	Local Government Area (LGA)	#	Local Government Area (LGA)	#	Local Government Area (LGA)
1	ADELAIDE CITY COUNCIL	14	CAMPBELLTOWN CITY COUNCIL	24	THE BAROSSA COUNCIL
2	CITY OF BURNSIDE	15	CITY OF MITCHAM	35	LIGHT REGIONAL COUNCIL
4	CITY OF PORT ADELAIDE ENFIELD	16	CITY OF UNLEY	39	MOUNT BARKER DISTRICT COUNCIL
7	CITY OF PROSPECT	18	TOWN OF GAWLER	59	THE CITY OF NORWOOD PAYNEHAM AND ST PETERS
8	CITY OF SALISBURY	19	CITY OF VICTOR HARBOR	60	CITY OF ONKAPARINGA
9	THE DC OF YANKALILLA	20	THE CORPORATION OF THE TOWN OF WALKERVILLE	61	CITY OF PLAYFORD
11	CITY OF CHARLES STURT	21	ADELAIDE HILLS COUNCIL	64	CITY OF TEA TREE GULLY
12	CITY OF HOLDFAST BAY	22	ADELAIDE PLAINS COUNCIL	65	CITY OF WEST TORRENS
13	CITY OF MARION	23	ALEXANDRINA COUNCIL	66	THE RURAL CITY OF MURRAY BRIDGE

Figure 2: Total Number of Granted Development Approvals by LGA, Rest of State (excluding GAPR), 2021-22



#	Local Government Area (LGA)	#	Local Government Area (LGA)	#	Local Government Area (LGA)
4	PORT AUGUSTA CITY COUNCIL	34	KINGSTON DC	49	THE DC OF PETERBOROUGH
6	CITY OF PORT LINCOLN	36	THE DC OF LOWER EYRE PENINSULA	50	REMARK PARINGA COUNCIL
10	YORKE PENINSULA COUNCIL	37	THE DC OF LOXTON WAIKERIE	51	SOUTHERN MALLEE DC
17	THE CORPORATION OF THE CITY OF WHYALLA	38	MID MURRAY COUNCIL	52	THE DC OF STREAKY BAY
25	BARUNGA WEST COUNCIL	40	THE FLINDERS RANGES COUNCIL	53	TATIARA DC
26	THE BERRI BARMERA COUNCIL	41	THE DC OF FRANKLIN HARBOUR	54	THE DC OF TUMBY BAY
27	THE DC OF CEDUNA	42	THE REGIONAL COUNCIL OF GOYDER	55	NORTHERN AREAS COUNCIL
28	CLARE AND GILBERT VALLEYS COUNCIL	43	THE DC OF GRANT	56	DC OF ROBE
29	THE DC OF CLEVE	44	KANGAROO ISLAND COUNCIL	57	WUDINNA DISTRICT COUNCIL
30	COORONG DISTRICT COUNCIL	45	THE DC OF KAROONDA EAST MURRAY	58	WATTLE RANGE COUNCIL
31	COPPER COAST COUNCIL	46	THE DC OF MOUNT REMARKABLE	62	PORT PIRIE REGIONAL COUNCIL
32	DC OF ELLISTON	47	NARACOORTE LUCINDALE COUNCIL	63	MUNICIPAL COUNCIL OF ROXBY DOWNS
33	THE DC OF KIMBA	48	THE DC OF ORROO CARRIETON	67	WAKEFIELD REGIONAL COUNCIL

3.7 NUMBER OF CERTIFICATES OF OCCUPANCY (COO) ISSUED BY PRIMARY BUILDING CLASS

Building Classification	Total Certificates of Occupancy Issued
Class 1A	-
Class 1B	18
Class 2	-
Class 3	-
Class 4	-
Class 5	36
Class 6	99
Class 7A	-
Class 7B	54
Class 8	23
Class 9A	1
Class 9B	26
Class 9C	-
TOTAL	257

COMMENT

A total of **257** Certificates of Occupancy were issued during the 2021-22 financial year. This reflects the current status associated with Class 1A buildings (houses and additions) which are not currently required to obtain a Certificate of Occupancy.

