



Kimberley/Pilbara/Gascoyne Joint Development Assessment Panel Minutes

Meeting Date and Time: 18 February 2019, 10:00am
Meeting Number: KPGJDAP/18
Meeting Venue: Department of Planning, Lands and Heritage
140 William Street
Perth

Attendance

DAP Members

Mr Eugene Koltasz (Presiding Member)
Mr Christopher Antill (A/Deputy Presiding Member) – *via teleconference*
Mr Patrick Dick (Specialist Member)
Mayor Peter Long (Local Government Member, City of Karratha) – *via teleconference*
Cr Grant Cucel (Local Government Member, City of Karratha) – *via teleconference*

Officers in attendance

Mr Arqum Hayat (City of Karratha) – *via teleconference*
Mr Chis Sayer (City of Karratha) – *via teleconference*

Minute Secretary

Ms Michelle Tan (DAP Secretariat)

Applicants and Submitters

Mr Michael Gibson (Woodside)
Ms Dayna Burns (Woodside)
Mr Paul Cunningham (Rowe Group)

Members of the Public / Media

Nil

1. Declaration of Opening

The Presiding Member declared the meeting open at 10:00am on 18 February 2019 and acknowledged the past and present traditional owners and custodians of the land on which the meeting was being held.

The Presiding Member announced the meeting would be run in accordance with the DAP Standing Orders 2017 under the *Planning and Development (Development Assessment Panels) Regulations 2011*.

Mr Eugene Koltasz
Presiding Member, Kimberley/Pilbara/Gascoyne JDAP



The Presiding Member advised that in accordance with Section 5.16 of the DAP Standing Orders 2017 which states '*A person must not use any electronic, visual or audio recording device or instrument to record the proceedings of the DAP meeting unless the Presiding Member has given permission to do so.*', the meeting would not be recorded.

2. Apologies

Ms Samantha Thompson (Deputy Presiding Member)

3. Members on Leave of Absence

Nil

4. Noting of Minutes

DAP members noted that signed minutes of previous meetings are available on the [DAP website](#).

5. Declaration of Due Consideration

All members declared that they had duly considered the documents.

6. Disclosure of Interests

DAP Member, Ms Samantha Thompson, declared an indirect pecuniary interest in item 8.1. Ms Thompson's super fund contains shares in Woodside (energy), the applicant for this proposal.

In accordance with section 6.3.1 of the DAP Standing Orders 2017, the Presiding Member determined that the member listed above, who had disclosed a pecuniary interest, was not permitted to participate in the discussion or voting on the item.

7. Deputations and Presentations

7.1 Mr Arqum Hayat (City of Karratha) responded to questions from the panel in relation to the application at Item 8.1.

7.2 Mr Michael Gibson (Woodside) responded to questions from the panel in relation to the application at Item 8.1.

8. Form 1 – Responsible Authority Reports – DAP Application

8.1 Property Location:	Lot 572 Burrup Road, Burrup [Lot 572 on Plan 28209]
Development Description:	Pluto NWS Interconnector Pipeline (Industry – Resource Processing)
Applicant:	Ms Yvette Manolas, Woodside Energy Ltd
Owner:	Western Australian Land Authority
Responsible Authority:	City of Karratha
DAP File No:	DAP/19/01556



REPORT RECOMMENDATION

Moved by: Mr Patrick Dick

Seconded by: Mayor Peter Long

That the Kimberley/Pilbara/Gascoyne JDAP resolves to:

1. **Approve** DAP Application reference DAP/19/01556 and the following accompanying plans:

Context Plans:

Drawing No: RW086600-0000-PP-DLP-0012;
Drawing No: RW086600-0000-PP-SKT-004;
Drawing No: RW086600-0000-PP-SKT-0005;
Drawing No: RW086600-0000-PP-SKT-0006;

in accordance with Clause 68 of the *Planning and Development (Local Planning Schemes) Regulations 2015* and the provisions of the City of Karratha Local Planning Scheme No. 8, subject to the following conditions:

Conditions

- 1) This decision constitutes development approval only and is valid for a period of two years from the date of approval. If the subject development is not substantially commenced within the two year period, the approval shall lapse and be of no further effect.
- 2) Prior to commencement of development, the proponent shall submit a Bushfire Management Plan, prepared by an accredited BAL Assessor or Bushfire Practitioner, to be endorsed by the City of Karratha.

