



Government of **Western Australia**  
Department of **Lands**

Our

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Enquiries: Daniel Soon, ph 6552 4554, 0437 545 652

Mr Andrew Hammond  
Chief Executive Officer  
City of Rockingham  
PO Box 2142  
ROCKINGHAM DC WA 6967

BY EMAIL (ONLY) TO: [council@rockingham.wa.gov.au](mailto:council@rockingham.wa.gov.au)

Dear Mr Hammond

**DEVELOPMENT APPLICATIONS MADE UNDER THE AUSPICES OF THE PLANNING AND DEVELOPMENT ACT 2005 (PDA)**

In order to reduce processing times and costs, the Minister for Lands Hon. Terry Redman MLA, has recently approved new and more streamlined arrangements to allow Local Government Authority CEOs to sign selected Development Applications, without need of referral to the Department of Lands (DoL).

The Schedule to the attached Instrument of Authorisation dated 2 June 2016, sets out the specific types of Development Applications for which you can now sign as owner. Please ensure that any such signature is also annotated with the standard endorsement ie:

*Signed only as acknowledgement that a development application is being made in respect of a proposal that includes Crown land, Crown reserves under management for the purpose, or a road and to permit this application to be assessed under the appropriate provision of the Planning and Development Act 2005 (including any planning scheme). The signature does not represent approval or consent for planning purposes. Further, in the event that development approval is granted for the proposal, the above signature should not be taken as an acknowledgement of or consent to the commencement or carrying out of the proposed development or to any modification of the tenure or reservation classification of the Crown land component.*

Development Applications relating to Unallocated Crown land, Unmanaged Reserves, land under management order to a local government where the development is not consistent with the reserve's purpose, or is used for commercial purposes, or land which is subject to a lease issued under the *Land Administration Act 1997*, will still need to be referred for the Department of Lands' consideration and signature.

Please do not hesitate to contact Daniel Soon, Manager Operational Policy and Legislation, Department of Lands on 08 6552 4554 if there are any queries regarding this new arrangement.

Yours sincerely

Colin Slattery  
Director General  
29 June 2016

Att

DoL FILE 1738/2002v8; 858/2001v9

**PLANNING AND DEVELOPMENT ACT 2005**

**INSTRUMENT OF AUTHORISATION**

I, **Donald Terrence Redman MLA**, Minister for Lands, a body corporate continued by section 7(1) of the *Land Administration Act 1997*, under section 267A of the *Planning and Development Act 2005*, HEREBY authorise, in respect of each local government established under the *Local Government Act 1995* and listed in Column 2 of the Schedule, the person from time to time holding or acting in the position of Chief Executive Officer of the relevant local government, to perform the powers described in Column 1 of the Schedule subject to the conditions listed in Column 3 of the Schedule.

Dated the *2<sup>nd</sup>* day of *June* 2016



**HON DONALD TERRENCE REDMAN MLA  
MINISTER FOR LANDS**

**SCHEDULE**

**This is the Schedule referred to in an Instrument of Authorisation relating to Development Applications under the Planning and Development Act 2005**

**Column 1**

- The power to sign as owner in respect of Crown land that is:
- a reserve managed by the local government pursuant to section 46 of the *Land Administration Act 1997* and the development is consistent with the reserve purpose and the development is not for a commercial purpose; or
  - the land is a road of which the local government has the care, control and management under section 55(2) of the *Land Administration Act 1997* and where there is no balcony or other structure proposed to be constructed over that road unless that structure comes within the definition of a "minor encroachment" in the Building Regulations 2012 (Regulation 45A), or is an "awning, verandah or thing (Regulation 45B), or is a ground anchor, and where the development is consistent with the use of the land as a road,

**Column 2**

- City of Albany
- City of Armadale
- Shire of Ashburton
- Shire of Augusta-Margaret River
- Town of Bassendean
- City of Bayswater
- City of Belmont
- Shire of Beverley
- Shire of Boddington
- Shire of Boyup Brook
- Shire of Bridgetown-Greenbushes
- Shire of Brooking
- Shire of Broome
- Shire of Broomehill-Tambellup
- Shire of Bruce Rock
- City of Bunbury
- Shire of Busselton
- Town of Cambridge
- City of Cannington
- Shire of Capel
- Shire of Carnamah
- Shire of Carnarvon
- Shire of Chapman Valley
- Shire of Chittering
- Shire of Christmas Island
- Town of Claremont
- City of Cockburn
- Shire of Coocos (Keeling) Islands
- Shire of Collie
- Shire of Coongardie
- Shire of Coorow
- Shire of Coorup
- Shire of Canning
- Town of Cottesloe
- Shire of Cranbrook
- Shire of Cuballing
- Shire of Cue
- Shire of Cunderdin
- Shire of Dalwallinu
- Shire of Dandaragan
- Shire of Dardanup
- Shire of Denmark
- Shire of Derby/West Kimberley
- Shire of Donnybrook-Balingup
- Shire of Doregin
- Shire of Dumbleyung
- Shire of Dundas
- Town of East Fremantle
- Shire of East Pilbara
- Shire of Esperance
- Shire of Exmouth
- City of Fremantle
- City of Greater Geraldton

