PERFORMANCE INDICATORS SCHEME

Annual Report 2021-22

Planning, Development and Infrastructure Act 2016







Table of Contents

Executive Summary	3
Introduction	1
Scope of Data for this Report	5
1.0 Lodgement Indicators6	3
2.0 Assessment Indicators 8	3
3.0 Decision Indicators 13	3
4.0 Court Appeals Indicators24	1
5.0 Monetory Indicators	5
Crown and Majors Development Activity27	7

Executive Summary

The Performance Indicators Scheme (the Scheme) became operational on 1 July 2020 and was updated in July 2022 to reflect the 12 months of learnings since the implementation of South Australia's current planning system. It is this enhanced Scheme which the *Performance Indicators Scheme Annual Report 2021-22* covers.

Key highlights of the Performance Indicators Scheme Annual Report for the 2021-22 financial year include:

- A total of 40,164 development applications lodged
- 8,255 building inspections undertaken
- 2,646 statutory referrals undertaken
- 2,333 applications publicly notified.
- 89% of decisions made within the statutory timeframe
- An estimated \$6.1 billion of development approved
- \$45 million of total fees collected
- 25 court appeals lodged.

Ongoing annual reporting via the scheme facilitates the comparison of planning system performance over time and helps to identify key trends and anomalies, such as the impacts of the Federal Government's COVID-19 HomeBuilder stimulus grant. This reporting also helps guide future system improvements.

Key future improvements to aid reporting via the Performance Indicators Scheme include:

- Greater access to data through the PlanSA portal.
- Greater use of data for more detailed reporting to Relevant Authorities that will improve performance and long-term strategic planning.
- Integration of Crown and Major development applications into the ePlanning system.
- Refinement of policy through the Miscellaneous Technical Enhancement Code Amendment to improve clarity and facilitate additional forms of development assessed under the Deemed to Satisfy (DTS) pathway.

Introduction

Planning and Land Use Services (PLUS) within the Department for Trade and Investment (DTI) monitors, supports and oversees the planning and land use system for South Australia. This system is designed to support and grow our economy and create liveable and sustainable communities that enhance the lives of all South Australians, both now and into the future.

PLUS manages PlanSA, Australia's first integrated and comprehensive ePlanning platform and online system, that represents the most significant improvement to planning and development legislation in South Australia's history – showcasing SA's drive to be a leader in planning across the globe.

PlanSA enables all South Australians to search property zoning, review development rules, and track major projects and development activity across the state via an online planning system with everything in one place.

The Performance Indicators Scheme, which is embedded into the PlanSA ePlanning system, monitors and evaluates the land use planning system in South Australia and helps support the principles of transparency and accountability that are articulated in the *Planning, Development and Infrastructure Act 2016* (the Act).

The Act permits the State Planning Commission (the Commission), with the approval of the Minister for Planning (the Minister), to establish a scheme with Schedule 4, section 2(4) requiring the publication of an annual report to assess the performance of the planning system.

The scheme enables consistent monitoring and evaluation of the planning system's ability to achieve the principles of good planning.

The Act states the scheme <u>may</u> include:

- The collection, retention, analysis and provision of information; and
- The provision of returns, reports and information to the Commission; and
- Requirements as to the undertaking of audits and self-assessments, or requirements to arrange, or submit to, audits by persons who hold specified qualifications; or
- The evaluation of performance and the preparation of reports by the Commission; and
- Other matters as the Commission thinks appropriate.

The scheme obtains data from an ePlanning platform (PlanSA portal) which is overseen and reported on by the Commission with approval of the Minister.

The PlanSA portal allows the collection, retention and analysis of data, including the value and types of development, which can inform future planning decisions in South Australia.

South Australia's modern planning system is creating a better future for South Australia. Visit www.plan.sa.gov.au.

Scope of Data for this Report

All data used in this report is sourced through the <u>Development Application Processing</u> (DAP) system, which is used to lodge and manage development applications across South Australia. In addition, the following filters have been applied to the data to ensure consistency with future reporting:

- Transitional applications are not included (i.e. applications lodged under the previous planning system);
- Applications and decisions made between 1 July 2021 and 30 June 2022;
- Submitted applications are not counted as lodged until fees have been paid and an application has been verified;
- Development determined to be exempt is not included;
- Number of consents will be greater than the number of applications (i.e. an application can have multiple consents, including land division and staging);
- Decision refers to both approved and refused applications.

