

PLANNING AND DEVELOPMENT ACT 2005 & LOCAL PLANNING SCHEME NO.3

PLN1 Planning Matters – Revised

Delegation from:	Council
Delegated to:	Chief Executive Officer
Date Adopted:	21 June 2010
Date Last Reviewed:	22 June 2021

Legislation:	City (Shire) of Kalamunda Local Planning Scheme No 3; <i>Planning and Development Act 2005; Planning and Development (Local Planning Schemes) Regulations 2015</i>
Power or Duty of the Local Government which is being	
<p>DETAILS</p> <p>Pursuant to Clause 82 of the Deemed Provisions, the Chief Executive Officer is delegated authority to exercise the powers or discharge the duties of the Council in regard to the following:-</p> <p>Advertising</p> <p>To advertise proposals in accordance with Local Planning Scheme No. 3 (the Scheme).</p> <p>Determination of Applications</p> <p>To apply discretion and determine applications under Part 6, 7, 8, 9, 9A and 10 of the Deemed Provisions and Parts 4 and 5 of the Scheme.</p> <p>To apply discretion and determine applications under Clause 29 and 45 of the Deemed Provisions (amendment of Structure Plans and Activity Centre Plans). To apply discretion to the remainder of Part 4 and Part 5 of the Deemed Provisions to the extent that the discretion relates only to the preparation of an amendment to a Structure Plan or Activity Centre Plan.</p> <p><u>Condition (OCM 28/04/2020)</u> Approve Planning Applications where there is no more than a 30% 50% deficiency in the parking bays required to be provided by the applicant</p> <p>Subdivision Applications and Clearances</p> <p>To make recommendations to the Western Australian Planning Commission on all subdivision and amalgamation applications and to endorse applications for clearance where relevant conditions have been satisfied.</p>	

<p>Appeals (Reviews)</p> <p>To attend the State Administrative Tribunal on behalf of Council and to determine conditions to be applied to applications the subject of mediation or successful appeal and to enter into Minute of Consent Orders accordingly.</p> <p>Enforcement and Administration</p> <p>Any of its powers, and the discharge of any of its duties, under Part 10 of the Deemed Provisions.</p>	
<p>Related Documents</p>	
Council Policy:	All relevant Local Planning Policies prepared under Part 2 of the Deemed Provisions.
Administration Policy/Procedure:	
Notes:	<p><i>Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2 – Deemed Provisions.</i></p> <p>82. Delegations by local government</p> <p>(1) The local government may, by resolution, delegate to a committee or to the local government CEO the exercise of any of the local government’s powers or the discharge of any of the local government’s duties under this Scheme other than this power of delegation.</p>