NOTE

[Certificates of Occupancy](#) are required for all new buildings (and building work where applicable) approved and built under the PDI Act, excluding Class 10 Structures such as sheds, carports and verandahs.

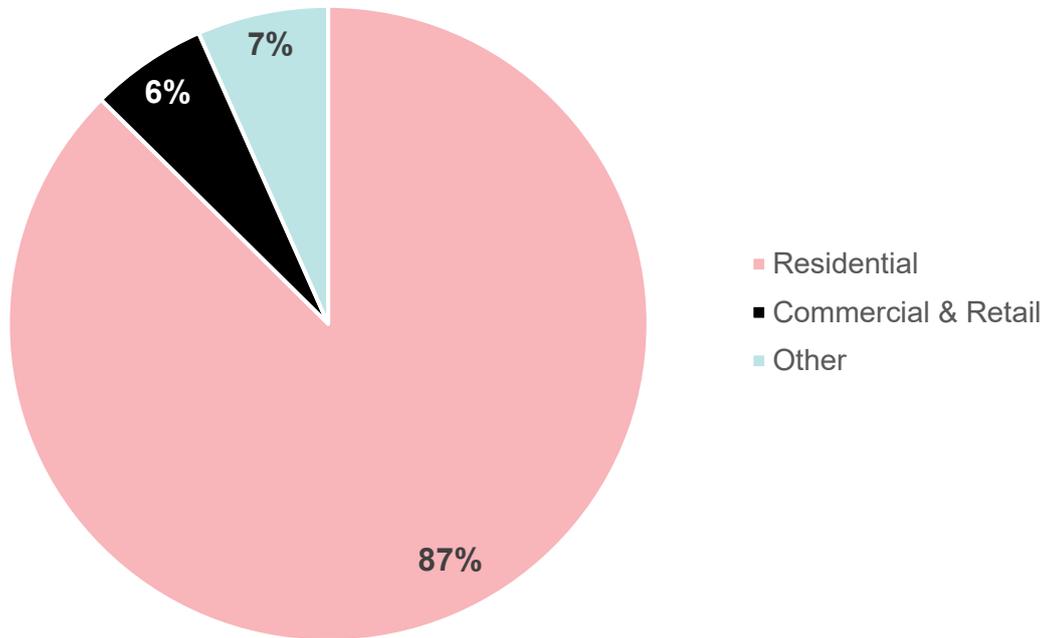
Certificates of Occupancy for Class 1a buildings have been deferred whilst new housing occupancy requirements are being determined. This will remain the case until after 1 January 2024.

Certificate of Occupancy numbers for Class 1B and Class 2 buildings reflects the time lag between obtaining a development approval through the planning system to construction and completion. Given the planning system has only been fully operational for 15 months (as measured from the end of the 2021/22 FY) it is envisaged these numbers will be higher in the 2022/23 report.

In addition, issued Certificates of Occupancy numbers are relatively low when compared to the number of Certificates of Occupancy identified as being required on issued Development Approvals.

3.8

NUMBER OF ADDITIONAL ALLOTMENTS GRANTED A LAND DIVISION CERTIFICATE UNDER SECTION 138



Development Type	Additional Allotments
Residential	2,245
Commercial & Retail	152
Other	170
TOTAL	2,567

COMMENT

A total **2,567** additional allotments were granted a Land Division Certificate under Section 138 of the PDI Act in the 2021-22 financial year. Over **85%** of these were associated with residential development.

NOTE

These numbers only relate to additional lots created (i.e. do not include existing lots associated with division) under the current planning system, and therefore do not include:

- Certificates issued for land divisions approved under the previous planning system; OR
- Land divisions which have been approved under the current system but have not yet applied for the certificate.
- Land division certificates issued in the previous year, which were deposited during the 2021-22 financial year.