The assessment pathways that are considered within this report are listed in the table below (refer to PlanSA website):

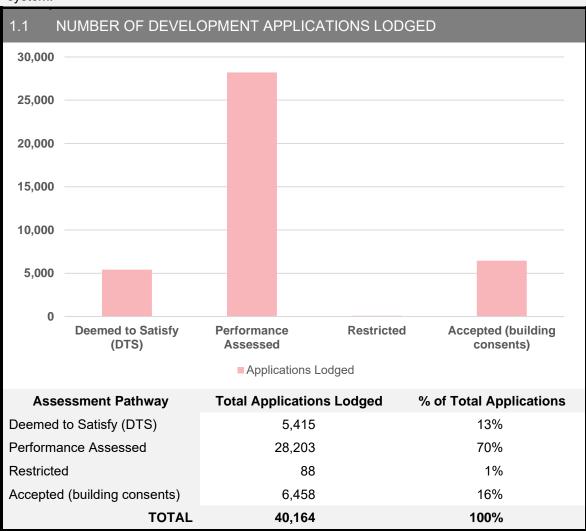
ASSESSMENT PATHWAY	DEFINITION
Accepted	Only building consent is required, no planning consent is required
Code Assessed - Deemed to Satisfy (DTS)	Can be assessed by an accredited professional or assessment manager and must be granted consent if it complies with relevant criteria.
Code Assessed - Performance Assessed	Development is assessed on its merits by an assessment manager or assessment panel.
Impact Assessed - Restricted	Assessed by the State Planning Commission (SPC), while impact assessed (EIS) development is assessed by the Minister for Planning.

This report, and associated indicators, has been structured to follow the process of development assessment from lodgement to decision, as shown below:

- Lodgement (includes verifications)
- Assessment (notifications, referrals, requests for additional information)
- Decision (timeframes, deemed consents, building inspections, land divisions)
- Appeals
- Monetary (fees collected, estimated development cost)

1.0 LODGEMENT INDICATORS

Indicators in this section relate to the lodgement of development applications within the ePlanning system.



COMMENT

A total 40,164 development applications were lodged during the 2021/22 financial year.

Both Deemed to Satisfy and Accepted applications are streamlined assessment pathways and make up 29% of total applications lodged.

Performance assessed applications accounted for a total **70%** of all development applications lodged during the 2021/22 financial year. Whilst this is a similar trend to the 2020/21 financial year with **67%** of applications lodged under the Performance Assessed pathway, it is expected that Deemed to Satisfy assessments will increase as applicants and practitioners become more familiar with the planning system and its assessment pathways.

NOTE

This indicator does not include transitional applications, crown and major developments or applications which have been submitted (i.e. no fee paid) through the ePlanning system.

1.2 PERCENTAGE OF LODGED DEVELOPMENT APPLICATIONS VERIFIED WITHIN THE STATUTORY TIMEFRAME BY CONSENT TYPE

Consent Type	Total Consents Verified	Total Undertaken within Timeframe	% Verified within Timeframe
Planning	37,734	31,618	84%
Land Division	340	296	87%
Planning and Land Division	2,436	1,965	81%
Building	32,119	27,880	87%
TOTAL	72,629	61,759	85%

COMMENT

A total **72,629** consents were verified in the 2021/22 financial year, with **85%** of verifications undertaken within the statutory timeframe of 5 business days. This represents an improvement on the previous financial year, whereby **78%** of verifications were undertaken within the statutory timeframe.

This improvement is likely to represent increased familiarity with the new system.

NOTE

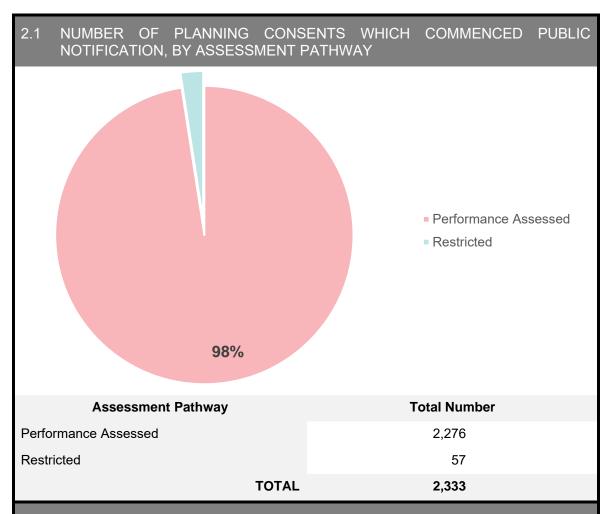
Verification is the process of checking and verifying the details of development applications including:

- Reviewing the provided documents
- Sending requests for required documentation to verify the application
- Determining the planning assessment pathway
- Invoicing and payment of associated fees to lodge the development application

One application can have multiple consents (i.e. a planning, land division and building). This explains why these numbers differ from indicator 1.1.

2.0 ASSESSMENT INDICATORS

Indicators in this section relate to the assessment of development applications.



