



STATE COMMISSION ASSESSMENT PANEL

A COMMITTEE OF THE STATE PLANNING COMMISSION

Minutes of the 114th Meeting of the
State Commission Assessment Panel
held on Wednesday 16 June 2021 commencing at 9.30am
Ground Floor, 50 Flinders Street Adelaide / Microsoft Teams video
conferencing

1. OPENING

1.1. PRESENT

Presiding Member	Rebecca Thomas
Members	Rebecca Rutschack (Deputy Presiding Member) John Eckert Emma Herriman Paul Leadbeter Grant Pember Craig Holden (Occasional Member)
Secretary	Ben Sieben, Governance Officer
AGD Staff	Simon Neldner Ben Williams

1.2. APOLOGIES	Rebecca Thomas Paul Leadbeter
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Note: Meeting procedures of the SCAP have been modified in the light of COVID-19 and State Government protocols. Where possible participation in this meeting has been undertaken remotely to minimise risks.

2. SCAP APPLICATIONS

2.1. DEFERRED APPLICATIONS

2.2. NEW APPLICATIONS

2.2.1 SouthernLaunch.Space Pty Ltd

21006593

94 Right Whale Road, Sleaford SA 5607

Temporary change of land use to enable the launch of three test rockets, prior to 31 December 2021, associated with the Whalers Way Orbital Launch Complex Test Campaign, including the construction of concrete pad, contained fuel tanks, 2 x 2.2m fence and pole mounted PTZ cameras. The proposed activity is short-term in nature for research purposes only.

Emma Herriman declared a conflict of interest and was not present for this item.

The Deputy Presiding Member welcomed all in attendance to the State Commission Assessment Panel hearing:

Applicant

- Greg Vincent
- Andrew Curran
- Lloyd Damp
- Michael Richardson
- Brad Flaherty

Representations

- Patrick O'Connor
- Andrew Black
- Jim Allen
- Athena Taylor
- Jennifer Theakstone and Felicity Niemann
- Isaac Taylor
- Chris Hosking
- Gabrielle Coard
- Penelope Taylor
- David Farlam

The State Commission Assessment Panel discussed the application.

RESOLVED

- 1) Pursuant to Section 107(2)(c) of the *Planning, Development and Infrastructure Act 2016*, and having undertaken an assessment of the application against the Planning and Design Code, the application is NOT seriously at variance with the provisions of the Planning and Design Code; and
- 2) Development Application Number 21006593, by SouthernLaunch.Space Pty Ltd is granted Planning Consent subject to the following conditions:

CONDITIONS

Planning Consent

1. The development granted Planning Consent shall be undertaken and completed in accordance with the stamped plans and documentation, except where varied by conditions below (if any).
2. The use of the land for the purposes of three (3) test rocket launches shall cease not later than 31 December 2021.

3. All plant and equipment and ancillary building work associated with the development approved herein shall be removed from the site within two (2) weeks following the conclusion of the test rocket launch campaign.
4. The concrete slab shall be removed from the site within three (3) months following the conclusion of test rocket launch campaign with the land remediated and returned for conservation, recreational and tourism purposes.
5. An Operational Environmental Management Plan (OEMP) shall be prepared in consultation with relevant State Government Agencies and local Council and shall be submitted to the reasonable satisfaction of the State Planning Commission prior to the commencement of launch activities to ensure the appropriate mitigation and/or management of potential impacts during the test launch campaign.
6. All external lighting associated with the development shall be designed, located, shielded and constructed to conform to Australian Standard 4282: 2019 'Control of the obtrusive effects of outdoor lighting'.

ADVISORY NOTES

General Notes

1. No work can commence on this development unless a Development Approval has been obtained. If one or more consents have been granted on this Decision Notification Form, you must not start any site works or building work or change of use of the land until you have received notification that Development Approval has been granted.
2. All Council, utility or state-agency maintained infrastructure (i.e. roads, kerbs, drains, crossovers, footpaths etc.) that is demolished, altered, removed or damaged during the construction of the development must be reinstated to Council, utility or state agency specifications. All costs associated with these works shall be met by the proponent. Section 779 of the *Local Government Act 1999* provides that where damage to Council footpath / kerbing / road pavement / verge occurs as a result of the development, the owner / applicant shall be responsible for the cost of Council repairing the damage.
3. You are advised of the following requirements of the *Heritage Places Act 1993*:
 - (a) if an archaeological artefact believed to be of heritage significance is encountered during excavation works, disturbance in the vicinity shall cease and the SA Heritage Council shall be notified; and
 - (b) where it is known in advance (or there is reasonable cause to suspect) that significant archaeological artefacts may be encountered, a permit is required prior to commencing excavation works.
4. If Aboriginal sites, objects or remains are discovered during excavation works, the Aboriginal Heritage Branch of the Aboriginal Affairs and Reconciliation Division of the Department of the Premier and Cabinet (as delegate of the Minister) should be notified under Section 20 of the *Aboriginal Heritage Act 1988*.
5. The applicant is encouraged to develop an appropriate communications strategy to notify and inform adjoining landowners and those potentially affected within the wider locality on the timing and duration of launch events.
6. It is recommended that a Construction and Environmental Management Plan (CEMP) should be developed and implemented to control for potential dust and erosion impacts during the construction and decommissioning periods.

Planning Consent

1. The applicant has a right of appeal against the conditions which have been imposed on this Development Plan Consent or Development Approval. Such an appeal must be lodged at the Environment, Resources and Development Court within two months from the day of receiving this notice or such longer time as the Court may allow. The applicant is asked to contact the Court if wishing to appeal. The Court is located in the Sir Samuel Way Building, Victoria Square, Adelaide, (telephone number 8204 0289).

2.3. **RESERVED MATTERS**

3. **CROWN DEVELOPMENTS (ADVISORY ITEMS)**

3.1. **DEFERRED APPLICATIONS**

3.2. **NEW APPLICATIONS**

4. **MAJOR DEVELOPMENTS – VARIATIONS**

5. **REPORTING**

6. **COURT COMPROMISE**

7. **BRIEFINGS**

8. **PROCEDURAL MATTERS**

9. **OTHER BUSINESS**

10. **NEXT MEETING**

- 10.1. Wednesday 23 June 2021 at Ground Floor, 50 Flinders Street, Adelaide SA 5000/ Via Microsoft Teams video conferencing.

11. **REVIEW OF SCAP INSTRUCTIONS TO STAFF AND UPCOMING AGENDA ITEMS**

12. **CONFIRMATION OF THE MINUTES OF THE MEETING**

13. **MEETING CLOSE**

- 13.1. The Deputy Presiding Member thanked all in attendance and closed the meeting at 1.33pm.

Confirmed 16/06/2021



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Rebecca Rutschack
DEPUTY PRESIDING MEMBER