3.9 LAND DIVISIONS CONSENTS WITHIN THE ENVIRONMENT AND FOOD PRODUCTION AREAS (EFPA) OR CHARACTER PRESERVATION DISTRICT (CPD), INCLUDING DECISIONS MADE, NUMBER OF ADDITIONAL ALLOTMENTS CREATED AND SCAP CONCURRENCE REQUESTS.

Total Lodgements Made	Total Refusals Issued	Additional Lots Created
152	4	122
Total Approvals Granted	Boundary Realignments	SCAP Concurrence Requests
106	76	4

COMMENT

There were a total **152** land division consent lodgements on land affected by either the EFPA or CPD Overlay in 2021/22. Over this same period a total **110** decisions (approvals and refusals) were made, including **4** refusals and **76** boundary realignments.

NOTE

Additional lots created within the EFPA or CPD are typically associated with one of the following:

- Historical land divisions approved under the previous planning system prior to EFPA / CPD layers coming into affect; OR
- Historical land divisions approved during the 12-month grace period for land within the Rural Living zone; OR
- Land divisions associated with non-residential development; OR
- Land parcels which are only partially affected by the EFPA or CPD Overlay.
- Land divisions which occur within the CPD – Township Overlay (which support residential land division).

4.0 COURT APPEAL INDICATORS

The indicator within this section relates to appeals made to the Environment, Resources and Development (ERD) Court by appeal type, for applications lodged through the ePlanning system only.

4.1 NUMBER OF APPEALS LODGED TO THE ENVIRONMENT, RESOURCES AND DEVELOPMENT (ERD) COURT BY APPEAL TYPE

Appeal Type	Total Appeals
Applicant appeal against decision	20
Applicant appeal against process	-
Applicant appeal against condition of consent	-
Third party appeal against a decision	-
Third party appeal against process	1
Relevant Authority appeal against decision	4
TOTAL	25

COMMENT

A total **25** appeals were lodged to the Environment, Resource and Development (ERD) Court during the 2021/22 financial year. A total of **80%** of all appeals lodged were from applicants appealing against the decision made by the Relevant Authority.

NOTE

This only relates to applications lodged under the current planning system, and therefore does not account for appeals lodged against applications assessed under the previous planning system.

5.0 MONETARY INDICATORS

Indicators in this section relate to monetary components under the *Planning, Development and Infrastructure Act, 2016*.

5.1 VALUE OF DEVELOPMENT APPROVALS GRANTED BY ABS FUNCTIONAL CLASSIFICATION CODE

ABS Building Classification Type	Development Cost
Residential	\$3,906,269,449
Industrial	\$397,562,666
Institutional	\$250,501,845
Commercial	\$899,348,740
Mixed	\$542,020,809
Other	\$173,869,265
TOTAL	\$6,169,572,776

COMMENT

\$6.1 billion worth of development approvals were granted across the 2021/22 financial year. Residential development accounted for over **50%** of this estimated development value, followed by commercial development.

NOTE

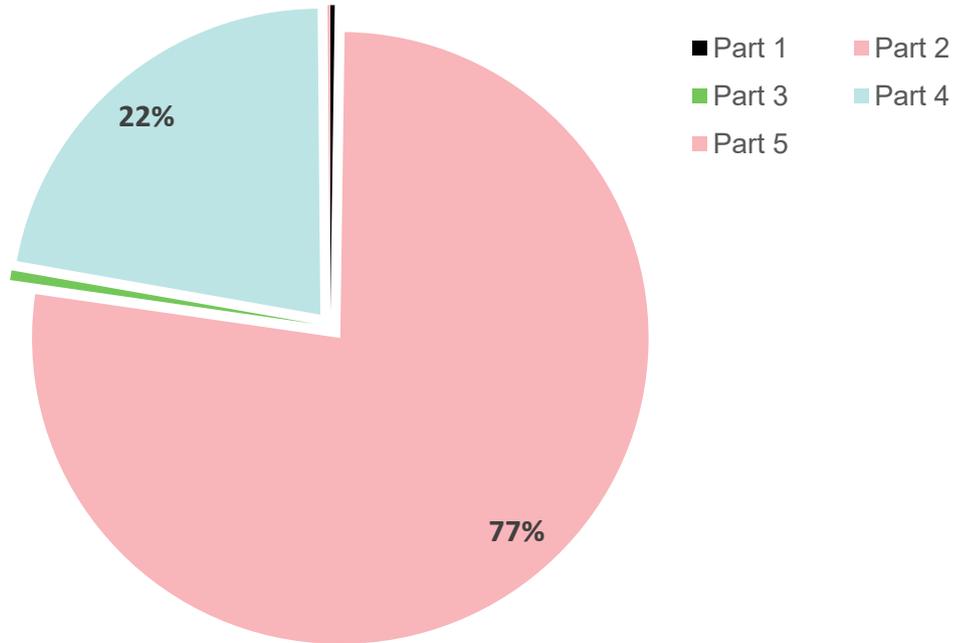
The Australian Bureau of Statistics (ABS) have created a [functional classification of buildings](#) to align with their predominant function or purpose. The divisions / classifications include:

1. Residential
2. Commercial
3. Industrial
4. Other

Note: PlanSA also uses another category to capture development approvals granted for developments with mixed use (called Mixed).

5.2 TOTAL FEES COLLECTED (PDI ACT FEES NOTICE)

- PART 1: FEES UNDER PLANNING, DEVELOPMENT AND INFRASTRUCTURE (ACCREDITED PROFESSIONALS) REGULATIONS 2019
- PART 2: FEES RELATING TO DEVELOPMENT ASSESSMENT
- PART 3: FEES RELATING TO BUILDING ACTIVITY AND USE
- PART 4: FUNDS AND OFF-SET SCHEMES
- PART 5: OTHER



Fee Type	Amount
Part 1: Fees under PDI (Accredited Professionals) Regulations, 2019	\$101,197
Part 2: Fees relating to development assessment	\$34,668,718
Part 3: Fees relating to building activity and use	\$229,309
Part 4: Funds and off-set schemes	\$9,924,034
Part 5: Other	\$62,438
TOTAL	\$44,985,696

COMMENT

\$44,985,696 worth of fees were collected under the PDI Act's fees notice. The majority of these fees were collected under **Part 2 – Fees relating to development assessment**.

Crown and Majors Development Activity

Development activity associated with Crown and Majors development is currently captured separately from other development activity and is therefore unable to be reported in the same way as other data captured through the ePlanning system. It is envisaged that by Crown and Major developments will be captured in the ePlanning system and able to be included in future Performance Indicator Reports.

Table 1: Crown Development Activity 2021-22

METRIC	MEASURE 2021-22	MEASURE 2020-21
Crown applications lodged	246	315
Development cost of applications lodged	\$1.4 billion	\$4.74 billion
Number of applications granted	187	-
Applications determined within the statutory timeframe	96%	98%
Number of applications subject to public notification	4	29
COMMENT		
The total number of crown applications lodged, and subsequently the estimated development cost of those applications lodged, has dropped considerably compared to the previous financial year. The lower number of applications may be result of Covid-19 and the State Election cycle.		

Table 2: Majors Development Activity 2021-22

METRIC	MEASURE 2021-22	MEASURE 2020-21
New major developments declared	0	1
Major developments / impact assessed developments determined	2	-
Major developments / impact assessed currently under assessment	2	6
Major developments with decision made on variation	8	6
Major development variations to previous approval under assessment	5	5
Total value of current projects (for which a decision has been made)*	\$414.7 million	-
Total value of current projects (for which a decision is still to be made)	\$160.3 million	\$4.37 billion
COMMENT		
No new major developments were declared over this period. The largest major project approved in FY21/22 was the SA-NSW interconnector. In addition, 8 variations were made to existing major development approvals including Mannum Marina, Buckland Park and Nyrstar.		