COMMENT

A total **2,333** planning consents commenced public notification during the 2021/22 financial year, with the majority, as expected, associated with the Performance Assessed pathway.

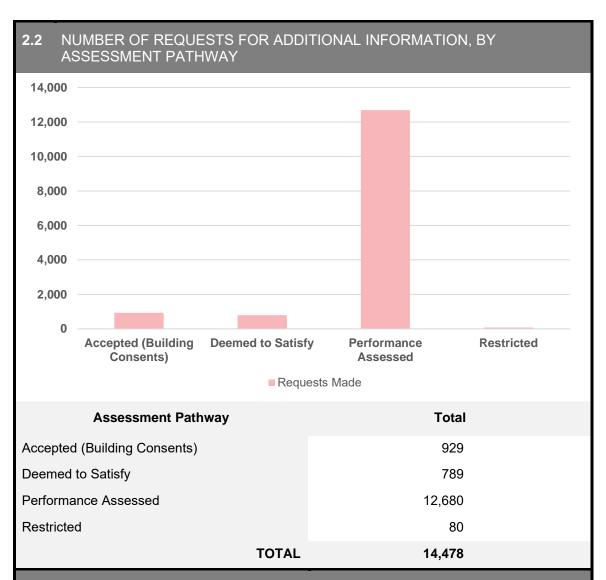
NOTE

These numbers do not include crown and major development applications, as they are not currently captured through the ePlanning system.

The planning system seeks to ensure notification on more complex development. Public notification typically occurs at the end of the assessment process, therefore applications currently under assessment may still require public notification.

The requirement to provide public notice is given under the PDI Act in relation to Code Assessed (Performance Assessed) and Impact Assessed (Restricted and Minister or Regulations) and may include the requirement to advise adjoining landowners and other affected landowners, a public notice and a sign on the land.

Public Notification - PlanSA

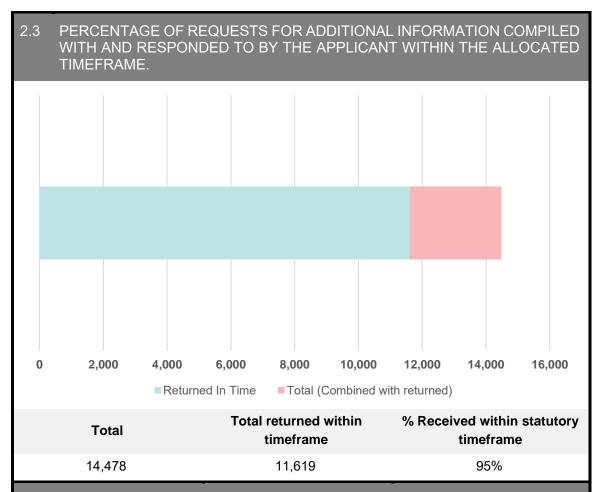


A total **14,478** requests for additional information were made during the 2021/22 financial year. Assessments being made under the Performance Assessed pathway accounted for over **85%** of requests for additional information.

NOTE

Section 119 of the PDI Act specifies requirements whereby a relevant authority may request additional information from the applicant.

Regulation 34 of the PDI (General) Regulations outlines the timeframes for which an applicant must respond to a legitimate request for additional information made by the relevant authority under section 119 of the PDI Act.



Of the 14,478 requests for additional information, a total of **11,619** were compiled and responded to by the applicant within the allocated timeframe during the 2021/22 financial year. This represents **80%** of all requests for additional information were received within the statutory timeframe over this period.

NOTE

The relevant authority, under Regulation 34 of the PDI (General) Regulations, is able to set the response date for any request made.

NUMBER OF REFERRALS MADE UNDER SCHEDULE 9 OF THE PDI REGULATIONS (2017):

- BY 'DEVELOPMENT' TYPE
- 2.4
- PERCENTAGE OF REFERRALS RETURNED WITHIN THE RELEVANT TIMEFRAME
- PERCENTAGE OF REFERRALS RETURNED WITH DIRECTION TO REFUSE RELEVANT APPLICATION