Advice Notes

- a) It is noted that a Heritage Avoidance Survey has been undertaken as part of this Development Application. The Heritage Operations section of the Department of Planning, Lands and Heritage has requested that proponents of the pipeline meet with the Department to discuss potential impacts on Aboriginal heritage and how those potential impacts should be managed. The proponent should also continue to consult the Department to ensure compliance with the *Aboriginal Heritage Act 1972*.
- b) Where an approval has lapsed, development must not be carried out without the further approval of the local government having first being sought and obtained.
- c) Should the approval holder be aggrieved by this decision, or any of the conditions imposed, there is a right of review under the *Planning and Development Act 2005*. An application for review must be submitted in accordance with Part XIV of the *Planning and Development Act 2005* within 28 days of the date of this decision to: the State Administrative Tribunal, GPO Box U1991, Perth, WA 6845. Further information regarding this right of review is available on the SAT website www.sat.justice.wa.gov.au or by phoning 1300 306 017.

Mr Eugene Koltasz
Presiding Member, Kimberley/Pilbara/Gascoyne JDAP



AMENDING MOTION

Moved by: Mr Patrick Dick

Seconded by: Mayor Peter Long

That the context plans in the preamble of the Report Recommendation be amended to read as follows:

Drawing No: RW086600-0000-PP-DLP-0012, Revision C;
Drawing No: RW086600-0000-PP-SKT-0004, Revision A;
Drawing No: RW086600-0000-PP-SKT-0005, Revision A;
Drawing No: RW086600-0000-PP-SKT-0006, Revision A;

The Amending Motion was put and CARRIED UNANIMOUSLY.

REASON: To correct the administrative error and clarify the revision of the drawings.

REPORT RECOMMENDATION (AS AMENDED)

That the Kimberley/Pilbara/Gascoyne JDAP resolves to:

1. **Approve** DAP Application reference DAP/19/01556 and the following accompanying plans:

Context Plans:

Drawing No: RW086600-0000-PP-DLP-0012, Revision C;
Drawing No: RW086600-0000-PP-SKT-0004, Revision A;
Drawing No: RW086600-0000-PP-SKT-0005, Revision A;
Drawing No: RW086600-0000-PP-SKT-0006, Revision A;


in accordance with Clause 68 of the *Planning and Development (Local Planning Schemes) Regulations 2015* and the provisions of the City of Karratha Local Planning Scheme No. 8, subject to the following conditions:

Conditions

- 1) This decision constitutes development approval only and is valid for a period of two years from the date of approval. If the subject development is not substantially commenced within the two year period, the approval shall lapse and be of no further effect.
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Advice Notes

- a) It is noted that a Heritage Avoidance Survey has been undertaken as part of this Development Application. The Heritage Operations section of the Department of Planning, Lands and Heritage has requested that proponents of the pipeline meet with the Department to discuss potential impacts on Aboriginal heritage and how those potential impacts should be managed. The proponent should also continue to consult the Department to ensure compliance with the *Aboriginal Heritage Act 1972*.


Mr Eugene Koltasz
Presiding Member, Kimberley/Pilbara/Gascoyne JDAP



- b) Where an approval has lapsed, development must not be carried out without the further approval of the local government having first being sought and obtained.
- c) Should the approval holder be aggrieved by this decision, or any of the conditions imposed, there is a right of review under the *Planning and Development Act 2005*. An application for review must be submitted in accordance with Part XIV of the *Planning and Development Act 2005* within 28 days of the date of this decision to: the State Administrative Tribunal, GPO Box U1991, Perth, WA 6845. Further information regarding this right of review is available on the SAT website www.sat.justice.wa.gov.au or by phoning 1300 306 017.

The Report Recommendation (as amended) was put and CARRIED UNANIMOUSLY.

REASON: In accordance with details contained in the Responsible Authority Report and Amending Motion.

9. Form 2 – Responsible Authority Reports – Amending or cancelling DAP development approval

Nil

10. Appeals to the State Administrative Tribunal

The Presiding Member noted the following State Administrative Tribunal Application -

Finalised Applications		
LG Name	Property Location	Application Description
City of Karratha	Lot 3799 Rankin Road, Gap Ridge	Transient Workforce Accommodation

11. General Business / Meeting Close

There being no further business, the Presiding Member declared the meeting closed at 10:07am.