Disclaimer

While every reasonable effort has been made to ensure this document is correct at the time of publication, the Minister, its agencies, instrumentalities, employees and contractors disclaim any and all liability to any person in respect to anything or the consequence of anything done or omitted to be done in reliance upon the whole or any part of this document.

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Department for Trade and Investment

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Appendix B: Audited financial statements 2021-22



Our ref: A22/141

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Mr C Holden
Chair
State Planning Commission
Level 5
50 Flinders Street
ADELAIDE SA 5000
email: saplanningcommission@sa.gov.au
sally.smith@sa.gov.au

Dear Mr Holden

Audit of the State Planning Commission for the year to 30 June 2022

We have completed the audit of your accounts for the year ended 30 June 2022. Two key outcomes from the audit are the:

- 1 Independent Auditor's Report on your agency's financial report
- 2 audit management letters.

1 Independent Auditor's Report

We are returning the financial report for the State Planning Commission, with the Independent Auditor's Report. This report is unmodified. The *Public Finance and Audit Act 1987* allows me to publish documents on the Auditor-General's Department website. The enclosed Independent Auditor's Report and accompanying financial report will be published on that website on Tuesday, 18 October 2022.

2 Audit management letters

As the audit did not identify any significant matters requiring management attention, we will not issue any audit management letters.

What the audit covered

Our audits meet statutory audit responsibilities under the *Public Finance and Audit Act 1987* and the Australian Auditing Standards.

OFFICIAL

Our audit covered the principal areas of the agency's financial operations and included test reviews of systems, processes, internal controls and financial transactions.

I would like to thank the staff and management of your agency for their assistance during this year's audit.

Yours sincerely

A handwritten signature in black ink, appearing to read 'D O'Donohue', with a long horizontal flourish extending to the right.

Daniel O'Donohue

Assistant Auditor-General (Financial Audit)

29 September 2022

enc

INDEPENDENT AUDITOR'S REPORT



Government of South Australia

Auditor-General's Department

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To the Chair State Planning Commission

Opinion

I have audited the financial report of the State Planning Commission for the financial year ended 30 June 2022.

In my opinion, the accompanying financial report gives a true and fair view of the financial position of the State Planning Commission as at 30 June 2022, its financial performance for the year then ended in accordance with relevant Treasurer's Instructions issued under the provisions of the *Public Finance and Audit Act 1987* and Australian Accounting Standards – Simplified Reporting Requirements.

The financial report comprises:

- a Statement of Comprehensive Income for the year ended 30 June 2022
- a Statement of Financial Position as at 30 June 2022
- a Statement of Changes in Equity for the year ended 30 June 2022
- notes, comprising material accounting policies and other explanatory information
- a Certificate from the Chair, State Planning Commission and the Executive Director, Planning and Land Use Services, Attorney-General's Department.

Basis for opinion

I conducted the audit in accordance with the *Public Finance and Audit Act 1987* and Australian Auditing Standards. My responsibilities under those standards are further described in the 'Auditor's responsibilities for the audit of the financial report' section of my report. I am independent of the State Planning Commission. The *Public Finance and Audit Act 1987* establishes the independence of the Auditor-General. In conducting the audit, the relevant ethical requirements of APES 110 *Code of Ethics for Professional Accountants (including Independence Standards)* have been met.

I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my opinion.

Responsibilities of the Chair for the financial report

The Chair is responsible for the preparation of the financial report that gives a true and fair view in accordance with relevant Treasurer's Instructions issued under the provisions of the *Public Finance and Audit Act 1987* and the Australian Accounting Standards – Simplified Reporting Requirements and for such internal control as management determines is necessary to enable the preparation of the financial report that gives a true and fair view and is free from material misstatement, whether due to fraud or error.

In preparing the financial report, the Chair is responsible for assessing the entity's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless the assessment indicates that it is not appropriate.

Auditor's responsibilities for the audit of the financial report

As required by section 31(1)(b) of the *Public Finance and Audit Act 1987*, I have audited the financial report of the State Planning Commission for the financial year ended 30 June 2022.