Schedule 9, PDI Regulations 2017 (Development Type)	Total Referrals	% Returned in Time	% With Direction to Refuse
Part A (1) – Airports	62	97%	
Part A (2) – High bushfire risk areas	483	97%	1%
Part A (3) – Development near the coast	146	93%	3%
Part A (4) – Future Road Widening	45	100%	2%
Part A (5) – Historic Shipwrecks (State)	6	50%*	
Part A (6) – Historic Shipwrecks (Commonwealth)	-	-	-
Part A (7) – Development affecting transport routes and corridors	535	94%	1%
Part A (9) – Activities of Environmental Significance	133	95%	-
Part A (9A) – Site contamination	74	100%	-
Part A (B) – Gas and Liquid Petroleum Pipelines Overlay and Facilities Overlay	18	100%	
Part A (10) – Certain activities in Murray Darling Basin Area	2	100%	
Part A (11) – Native Vegetation	50	92%	2%
Part A (12) – Activities that would otherwise require a permit under Landscape SA Act 2019 that may impact on water resources.	9	89%	22%*
Part A (13) – Activities that may rise to water allocation issues under Landscape South Australia Act 2019 that involve the taking of water.	16	100%	
Part A (14) – Mining	1	100%	
Part A (15) – Development in River Murray Flood Plain Protection Area	344	100%	
Part A (16) – Development in River Murray Tributaries Protection Area	10	100%	
Part A (17) – State heritage places	521	96%	1%
Part A (18) – Electricity infrastructure	6	100%	-
Part A (19) – Aquaculture development	-	-	-

Part A (20) – Affordable housing	90	96%	
Part B (21) – Advertisements near signalised intersections	71	99%	1
Part B(22) – Design	24	100%	
Part B (23) – Land division near waste depots	-	-	-
TOTAL	2,646	96%	1%

A total **2,646** referrals were made during the 2021/22 financial year. Part A(7) – Development affecting transport routes and corridors accounted for the highest number of referrals at 535, which was **20%** of total referrals made during this period. This was closely followed by Part A(17) – State heritage places with 521 referrals.

During the 2021/22 financial year **96%** of all referrals were completed within the statutory timeframe. In addition, **1%** of statutory referrals directed to refuse the relevant application.

NOTE

Triggers for statutory referrals are specified in Schedule 9 of the PDI (General) Regulations, 2017. Within this schedule is an outline of the relevant referral authorities' function (i.e. Direction or Advice) and the period for which a referral must be returned to the relevant authority for consideration.

*Some percentages in the table above are affected by the small number of applications associated with the relevant agency (i.e. historic shipwrecks)

3.0 DECISION INDICATORS

Indicators in this section relate to decisions made on consents and development applications lodged under the ePlanning system.

3.1 PERCENTAGE OF PLANNING CONSENT DECISIONS (GRANTED OR REFUSED) MADE WITHIN THE STATUTORY ASSESSMENT TIMEFRAME, BY RELEVANT AUTHORITY TYPE AND ASSESSMENT PATHWAY

Relevant Authority (RA)	Deemed to Satisfy	Performance Assessed	Impact Assessed	RA Average
Accredited Professional	96%	100%	-	96%
Assessment Manager	91%	89%	80%	89%
Assessment Panel	82%	83%	100%	83%
Council	-	91%	-	91%
State Planning Commission	57%*	95%	95%	94%
TOTAL	92%	88%	94%	89%

COMMENT

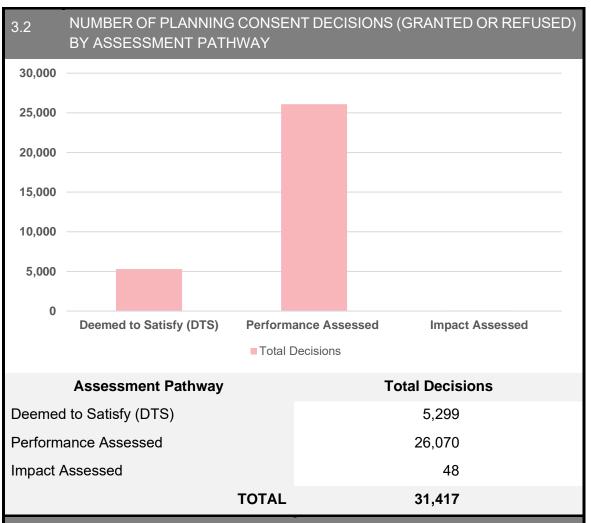
During the 2021/22 financial year **89%** of all planning consent assessments were undertaken within the statutory timeframe with Deemed to Satisfy and Impact Assessed planning consents achieving 92% and 94% respectively. Over the same period, **96%** of planning consents assessed by accredited professionals were done within the statutory timeframe.

NOTE

Planning consent decisions include the following consent types: Planning Consent, Land Division Consent and Planning and Land Division Consent.

Assessment timeframes are specified in Regulation 53 of the PDI (General) Regulations 2017.

^{* 3} of a total 7 applications were assessed outside the statutory timeframe. These assessments related to applications within the remote areas.



The Performance Assessed pathway accounted for over **83%** of all planning consent decisions in 2021/22 with **16%** assessed under the Deemed to Satisfy (DTS) pathway. It is anticipated that Deemed to Satisfy planning consents will increase as applicants and practitioners become more familiar with the planning system and its assessment pathways.

