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June 2023

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Hon Zoe Bettison MP
Minister for Tourism
As delegate of the Minister for Planning

By email:

Dear Minister

Proposed Adelaide Aquatic Centre Code Amendment

Thank you for your letter seeking advice from the State Planning Commission (the Commission) regarding the Adelaide Aquatic Centre Code Amendment (the Code Amendment) under section 73(10)(a) of the *Planning, Development and Infrastructure Act 2016* (the Act).

By way of background, you first considered the Code Amendment proposed by the Chief Executive of the Department for Infrastructure and Transport (Designated Entity) when you approved its initiation on 24 November 2022. The Code Amendment proposed the inclusion of a new Aquatic Centre Subzone within the Adelaide Park Lands Zone to set a clear policy direction to ensure the redevelopment of the Aquatic Centre results in no net loss of Park Lands. The introduction of a concept plan is also proposed to identify open space, key access points and car parking.

The Designated Entity then prepared and consulted on the Code Amendment from 23 January 2023 to 6 March 2023. I am advised the Designated Entity also undertook pre-engagement when investigating options for the preferred site. During the statutory engagement period 3 public events were held by the Designated Entity (2 public meetings and a pop-up stand) and 304 submissions were received (including a petition containing 2420 signatures).

The matters raised during consultation were considered by the Designated Entity and the following changes were made in response:

- Amendments to subzone policy to ensure appropriate guidance in relation to the return of the existing Aquatic Centre to Park Lands/recreational uses.
- Amendments to the concept plan to:
 - increase the built form setback from Barton Terrace (50m from the kerb)
 - better identify the 'return to Park Lands Area'
 - identify a 'biodiversity area for protection'
 - identify avenue of trees for protection.

OFFICIAL

The Designated Entity lodged the Code Amendment and Engagement Report with the Department for Trade and Investment – Planning and Land Use Services on 5 May 2023 for your consideration and adoption.

Thank you for forwarding the Code Amendment to the Commission, having deemed it to be significant. As delegate of the Commission, I have considered the Engagement Report, Engagement Plan, draft Code Amendment Report and other relevant material provided by the Designated Entity and am satisfied that the Code Amendment is appropriate for approval. Specifically, I confirm that the Designated Entity has suitably addressed issues raised during consultation, and that all statutory requirements specified under the Act have been met.

I am also satisfied that the engagement undertaken on the Code Amendment is compliant with the Community Engagement Charter. On this basis, I confirm the Code Amendment is in a form suitable for adoption (without alterations).

It is now open to you, to adopt, adopt with alterations or refuse the Code Amendment. Should you wish to discuss further I would be pleased to meet with you.

Yours sincerely



Sally Smith

Delegate of the State Planning Commission