My objectives are to obtain reasonable assurance about whether the financial report as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes my opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with Australian Auditing Standards will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of this financial report.

As part of an audit in accordance with Australian Auditing Standards, I exercise professional judgement and maintain professional scepticism throughout the audit. I also:

- identify and assess the risks of material misstatement of the financial report, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for my opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control
- obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the State Planning Commission's internal control
- evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by the Chair
- conclude on the appropriateness of the Chair's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the entity's

ability to continue as a going concern. If I conclude that a material uncertainty exists, I am required to draw attention in my auditor's report to the related disclosures in the financial report or, if such disclosures are inadequate, to modify the opinion. My conclusion is based on the audit evidence obtained up to the date of the auditor's report. However, future events or conditions may cause an entity to cease to continue as a going concern

- evaluate the overall presentation, structure and content of the financial report, including the disclosures, and whether the financial report represents the underlying transactions and events in a manner that achieves fair presentation.

My report refers only to the financial report described above and does not provide assurance over the integrity of electronic publication by the entity on any website nor does it provide an opinion on other information which may have been hyperlinked to/from the report.

I communicate with the Chair about, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that I identify during the audit.



Daniel O'Donohue

Assistant Auditor-General (Financial Audit)

29 September 2022

OFFICIAL

State Planning Commission

Financial Statements

for the year ended 30 June 2022

OFFICIAL

**State Planning Commission
CERTIFICATION OF THE FINANCIAL STATEMENTS**

We certify that the:

- financial statements of the State Planning Commission:
 - are in accordance with the accounts and records of the State Planning Commission; and
 - comply with relevant Treasurer's Instructions; and
 - comply with relevant accounting standards; and
 - present a true and fair view of the financial position of the State Planning Commission at the end of the financial year and the result of its operations for the financial year.
- Internal controls employed by the State Planning Commission over its financial reporting and its preparation of the financial statements have been effective throughout the financial year.



Craig Holden
Chair
State Planning Commission
South Australia



Sally Smith
Executive Director
Planning and Land Use Services
Attorney-General's Department

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September 2022

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September 2022

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State Planning Commission
Statement of Comprehensive Income
for the year ended 30 June 2022

	Note	2022	2021
	No	\$'000	\$'000
Income			
Resources received free of charge	1.2	1 249	1 333
Total Income		<u>1 249</u>	<u>1 333</u>
Expenses			
Board fees and remuneration	3	652	740
Supplies and services	5	597	593
Total Expenses		<u>1 249</u>	<u>1 333</u>
Net Result		<u>-</u>	<u>-</u>
Total comprehensive result		<u>-</u>	<u>-</u>

The net result and total comprehensive result are attributable to the SA Government as owner.

The above statement should be read in conjunction with the accompanying notes.

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State Planning Commission
Statement of Financial Position
as at 30 June 2022

		2022	2021
		\$'000	\$'000
Current assets			
Receivables		33	26
Total Current Assets		<u>33</u>	<u>26</u>
Total Assets		<u>33</u>	<u>26</u>
Current liabilities			
Payables	6	26	26
Other liabilities	7	7	-
Total Current Liabilities		<u>33</u>	<u>26</u>
Total Liabilities		<u>33</u>	<u>26</u>
Net assets		<u>-</u>	<u>-</u>
Equity			
Retained earnings		-	-
Total Equity		<u>-</u>	<u>-</u>

Total equity is attributable to the SA Government as owner.

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State Planning Commission
Statement of Changes In Equity
for the year ended 30 June 2022

	Retained Earnings \$'000	Total Equity \$'000
Balance at 1 July 2020	-	-
Net result for 2020-21	-	-
Total Comprehensive Result for 2020-21	-	-
Balance at 30 June 2021	-	-
Net result for 2021-22	-	-
Total Comprehensive Result for 2021-22	-	-
Balance at 30 June 2022	-	-

All changes in equity are attributable to the SA Government as owner.