NOTE

Planning consent decisions include the following consent types: Planning Consent, Land Division Consent and Planning and Land Division Consent.

3.3 NUMBER OF DEEMED CONSENTS

Total 24

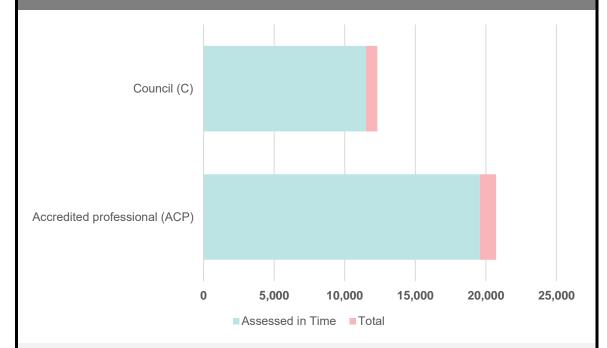
COMMENT

A total of **24** deemed consents were issued in 2021/22. This compares to **7** in the 2020/21 financial year. Although it is important to note the planning system was only fully implemented on 19 March 2021, and therefore did not have deemed consent data available for the entire reporting year.

NOTE

A <u>deemed consent</u> notice is used to obtain a 'deemed planning consent' for a development application. This notice may be served on a relevant authority by an applicant when a relevant authority fails to make a decision within the time prescribed in the regulations.

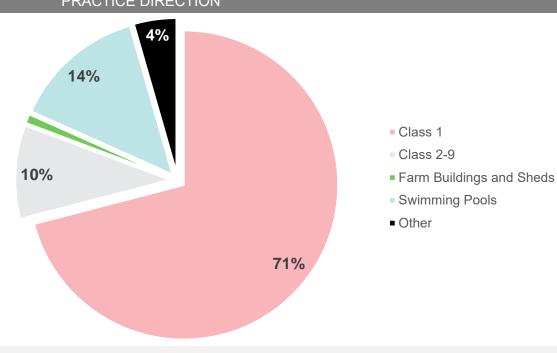




Relevant Authority		Total	Total Assessed in Time
Accredited professional (ACP)		20,731	19,570
Council (C)		12,313	11,510
	TOTAL	33,044	31,080

Over **60%** of all building rules consent decisions were issued by accredited professionals. In addition, **94%** of all decisions issued were done so within the statutory assessment timeframe.





Building Class	Inspections Completed
Class 1	5,856
Class 2-9	807
Farm Buildings and Sheds	79
Swimming Pools	1,146
Other	367
TOTAL	8,255

A total **8,255** building inspections were undertaken as required by the relevant practice direction in 2021/22. Over **70%** of inspections were related to Class 1 buildings, which are associated with residential development.

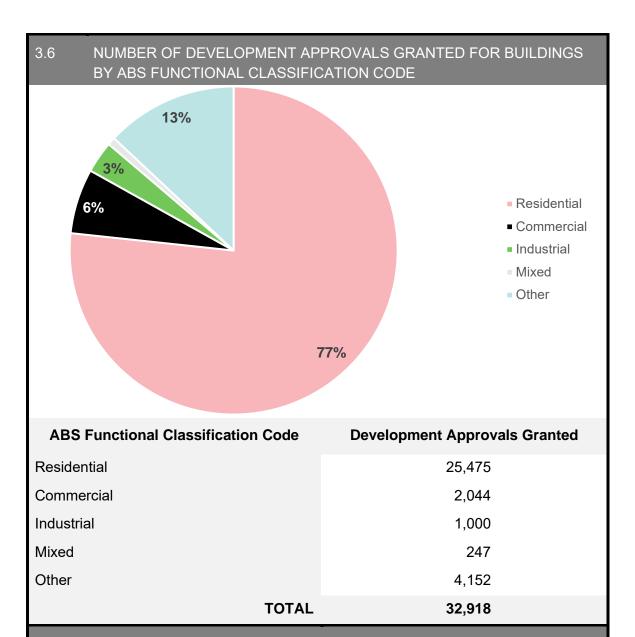
NOTE

National Building Classifications assign a class of building based on their use.

Practice Direction 7 relates to Out of Council Areas inspection policy.

Practice Direction 8 relates to swimming pool inspections.

Practice Direction 9 relates to Council inspections.



A total **32,918** development approvals were granted for buildings that meet the relevant ABS classification code requirements. Over **75%** of these approvals related to residential buildings.

NOTE

The Australian Bureau of Statistics (ABS) have created a <u>functional classification of buildings</u> to align with their predominant function or purpose. The divisions / classifications include:

- 1. Residential
- 2. Commercial
- 3. Industrial
- Other

Note: PlanSA also uses another category to capture development approvals granted for developments with mixed use (called Mixed).

