

# FACT SHEET

## EMERGENCY PLANNING POWERS

### Background

Changes to the *Development Regulation 2008* have recently been gazetted in response to the COVID-19 pandemic.

The Development (Public Health Emergency) Variation Regulations (2020) allows the Minister to call-in development applications from Councils where they cannot be assessed or there are significant delays in their assessment due to COVID-19.

Consideration about the use of this call-in is to be focussed where there is a clear and demonstrated pattern of delay to the processing of development applications due to COVID-19, particularly where applications are of economic importance or significance.

### Purpose of this form

This form is to be used by applicants that are experiencing a delay in the assessment of their development applications and would like the Minister to consider a call-in to the State Planning Commission (and therefore subject to the assessment by the State Commission Assessment Panel - SCAP).

### What will happen to my request?

Once you have filled out this form it should be submitted by email to:

[DPTI.PlanningCallInCOVID-19@sa.gov.au](mailto:DPTI.PlanningCallInCOVID-19@sa.gov.au)

You will receive an acknowledgement with a contact officer from whom further information and advice can be sought. This officer will in due course make contact with you to confirm details and should further information be required. This officer will also make contact as required with the relevant Council.

Once necessary enquiries have been concluded advice will be provided to the Minister or delegate for their consideration and decision as to whether the application should be called-in. You will be notified in writing as to the outcome, including necessary next steps.

### How is my proposal called-in?

Should a development application be called in a notice will be placed on the SA Planning Portal formally signifying that the Minister (or delegate) has called in the application.

You as applicant will be notified, along with the relevant Council.

Processing of the application from that point on will then be undertaken by SCAP who will provide further information and advice.

### What proposals are out of scope?

Development applications currently the subject of appeal before the Courts will not be called in.



## Emergency Planning Powers – Request Form

Please complete the following checklist of information to assist in consideration of your request. This information will be carefully assessed, including discussing the matter further with the relevant Council, before a determination is made. Further information may be sought through this process.

Questions	Please respond
Applicant Details and contact information?	
What Council does this request relate to?	
Address of the affected property?	
Proposed development? Please provide any relevant details, including those as lodged with Council.	
What is the development cost?	
Have you formally lodged a Development Application with Council? If so what was the date of lodgement and where is the application in the development assessment process?	
What advice if any has Council provided in terms of the application and timeframes for assessment? Has Council formally indicated an intention not to assess the application in accordance with statutory timeframes due to COVID-19?	
Are you aware of there being other development applications in this or another Council area that have not been assessed in a timely manner? Can you please provide details?	

Please email completed forms to: [DPTI.PlanningCallInCOVID-19@sa.gov.au](mailto:DPTI.PlanningCallInCOVID-19@sa.gov.au)