State Planning Commission
Notes to and forming part of the financial statements
for the year ended 30 June 2022

Note 1: Basis of Financial Statements

1.1. Reporting Entity

The State Planning Commission (the Commission) was established pursuant to the *Planning, Development and Infrastructure Act 2016* (the Act). The Commission is the State's principal planning advisory and development assessment body established under the Act.

The Commission does not control any other entity and has no interest in unconsolidated structured entities.

1.2. Financial Arrangements

The financial activities of the Commission are supported by the Attorney-General's Department (the Department). The Commission is accountable to the Minister for Planning (Minister for Planning and Local Government until 24 March 2022) for the administration of the Act and to further the Act's objects and principles. The Department administers the South Australian Planning and Development System, leading and presenting South Australia's strategic land use and development planning and assessing applications for land use and development.

In 2019-20 a service level agreement was entered into with the Department for Infrastructure and Transport for the provision of governance and administrative services. As a result of administrative arrangements outlined in the Government Gazette on 29 July 2020, the ministerial responsibilities of the Minister for Planning and Local Government transferred to the Attorney-General. As a result the services were provided by the Attorney-General's Department in 2021-22. A further change to ministerial responsibilities was gazetted on 30 June 2022 with the employees providing services to the Commission transferring to the Department for Trade and Investment from 1 July 2022.

The only income received by the Commission are via resources received free of charge by the Department.

1.3. Statement of compliance

The financial statements of the Commission have been prepared in compliance with section 23 of the *Public Finance and Audit Act 1987*.

The financial statements are general purpose financial statements. The accounts have been prepared in accordance with relevant Australian Accounting Standards (Reduced Disclosure Requirements), and comply with Treasurer's Instructions and Accounting Policy Statements promulgated under the provisions of the *Public Finance and Audit Act 1987*.

The Commission has applied Australian Accounting Standards that are applicable to not-for-profit entities, as the Commission is a not-for-profit entity. Australian Accounting Standards and Interpretations that have recently been issued or amended but are not yet effective, have not been adopted by the Commission for the period ending 30 June 2022.

1.4. Basis of preparation

The financial statements have been prepared based on a twelve-month period and presented in Australian currency. The historical cost convention is used unless a different measurement basis is specifically disclosed in the notes.

State Planning Commission
Notes to and forming part of the financial statements
for the year ended 30 June 2022

All amounts in the financial statements and accompanying notes have been rounded to the nearest thousand dollars (\$'000).

Assets and liabilities that will be sold, consumed or realised as part of the normal operating cycle are classified as current assets or current liabilities, all other assets and liabilities are classified as non-current.

1.5. Taxation

The Commission is not subject to income tax. The Commission is liable for payroll tax, fringe benefits tax and goods and services tax (GST).

The net amount of the GST receivable/payable to the ATO is not recognised as a receivable/payable in the Statement of Financial Position as the Commission is a member of an approved GST group of which the Department is responsible for the remittance and collection of GST.

Note 2: Objectives of the State Planning Commission

The Commission is responsible for making recommendations to the Minister for Planning on the administration of the *Planning, Development and Infrastructure Act 2016*. The Commission guides decision making of State and Local Government and community and business organisations with respect to planning, development and infrastructure provisions in South Australia.

State Planning Commission
Notes to and forming part of the financial statements
for the year ended 30 June 2022

Note 3: Board Fees and Remuneration

	2022	2021
	\$'000	\$'000
Board Fees and Remuneration		
Board fees and remuneration	621	705
On-costs – payroll tax	31	35
Total Board Fees and Remuneration	<u>652</u>	<u>740</u>

Members during the 2022 financial year were:

State Planning Commission

Dyer H (expired 31/10/2021)
 Griffiths S P (appointed 01/03/2022)
 Holden C A (Chair)
 Holmes A (expired 31/10/2021)
 Hurley N M (appointed 01/11/2021)
 Walker E R (appointed 01/11/2021)
 Moseley S P (appointed 01/11/2021)
 Smith S J *