Figure 1: Total Number of Granted Development Approvals by LGA, Greater Adelaide Planning Region (GAPR), 2021-22

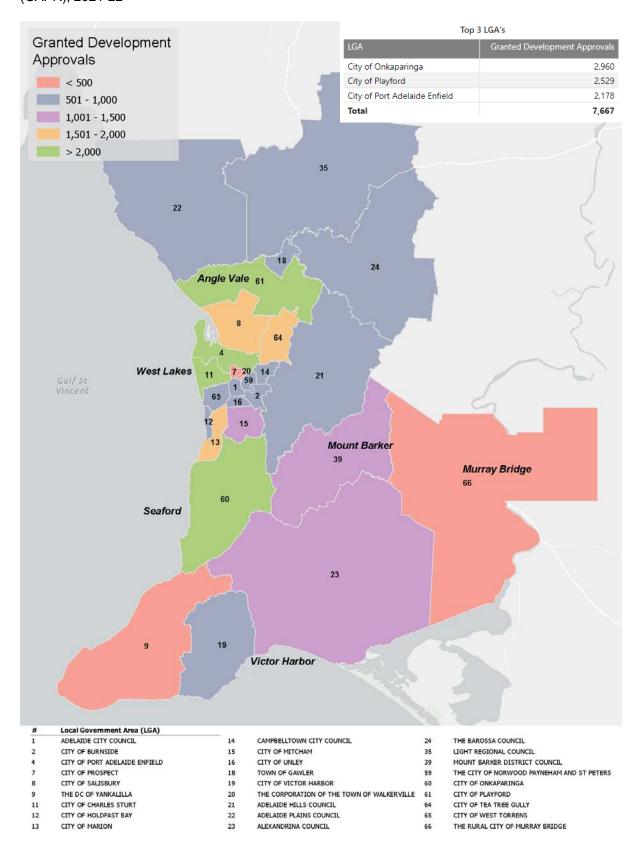
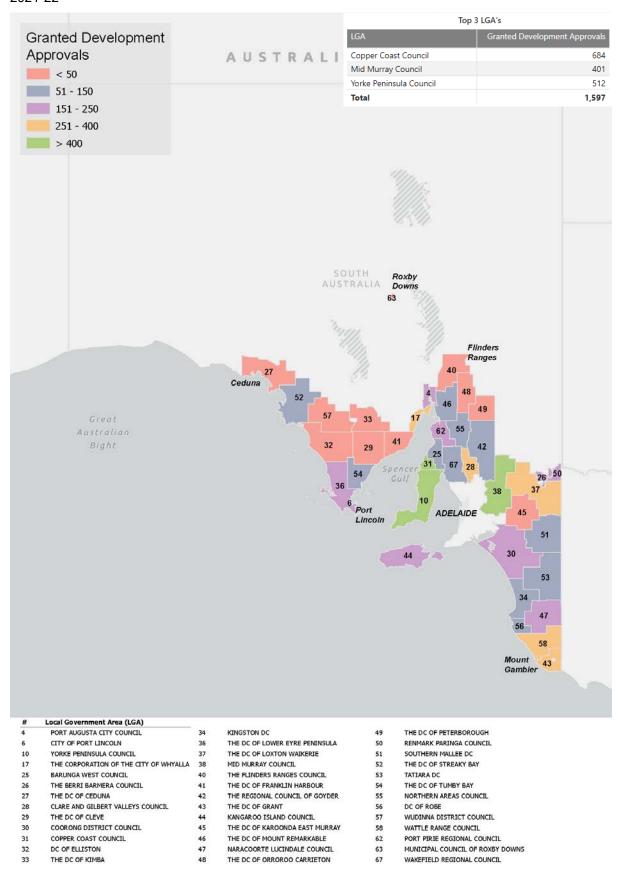


Figure 2: Total Number of Granted Development Approvals by LGA, Rest of State (excluding GAPR), 2021-22



3.7 NUMBER OF CERTIFICATES OF OCCUPANCY (COO) ISSUED BY PRIMARY BUILDING CLASS

Building Classification	Total Certificates of Occupancy Issued
Class 1A	-
Class 1B	18
Class 2	-
Class 3	-
Class 4	-
Class 5	36
Class 6	99
Class 7A	-
Class 7B	54
Class 8	23
Class 9A	1
Class 9B	26
Class 9C	-
TOTAL	257

COMMENT

A total of **257** Certificates of Occupancy were issued during the 2021-22 financial year. This reflects the current status associated with Class 1A buildings (houses and additions) which are not currently required to obtain a Certificate of Occupancy.