**Column 3**

- In accordance with and subject to approved Government Land policies.
- Any signature subject to the following endorsement:  
Signed only as acknowledgement that a development application is being made in respect of a proposal that includes Crown land, Crown reserves under management for the purpose, or a road and to permit this application to be assessed under the appropriate provision of the *Planning and Development Act 2005* (including any planning scheme).  
The signature does not represent approval or consent for planning purposes. Further, in the event that development approval is granted for the proposal, the above signature should not be taken as an acknowledgement of or consent to the commencement or carrying out of the proposed development or to any modification of the tenure or reservation classification of the Crown land component.

- (i) section 99(2) of the *Planning and Development Act 2005* in respect of development for which approval is required under a regional interim development order (as that term is defined in that Act);
- (ii) section 103(2) of the *Planning and Development Act 2005* in respect of development for which approval is required under a local interim development order (as that term is defined in that Act);
- (iii) section 115 of the *Planning and Development Act 2005* in respect of development within a planning control area (as that term is defined in that Act);
- (iv) section 122A of the *Planning and Development Act 2005* in respect of which approval is required under an improvement scheme (as that term is defined in that Act);
- (v) section 162 of the *Planning and Development Act 2005* in respect of developments for which approval is required under a planning scheme of interim development order (as those terms are defined in that Act);

(vi) section 163 of the *Planning and Development Act 2005* in respect of development on land which is comprised within a place entered in the Register maintained by the Heritage Council under the *Heritage of Western Australia Act 1990*, or of which such a place forms part;

(vii) section 171A of the *Planning and Development Act 2005* in respect of a prescribed development application (as that term is defined in that section of that Act).

Shire of Gingin  
Shire of Gnowangerup  
Shire of Goomalling  
City of Gosnells  
Shire of Halls Creek  
Shire of Harvey  
Shire of Irwin  
Shire of Jerramungup  
City of Joondalup  
Shire of Kalamunda  
City of Kalgoorlie-Boulder  
Shire of Kalbarning  
Shire of Kellerberrin  
Shire of Kent  
Shire of Kojoonup  
Shire of Kondinin  
Shire of Koorda  
Shire of Kulin  
City of Kwinana  
Shire of Lake Grace  
Shire of Laverton  
Shire of Leonora  
City of Mandurah  
Shire of Manjimup  
Shire of Meekatharra  
City of Melville  
Shire of Menzies  
Shire of Merredin  
Shire of Mingenev  
Shire of Moora  
Shire of Morawa  
Town of Mosman Park  
Shire of Mount Magnet  
Shire of Mt Marshall  
Shire of Mukinbudin  
Shire of Mundaring  
Shire of Murchison  
Shire of Murray  
Shire of Nannup  
Shire of Narembeen  
Shire of Narrogin  
Town of Narrogin  
City of Nedlands  
Shire of Ngaanyatjaraku  
Shire of Northam  
Shire of Northampton  
Shire of Nungahin  
Shire of Peppermint Grove  
Shire of Perenjori  
City of Perth  
Shire of Pingelly  
Shire of Plantagenet  
Town of Port Hedland  
Shire of Quairading  
Shire of Ravensthorpe  
City of Rockingham  
Shire of Roebourne  
Shire of Sandstone  
Shire of Serpentine-Jarrahdale  
Shire of Shark Bay  
City of South Perth  
City of Stirling  
City of Subiaco  
City of Swan

Shire of Tammin  
Shire of Three Springs  
Shire of Toodyay  
Shire of Trayning  
Shire of Upper Gascoyne  
Town of Victoria Park  
Shire of Victoria Plains  
Town of Vincent  
Shire of Wagin  
Shire of Warbling  
City of Warmeroo  
Shire of Warcoona  
Shire of West Arthur  
Shire of Westonia  
Shire of Wickiapi  
Shire of Williams  
Shire of Wiluna  
Shire of Wongan-Ballidu  
Shire of Woodanilling  
Shire of Wyalkatchem  
Shire of Wyndham-East Kimberley  
Shire of Yalgoo  
Shire of Yilgarn  
Shire of York



HON DONALD TERRENCE REDMAN MLA  
MINISTER FOR LANDS

*R. M. J. Jones*  
..... day of ..... 2016