


The Hon Vickie Chapman MP

21MPL1204

 February 2021

Adelaide Hebrew Congregation Inc,
Belljo Pty Ltd and Flemington Street Pty Ltd
C/- Lou Fantasia

By email: lou@loufantasiaplanning.com.au



**Government
of South Australia**

Deputy Premier

Attorney-General

Minister for Planning
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Dear Mr Fantasia

I write to advise that under section 73(2)(b)(vii) of the *Planning, Development and Infrastructure Act 2016* (the Act), I have considered the advice of the State Planning Commission (the Commission) and approved the Proposal to Initiate for the Flemington Street Burnside Code Amendment.

The initiation approval is on the basis that, under section 73(4)(b) of the Act, Adelaide Hebrew Congregation Inc, Belljo Pty Ltd and Flemington Street Pty Ltd will be the Designated Entity responsible for undertaking the Code Amendment process.

Under section 73(5) of the Act, the approval is also subject to the following conditions:

- Consultation on the Code Amendment cannot commence prior to the operation and publication of the Phase Three (Urban Areas) Code Amendment.
- The scope of the proposed Code Amendment does not include the creation of new planning rules, and is limited to the spatial application of zones, subzones, overlays, or technical and numerical variations provided for under the published Planning and Design Code (on the date the Amendment is released for consultation).
- The Code Amendment is prepared by a person with qualifications and experience that is equivalent to an Accredited Professional – Planning Level 1 under the Act

In addition, the Commission has specified, under section 73(6)(e) of the Act, that the Designated Entity must consult with the following stakeholders:

- Renewal SA
- Department for Education
- Department for Infrastructure and Transport
- Environment Protection Authority

- Department of Human Services
- SA Health (Department for Health and Wellbeing)
- Utility providers including SA Power Networks, Electranet Pty Ltd, APA Group, SA Water and EPIC Energy, NBN and other telecommunications
- State Members of Parliament for the electorates in which the proposed Code Amendment applies

The Commission has, under section 73(6)(f) of the Act, resolved not to specify further investigations or information requirements in addition to that outlined in the Proposal to Initiate. However, further investigations may be required in response to feedback or advice received through the engagement process.

Notes:

1. In accordance with sections 44(6) & 73(6)(d) of the Act, consultation in writing must be undertaken with:
 - The City of Burnside
 - Owners or occupiers of the land and adjacent land in accordance with Regulation 20 of the Planning, Development and Infrastructure (General) Regulations 2017.
2. Engagement must meet the Community Engagement Charter as guided by the Community Engagement Charter toolkit at:

https://plan.sa.gov.au/resources/learning_and_toolkits/community_engagement_charter_toolkit/overview

I will make a determination on whether to approve the proposed amendments at the completion of the Code Amendment process.

If you have any queries relating to this matter, please contact Ms Nadia Gencarelli from the Attorney-General's Department on 7109 7036 or email nadia.gencarelli@sa.gov.au.

Yours sincerely



VICKIE CHAPMAN MP
DEPUTY PREMIER
MINISTER FOR PLANNING AND LOCAL GOVERNMENT