NOTE

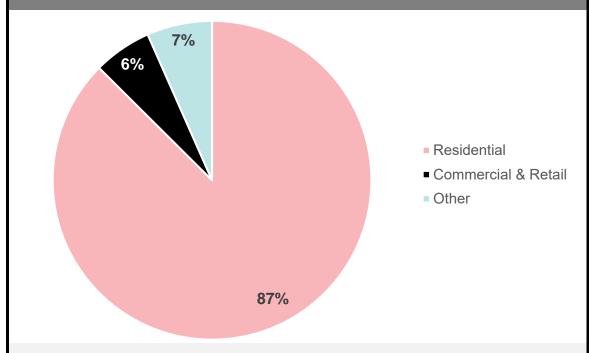
<u>Certificates of Occupancy</u> are required for all new buildings (and building work where applicable) approved and built under the PDI Act, excluding Class 10 Structures such as sheds, carports and verandahs.

Certificates of Occupancy for Class 1a buildings have been deferred whilst new housing occupancy requirements are being determined. This will remain the case until after 1 January 2024.

Certificate of Occupancy numbers for Class 1B and Class 2 buildings reflects the time lag between obtaining a development approval through the planning system to construction and completion. Given the planning system has only been fully operational for 15 months (as measured from the end of the 2021/22 FY) it is envisaged these numbers will be higher in the 2022/23 report.

In addition, issued Certificates of Occupancy numbers are relatively low when compared to the number of Certificates of Occupancy identified as being required on issued Development Approvals.





Development Type	Additional Allotments
Residential	2,245
Commercial & Retail	152
Other	170
TOTAL	2,567

A total **2,567** additional allotments were granted a Land Division Certificate under Section 138 of the PDI Act in the 2021-22 financial year. Over **85%** of these were associated with residential development.

NOTE

These numbers only relate to additional lots created (i.e. do not include existing lots associated with division) under the current planning system, and therefore do not include:

- Certificates issued for land divisions approved under the previous planning system; OR
- Land divisions which have been approved under the current system but have not yet applied for the certificate.
- Land division certificates issued in the previous year, which were deposited during the 2021-22 financial year.

3.9 LAND DIVISIONS CONSENTS WITHIN THE ENVIRONMENT AND FOOD PRODUCTION AREAS (EFPA) OR CHARACTER PRESERVATION DISTRICT (CPD), INCLUDING DECISIONS MADE, NUMBER OF ADDITIONAL ALLOTMENTS CREATED AND SCAP CONCURRENCE REQUESTS.

Total Lodgements Made	Total Refusals Issued	Additional Lots Created
152	4	122
Total Approvals Granted	Boundary Realignments	SCAP Concurrence Requests
106	76	4

COMMENT

There were a total **152** land division consent lodgements on land affected by either the EFPA or CPD Overlay in 2021/22. Over this same period a total **110** decisions (approvals and refusals) were made, including **4** refusals and **76** boundary realignments.

NOTE

Additional lots created within the EFPA or CPD are typically associated with one of the following:

- Historical land divisions approved under the previous planning system prior to EFPA / CPD layers coming into affect; OR
- Historical land divisions approved during the 12-month grace period for land within the Rural Living zone; OR
- Land divisions associated with non-residential development; OR
- Land parcels which are only partially affected by the EFPA or CPD Overlay.
- Land divisions which occur within the CPD Township Overlay (which support residential land division).

4.0 COURT APPEAL INDICATORS

The indicator within this section relates to appeals made to the Environment, Resources and Development (ERD) Court by appeal type, for applications lodged through the ePlanning system.

4.1 NUMBER OF APPEALS LODGED TO THE ENVIRONMENT, RESOURCES AND DEVELOPMENT (ERD) COURT BY APPEAL TYPE

Appeal Type	Total Appeals
Applicant appeal against decision	20
Applicant appeal against process	-
Applicant appeal against condition of consent	-
Third party appeal against a decision	-
Third party appeal against process	1
Relevant Authority appeal against decision	4
TOTAL	25

COMMENT

A total **25** appeals were lodged to the Environment, Resource and Development (ERD) Court during the 2021/22 financial year. A total of **80%** of all appeals lodged were from applicants appealing against the decision made by the Relevant Authority.

NOTE

This only relates to applications lodged under the current planning system, and therefore does not account for appeals lodged against applications assessed under the previous planning system.

