

STATE ADMINISTRATIVE TRIBUNAL APPLICATIONS FOR REVIEW

APPLICATIONS PENDING, RECEIVED & DETERMINED

JULY, 2014

(Note: All applications (excluding WAPC matters) are managed by the legal services section of Finance and Corporate Services in conjunction with the responsible officer below.)

As at 31 July 2014

APPEAL (Name, No. and Shire File Reference)	DATE COMMENCED	DECISION APPEAL IS AGAINST	RESPONSIBLE OFFICER	STAGE COMPLETED	NEXT ACTION AND DATE OF ACTION AS PER SAT ORDERS	DATE COMPLETED / CLOSED
<b>16283SUB P6513</b> WAPC ref:137898 <i>Tallwood Nominees v WAPC</i> (Port Geographe Phase Two new subdivision conditions) <b>DR203 of 2009</b>	Jan/Feb 2009	Appeal against conditions of subdivision approval (NOTE: appeal is against WAPC subdivision approval).	Sharon Woodford-Jones	<ul style="list-style-type: none"> <li>AWBMP subject to ongoing review. The agencies considered the terms of the consent order have not been complied with.</li> <li>Tallwood Nominees are in liquidation.</li> <li>State Solicitors Office is now dealing with the SAT appeal and we are a party with an interest, no further date set at this stage, nothing is expected to change at this point in time unless the development is sold.</li> </ul>	<ul style="list-style-type: none"> <li>Awaiting sale of development.</li> </ul>	
<b>SAT Threadgold vs City of Busselton</b>	January 2014	Appeal against the amount of sand to be extracted and the sealing of Haag Road.	Pete Malavisi	<ul style="list-style-type: none"> <li>First Mediation March 13. Agreement to reword condition 1 so as to increase potential of pit up to same amount as originally</li> </ul>	<ul style="list-style-type: none"> <li></li> </ul>	7 July 2014

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				<p>approved. Applicant to provide details for upgrading gravel road and City to consider prior to next scheduled mediation.</p> <ul style="list-style-type: none"> <li>• Mediation May 12, City to consider proposal for gravel road with relevant widening.</li> <li>• The City is required to provide a formal response in relation to the proposal before the City by 10<sup>th</sup> June.</li> <li>• Agreement has been reached through mediation with a final directions hearing scheduled for July 4 which is now expected to be vacated.</li> <li>• To provide revised conditions to be issued as consent orders. To be completed by 7 July 2014.</li> <li>• Consent Orders issued on 7 July 2014, significant changes are</li> </ul>		
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				<p>areas for sand extraction have been reduced and requirement for sealing of Haag Rd removed. However, Haag Rd to be widened to 7m, bonds to be taken to manage dust and maintenance.</p>		
<p><b>SAT</b>  <b>Troncone vs City of Busselton</b></p>	<p>March 2014</p>	<p>Appeal against City's refusal of a holiday home in Dunsborough Lakes</p>	<p>Carly Rundle/Pete Malavisi</p>	<ul style="list-style-type: none"> <li>• Directions hearing held Mar 21</li> <li>• Applicant has lodged a new application and report to be prepared to take the matter to Council for April 23.</li> <li>• Another directions hearing scheduled for July 4 depending on outcome from the Council meeting.</li> <li>• Resolution as per Council meeting has now been completed and a conditional approval issued to the applicant. Awaiting confirmation that the matter has now been</li> </ul>	<ul style="list-style-type: none"> <li>•</li> </ul>	<p>2 July 14</p>

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				<p>vacated.</p> <ul style="list-style-type: none"><li>• Matter now vacated</li><li>• Planning Consent issued on 30 June 2014, time limited to 5 years for holiday home including condition for implementation of any recommendations from the acoustic report. Applicant notified City on 15/7/14 that sound wall has been constructed in accordance with the report.</li></ul>		
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