



Minutes of the Mid-West/Wheatbelt Joint Development Assessment Panel

Meeting Date and Time: 8 November 2016; 10:00am
Meeting Number: MWWJDAP/12
Meeting Venue: Department of Planning
140 William Street,
Perth

Attendance

DAP Members *via teleconference*

Mr David Gray (Presiding Member)
Mr Robert Fenn (Deputy Presiding Member)
Mr Patrick Dick (Specialist Member)
Cr Julie Russell (Local Government Member, Shire of Wickpin)

Officers in attendance *via teleconference*

Mr Mark Hook (Shire of Wickpin)

Department of Planning Minute Secretary

Ms Michelle Tan

Applicant and Submitters *via teleconference*

Mr Alf Baker (WA Kaolin Holdings Pty Ltd)

Members of the Public

One member of the public

1. Declaration of Opening

The Presiding Member, Mr David Gray declared the meeting open at 10:01am on 8 November 2016 and acknowledged the past and present traditional owners and custodians of the lands on which the meeting was being held.

The Presiding Member announced the meeting would be run in accordance with the *Development Assessment Panel Standing Orders 2012* under the *Planning and Development (Development Assessment Panels) Regulations 2011*.

The Presiding Member advised that in accordance with Section 5.16 of the Standing Orders 2012; No Recording of Meeting, which states: 'A person must not use any electronic, visual or audio recording device or instrument to record the proceedings of the DAP meeting unless the Presiding Member has given permission to do so.', the meeting would not be recorded.

Mr David Gray
Presiding Member, Mid-West/Wheatbelt JDAP



2. Apologies

Cr Allan Lansdell (Local Government Member, Shire of Wickepin)
Cr Gerri Hickley (Local Government Member, Shire of Wickepin)

3. Members on Leave of Absence

Nil

4. Noting of Minutes

Minutes of the Mid-West/Wheatbelt JDAP meeting No. 11 held on 17 October 2016 were noted by DAP members.

5. Declaration of Due Consideration

All members declared that they had duly considered the documents.

6. Disclosure of Interests

Panel member, Mr Robert Fenn, declared an impartiality interest in item 9.1. Mr Fenn is an employee of LandCorp who has examined the potential to develop residential land in Wickepin for the Shire of Wickepin, and has also been engaged in development opportunities in the surrounding Shires of Narrogin, Kondinin, Pingelly, Cuballing, Lake Grace and Wagin.

In accordance with section 4.6.1 and 4.6.2 of the Standing Orders 2012, the Presiding Member determined that the member listed above, who had disclosed an impartiality interest, was permitted to participate in discussion and voting on the items.

7. Deputations and Presentations

Nil

8. Form 1 – Responsible Authority Reports – DAP Application

Nil

9. Form 2 – Responsible Authority Reports – Amending or cancelling DAP development approval

- | | | |
|------------|------------------------|---|
| 9.1 | Property Location: | Lots 1 and 8798 Line Road and Lot 7495 Sparks Road, East Wickepin |
| | Application Details: | Kaolin Processing Plant, Product Storage and Degritting Plant |
| | Applicant: | Alf Baker, WA Kaolin Holdings Pty Ltd |
| | Owner: | Wamco Industries Group Pty Ltd |
| | Responsible Authority: | Shire of Wickepin |
| | DoP File No: | DAP/14/00685 |

Mr David Gray
Presiding Member, Mid-West/Wheatbelt JDAP



REPORT RECOMMENDATION / PRIMARY MOTION

Moved by: Cr Julie Russell

Seconded by: Mr David Gray

That the Mid-West/Wheatbelt Joint Development Assessment Panel resolves to:

1. **Accept** that the DAP Application reference DAP/14/00685 as detailed on the DAP Form 2 dated 25 October 2016 is appropriate for consideration in accordance with regulation 17 of the *Planning and Development (Development Assessment Panels) Regulations 2011*;
2. **Approve** the DAP Application reference DAP/14/00685 as detailed on the DAP Form 2 dated 25 October 2016 in accordance with the provisions of the Shire of Wickpin's Local Planning Scheme No. 4, for the proposed extension of time to 23 January 2019 to the approved Kaolin Processing Plant, Product Storage and Degritting Plant at Lots 1 and 8798 Line Road and Lot 7495 Sparks Road, East Wickpin, subject to the original Conditions and Advice Notes:

Amended Conditions

Nil

Advice Notes

Nil

All other conditions and requirements detailed on the previous approval dated 2 February 2015 shall remain unless altered by this application.