5.0 MONETORY INDICATORS

Indicators in this section relate to monetary components under the *Planning, Development and Infrastructure Act, 2016.*

5.1 VALUE OF DEVELOPMENT APPROVALS GRANTED BY ABS FUNCTIONAL CLASSIFICATION CODE

ABS Building Classification Type	Development Cost	
Residential	\$3,906,269,449	
Industrial	\$397,562,666	
Institutional	\$250,501,845	
Commercial	\$899,348,740	
Mixed	\$542,020,809	
Other	\$173,869,265	
TOTAL	\$6,169,572,776	

COMMENT

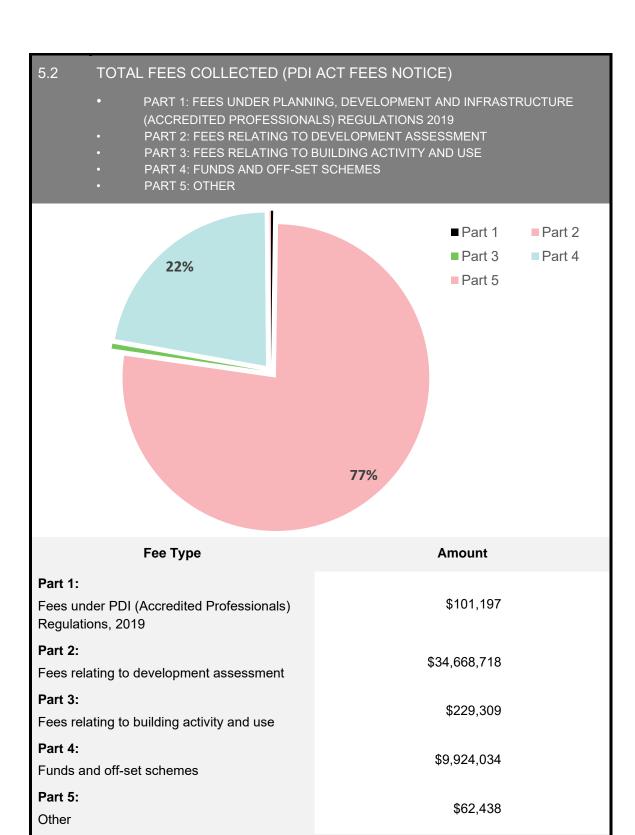
\$6.1 billion worth of development approvals were granted across the 2021/22 financial year. Residential development accounted for over **50%** of this estimated development value, followed by commercial development.

NOTE

The Australian Bureau of Statistics (ABS) have created a <u>functional classification of buildings</u> to align with their predominant function or purpose. The divisions / classifications include:

- 1. Residential
- 2. Commercial
- 3. Industrial
- 4. Other

Note: PlanSA also uses another category to capture development approvals granted for developments with mixed use (called Mixed).



\$44,985,696 worth of fees were collected under the PDI Act's fees notice. The majority of these fees were collected under *Part 2 – Fees relating to development assessment.*

\$44,985,696

TOTAL

Crown and Majors Development Activity

Development activity associated with Crown and Majors development is currently captured separately from other development activity and is therefore unable to be reported in the same way as other data captured through the ePlanning system. It is envisaged that by Crown and Major developments will be captured in the ePlanning system and able to be included in future Performance Indicator Reports.

Table 1: Crown Development Activity 2021-22

METRIC	MEASURE 2021-22	MEASURE 2020-21
Crown applications lodged	246	315
Development cost of applications lodged	\$1.4 billion	\$4.74 billion
Number of applications granted	187	-
Applications determined within the statutory timeframe	96%	98%
Number of applications subject to public notification	4	29
COMMENT		

COMMENT

The total number of crown applications lodged, and subsequently the estimated development cost of those applications lodged, has dropped considerably compared to the previous financial year. The lower number of applications may be result of Covid-19 and the State Election cycle.

Table 2: Majors Development Activity 2021-22

METRIC	MEASURE 2021-22	MEASURE 2020-21
New major developments declared	0	1
Major developments / impact assessed developments determined	2	-
Major developments / impact assessed currently under assessment	2	6
Major developments with decision made on variation	8	6
Major development variations to previous approval under assessment	5	5
Total value of current projects (for which a decision has been made)*	\$414.7 million	-
Total value of current projects (for which a decision is still to be made)	\$160.3 million	\$4.37 billion
COMMENT		

No new major developments were declared over this period. The largest major project approved in FY21/22 was the SA-NSW interconnector. In addition, 8 variations were made to existing major development approvals including Mannum Marina, Buckland Park and Nyrstar.

Disclaimer

While every reasonable effort has been made to ensure this document is correct at the time of publication, the Minister, its agencies, instrumentalities, employees and contractors disclaim any and all liability to any person in respect to anything or the consequence of anything done or omitted to be done in reliance upon the whole or any part of this document.

© Government of South Australia. Published 2022.

www.plan.sa.gov.au

Department for Trade and Investment Level 5, 50 Flinders Street GPO Box 1815 Adelaide South Australia 5000