

(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 4 May 2018

APPEAL (Name, No. and Shire File Reference)	PROPERTY	DATE COMMENCED	DECISION APPEAL IS AGAINST	RESPONSIBLE OFFICER	STAGE COMPLETED	NEXT ACTION AND DATE OF ACTION AS PER SAT ORDERS	DATE COMPLETED / CLOSED
CITY OF BUSSELTON APPEALS							
Forrest v City of Busselton	Lots 3 and 237 Ludlow Park Road	October, 2017	Appeal against refusal of Development Application for Extractive Industry	Joanna Wilson	<ul style="list-style-type: none"> • Notice of Directions Hearing on 3 November, 2017 against City of Busselton decision to refuse the application, the following orders were made: <ul style="list-style-type: none"> - S.31 Reconsideration of the decision on or before 14 February 2017; - In the event that the parties are unlikely to agree Mediation on 18 December 2017. • Mediation on 18 December 2017, where it was adjourned to a further Directions Hearing on 23 February 2018 in order to await the outcome of the reconsideration. • The directions hearing vacated on the applicants request and adjourned until 23 March 2018. • Directions Hearing on the 23 March 2018 is vacated on the City and applicants request. It is adjourned until the 25 May 2018 	Directions Hearing on 25 May, 2018	
Merifield v City of Busselton	Lot 30 No 70 Millbrook Road	1 December 2017	Appeal against deemed refusal (Non-determination of Application)	Joanna Wilson/James Fletcher	<ul style="list-style-type: none"> • Notice of Directions Hearing on 21 December, 2017 against City of Busselton decision to refuse the application, the following orders were made: <ul style="list-style-type: none"> - Applicant is to provide additional information by 31 January 2018; - S.31 Reconsideration of the decision on or before 28 February 2018 • By mutual agreement the Directions Hearing listed for 9 March is vacated. The following orders have been made: <ul style="list-style-type: none"> - Respondent is now invited to reconsider its decision by S.31 Reconsideration by 28 March 2018. • Directions Hearing on 5 April 2018, the applicant requested the removal of Condition 8 of the Council's decision. The member ordered mediation for 17 April 2018 and to invite Councillors to attend. 	Directions Hearing 22 June, 2018.	

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					<ul style="list-style-type: none"> • Mediation on 17 April 2018 in respect of Condition 8 of the development approval. The following orders have been made: <ul style="list-style-type: none"> - Respondent is to provide additional information by 11 May 2018; - Pursuant to S.31, the City is invited to reconsider its decision at its meeting on 13 June 2018; - Directions Hearing on 22 June 2018. 		
Key & Anor v City of Busselton	Lot 1 No 73 Adelaide Street	11 January 2018	Appeal against refusal of Development Application for a Holiday Home	James Fletcher	<ul style="list-style-type: none"> • Notice of Directions Hearing on 2 February, 2018 against the City of Busselton decision to refuse the application, the following orders were made: <ul style="list-style-type: none"> - Applicant is to provide additional information by 23 February 2018; - S.31 Reconsideration of the decision on or before 16 March 2018 • By mutual agreement the Directions Hearing listed for 9 March is vacated. • Directions hearing on 29 March 2018, the following orders were made: <ul style="list-style-type: none"> - Mediation on 16 April 2018; the residents and owners of the other strata lots are invited to attend - S.31 Reconsideration of the decision on or before 17 April 2018 - Directions hearing on 20 April 2018 • Mediation on 16 April 2018, the following orders were made: <ul style="list-style-type: none"> - Applicant to provide additional information by 19 April 2018 to refer to the neighbour for comment - Mediation on 3 May 2018 • Mediation on 3 May 2018; as a result of the other strata owner not withdrawing their objection to the application, the appeal was withdrawn by the applicant. 	Withdrawn	

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JOINT DEVELOPMENT ASSESSMENT PANEL APPEALS							
DCSC vs Southern JDAP	Lot 108 No 57 Dunn Bay Road, Dunsborough	January, 2016	Appeal against refusal of Development application for Service Station	State Solicitors Office / Anthony Rowe / Paul Needham	<ul style="list-style-type: none"> • Determination – Appeal upheld • JDAP has formally requested a judicial review of the SAT determination at the Supreme Court. 	<ul style="list-style-type: none"> • Awaiting Supreme Court Determination 	
WESTERN AUSTRALIAN PLANNING COMMISSION APPEALS							
NIL							