AMENDING MOTION

With the agreement of the Mover and Seconder, the Presiding Member declared that the Amending Motion be separated into three (3) parts in accordance with Section 5.5.3 of the Standing Orders 2012.

Moved by: Mr Robert Fenn

Seconded by: Mr Patrick Dick

(i) To amend the preamble to read as follows:

1. **Accept** that the DAP Application reference DAP/14/00685 as detailed on the DAP Form 2 dated 13 October 2016 is appropriate for consideration in accordance with regulation 17 of the *Planning and Development (Development Assessment Panels) Regulations 2011*;
2. **Approve** the DAP Application reference DAP/14/00685 as detailed on the DAP Form 2 dated 13 October 2016 in accordance with the provisions of the Shire of Wickpin's Local Planning Scheme No. 4, for the proposed extension of time to 23 January 2019 to the approved Kaolin Processing Plant, Product Storage and Degritting Plant at Lots 1 and 8798 Line Road and Lot 7495 Sparks Road, East Wickpin, subject to the original Conditions and amended Advice Notes:

Mr David Gray
Presiding Member, Mid-West/Wheatbelt JDAP



REASON: To correct the date of the DAP Form 2 and reference the amended Advice Notes.

(ii) To amend Advice Note 1 to read as follows:

1. *This decision constitutes planning approval only and is valid for a period of four years from the date of approval on 23 January 2015. If the subject development is not substantially commenced within the four year period, the approval shall lapse and be of no further effect.*

REASON: To clarify the approval period.

(iii) To amend the new Advice Note to read as follows:

All other conditions and requirements detailed on the previous approval dated 23 January 2015 shall remain unless altered by this application.

REASON: To correct the date of the previous approval.

The Amending Motion was put and CARRIED UNANIMOUSLY.

PRIMARY MOTION (AS AMENDED)

That the Mid-West/Wheatbelt Joint Development Assessment Panel resolves to:

1. **Accept** that the DAP Application reference DAP/14/00685 as detailed on the DAP Form 2 dated 13 October 2016 is appropriate for consideration in accordance with regulation 17 of the *Planning and Development (Development Assessment Panels) Regulations 2011*;
2. **Approve** the DAP Application reference DAP/14/00685 as detailed on the DAP Form 2 dated 13 October 2016 in accordance with the provisions of the Shire of Wickpin's Local Planning Scheme No. 4, for the proposed extension of time to 23 January 2019 to the approved Kaolin Processing Plant, Product Storage and Degritting Plant at Lots 1 and 8798 Line Road and Lot 7495 Sparks Road, East Wickpin, subject to the original Conditions and amended Advice Notes:

Amended Conditions

Nil

Advice Notes

1. This decision constitutes planning approval only and is valid for a period of four years from the date of approval on 23 January 2015. If the subject development is not substantially commenced within the four year period, the approval shall lapse and be of no further effect.

All other conditions and requirements detailed on the previous approval dated 23 January 2015 shall remain unless altered by this application.

Mr David Gray
Presiding Member, Mid-West/Wheatbelt JDAP



REASON: In accordance with details contained in the Responsible Authority Report Recommendation.

The Primary Motion (as amended) was put and CARRIED UNANIMOUSLY.

10. Appeals to the State Administrative Tribunal

Nil

11. General Business / Meeting Close

The Presiding Member reminded the meeting that in accordance with Standing Order 7.3 only the Presiding Member may publicly comment on the operations or determinations of a DAP and other DAP members should not be approached to make comment.

There being no further business, the Presiding Member declared the meeting closed at 10:14am.

Mr David Gray
Presiding Member, Mid-West/Wheatbelt JDAP