State Commission Assessment Panel

Eckert J S
 Herriman E L
 Leadbeter P D
 Pember G P
 Rutschack R J
 Thomas R A (Chair)
 Adcock M D
 Wohlstadt M
 Altmann D

Building Technical Panel

Frisby D
 Shillabeer J
 Payne J
 Cibich J*
 Fennell B
 Steer B
 Murton P
 Ingerson N
 Centofanti M
 Bertolini L *

Building Fire Safety Committee

Paton C* (appointed 01/10/2021)
 Evans J* (appointed 01/10/2021)
 Palumbo L (appointed 1/10/2021, resigned 24/12/2021)
 Sutton M* (appointed 01/10/2021)

State Planning Commission
Notes to and forming part of the financial statements
for the year ended 30 June 2022

Heritage Sub Committee

Harry B
 Newman J
 Lindsay D
 Little E
 Danvers R
 Queale M
 Pope A
 Bird L

* In accordance with the Premier and Cabinet Circular No. 016, government employees did not receive any remuneration for board/committee duties during the financial year.

The number of members whose remuneration received or receivable falls within the following bands:

	2022	2021
\$0 - \$19 999	26	17
\$20 000 - \$39 999	3	5
\$40 000 - \$59 999	8	5
\$60 000 - \$79 999	1	2
\$80 000 - \$99 999	-	2
\$100 000 - \$119 999	1	-
\$140 000 - \$159 999	-	1
Total Number of Members	39	27

Remuneration of members reflects all costs of performing commission member duties including sitting fees, superannuation contributions, fringe benefits tax and any other salary sacrifice arrangements. The total remuneration received or receivable by members was \$0.621m (\$0.705m).

Key Management Personnel

Key management personnel of the Commission include the Minister for Planning (Minister for Planning and Local Government until 24 March 2022) and the State Planning Commission members who have responsibility for the strategic direction and management of the Commission.

Total compensation for key management personnel was \$0.282m (\$0.387m).

The compensation disclosed in this note excludes salaries and other benefits the Minister for Planning receives. The Minister's remuneration and allowances are set by the *Parliamentary Remuneration Act 1990* and the Remuneration Tribunal of SA respectively and are payable from the Consolidated Account (via the Department of Treasury and Finance) under section 6 the *Parliamentary Remuneration Act 1990*.

Note 4: Related Party Transactions

The Commission is a statutory authority established pursuant to the *Planning, Development and Infrastructure Act 2016* and is an instrumentality of the Crown.

Related parties of the Commission include all key management personnel and their close family members; all Cabinet Ministers and their close family members; and all public authorities that are controlled and consolidated into the whole of government financial statements and other interests of the Government.

OFFICIAL

State Planning Commission
Notes to and forming part of the financial statements
for the year ended 30 June 2022

Transactions with Key Management Personnel and other related parties

There were no transactions with key management personnel and other related parties during the year.

Note 5: Supplies and Services

	2022	2021
	\$'000	\$'000
Governance and Administrative Services	514	520
Auditor's remuneration	7	7
Other	76	66
Total Supplies and Services	597	593

Note 6: Payables

	2022	2021
	\$'000	\$'000
Accrued expenses	26	7
Accrued board fees and remuneration	-	16
Employment on-costs	-	3
Total Payables	26	26

Note 7: Other Liabilities

	2022	2021
	\$'000	\$'000
Other liabilities	7	-
Total Other liabilities	7	-

Note 8: Contingent Assets and Contingent Liabilities

The Commission is not aware of any contingent assets and contingent liabilities as at 30 June 2022.

Note 9: After Balance Date Events

As a result of a change in administrative arrangements responsibility for the Commission will transfer from the Attorney-Generals Department to the Department for Trade and Investment effective from 1 July 2022.

Note 10: Impact of COVID-19 pandemic

The COVID-19 pandemic has had no material impact on the operations of the Commission in 2021-22. Currently, there is insufficient information to determine whether the COVID-19 pandemic will have a material impact on the operations of the Commission in 2022-23.

The Commission will continue to assess the impact of COVID-19 on their operations in 2022-23.