

**As at 25 September 2020**

APPLICATION (Name, No. and City File Reference)	PROPERTY	DATE COMMENCED	DECISION BEING REVIEWED	RESPONSIBLE OFFICER	STAGE COMPLETED	NEXT ACTION AND DATE OF ACTION AS PER SAT ORDERS	DATE COMPLETED / CLOSED
<b>CITY OF BUSSELTON</b>							
Lindberg v City of Busselton	4822 Bussell Highway, Busselton	October 2019	Review of a decision to give a direction under s.214.	Ben Whitehill / Lee Reddell	<ul style="list-style-type: none"> <li>• Directions hearing on the 8 November 2019 against the decision of the City to give a direction under s.214.</li> <li>• The matter was adjourned to a further directions hearing on 29 November 2019 in order to determine whether the application is misconceived or lacking in substance pursuant to s.47 of the <i>State Administrative Tribunal Act 2004</i></li> <li>• Directions hearing on the 29 November 2019 where it was resolved: <ul style="list-style-type: none"> <li>- The application is amended by substituting Mr Doug Hugh Lindberg as applicant in place of Mr Johnson.</li> <li>- The matter is listed for an on-site mediation on 6 January 2020.</li> <li>- Mr Michael Johnson is invited to attend and participate in the mediation.</li> </ul> </li> <li>• Mediation on 6 January 2020 where it was resolved that : <ul style="list-style-type: none"> <li>- the applicant is to provide additional information to the respondent by 3 February 2020;</li> <li>- The matter is listed for mediation on 13 February 2020.</li> </ul> </li> <li>• Mediation on 13 February where, following further discussion with the landowners and Mr Johnson, it was resolved to adjourn the proceeding back to a further directions hearing on 17 April 2020.</li> <li>• Directions hearing on 17 April was vacated and listed for a directions hearing on 5 June 2020.</li> <li>• Directions hearing on 5 June was vacated and listed for a directions hearing on 7 August 2020.</li> <li>• Directions hearing on 7 August 2020 was vacated and listed for a directions hearing on 6 November 2020.</li> </ul>	Directions Hearing 6 November 2020	
Bishop v City of Busselton	545 Gale Road, Kaloorup	November 2019 - (DR 227 of 2019)  April 2020 – (DR 59 of 2020)	Review of a decision to give a direction under s.214 (concrete batching and dumping rubbish)  Review of a decision to refuse to grant develop approval for a 'Research Establishment'	Ben Whitehill / Joanna Wilson	<ul style="list-style-type: none"> <li>• Directions hearing on the 29 November 2019 against the decision of the City to give a direction under s.214</li> <li>• The matter was adjourned to a further directions hearing on 13 December 2019 in order for the applicant to seek legal advice</li> <li>• Directions hearing listed for 13 December 2019 was vacated</li> <li>• S 214 direction issued by the City is stayed until further orders are made.</li> <li>• The matter is listed for a directions hearing on 7 February 2020.</li> <li>• Directions hearing on 7 February 2020 where it was resolved that :</li> </ul>	Directions Hearing 16 October 2020	

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					<ul style="list-style-type: none"> <li>- adjourned to a further direction hearing on 4 March 2020;</li> <li>- By 6 March 2020, the respondent must file a statement of issues, facts and contentions and bundle of documents required under s 24 of the State Administrative Tribunal Act 2004.</li> <li>• Directions on 4 March 2020, where it was discussed that City likely to refuse Application for DA for Research Establishment, that the order for City to file documents be revoked, and adjourned to 3 April 2020</li> <li>• City refused Application for DA for Research Establishment on 12 March 2020</li> <li>• Mr Bishop has applied to the SAT to have refusal reviewed</li> <li>• Directions hearing on the 3 April 2020 adjourned to 17 April 2020 due to non-appearance of Mr Bishop.</li> <li>• Directions hearing on the 17 April was vacated and listed for a directions hearing on 24 April 2020.</li> <li>• Both review applications have now been listed for Mediation on 6 May 2020;</li> <li>• Directions hearing on 5 May 2020 in order for both parties to agree on vacating the mediation on 6 May 2020 and re-listing for 3 June 2020.</li> <li>• DR 277 of 2019 (relating to s214 notice for concrete batching) withdrawn and DR 59/2020 (relating to the refusal of the DA for Research Establishment) adjourned to a further mediation on 19 August 2020.</li> <li>• Mediation on 19 August 2020 where the matter was referred to a directions hearing on 4 September 2020.</li> <li>• Directions hearing on 4 September 2020 was vacated and listed for a directions hearing on 25 September 2020</li> <li>• Mr Bishop failed to attend the directions on 25 September 2020. The matter was listed for a further directions hearing on 16 October 2020.</li> </ul>		
Hotait v City of Busselton	9 Prospect Close, Quindalup	November 2019 and January 2020	Review of a decision to give directions under s.214.	Ben Whitehill / Lee Reddell	<ul style="list-style-type: none"> <li>• City issued 3 s 214 directions (Planning and Development Act 2005) October 2019; review applications lodged with SAT</li> <li>• Due to administrative issues, review applications were dismissed. Re-commenced in January 2020 (DR 16/2020).</li> <li>• Directions hearing held on 31 January 2020, adjourned to 28 February 2020 to enable the parties to confer, with a view to then being directed to mediation.</li> <li>• Directions hearing on 28 February 2020 where the matter was referred to mediation on 16 March 2020.</li> <li>• Mediation on 16 March 2020 where it was resolved that: <ul style="list-style-type: none"> <li>- The parties are to liaise in respect of the additional information required for the determination of the</li> </ul> </li> </ul>	The application for review has been withdrawn.	

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					<p>current development applications;</p> <ul style="list-style-type: none"> <li>- Preparation of a 'livestock management plan' that might form the basis of a development application.</li> <li>- Adjourned to a further mediation on 21 May 2020.</li> <li>• Adjourned to a Directions Hearing on 24 July 2020, to provide time for Applicants to provide documentation and City to consider applications</li> <li>• Adjourned to a Directions Hearing on 28 August 2020, to provide the City time to determine the development application and consider the s 214 directions.</li> <li>• Directions hearing on 11 September 2020 was vacated and listed for a directions hearing on 25 September 2020</li> <li>• Matters under review resolved through negotiation. Consent orders agreed which result in the review being withdrawn.</li> </ul>		
<b>JOINT DEVELOPMENT ASSESSMENT PANEL</b>							
NIL							
<b>WESTERN AUSTRALIAN PLANNING COMMISSION</b>							
NIL							