

2020 Annual Conference - Motions Template

Please note that this template should assist you with the preparation of the motion. Submission of the motion can be done via the form link below:

We cannot accept images or tables.

Submitting Council (required)	Ipswich City Council
Supporting ROC (if applicable)	
Category (required)	Planning and Development
Council resolution # (required)	
Date of council resolution (required)	Please select the date of resolution here
Title of motion (required)	Planning Act 2016 – ‘Stop the clock’ provisions for Local Government assessment managers.
Motion (required)	That the LGAQ lobby for the Department of State Development, Tourism and Innovation to amend the Planning Act 2016 and the Developer Assessment Rules to allow for Local Government assessment managers to ‘stop the clock’ during the development assessment process.
Background (required) 350 word limit	<p>Section 32 of the Development Assessment Rules allows an applicant to stop a current period (such as the information request period) to allow time for the applicant to provide additional information to the assessment manager. The cumulative number of days an application can be ‘stopped’ by the applicant is 130 business days. An assessment manager is not able to ‘stop the clock’ in the same manner, and is only able to extend assessment timeframes with the agreement of the applicant. Without agreement about an extension of time from an applicant, a Council’s assessment time is limited to a total of 35 business days.</p> <p>Previously under the <i>Sustainable Planning Act 2009</i>, an assessment manager was able to extend application timeframes without the consent of the applicant. An assessment manager was able to issue an extension notice at both the information request</p>

	<p>stage and the decision stage, providing an assessment manager 60 days to carry out an assessment of the application.</p> <p>The transition to the Planning Act has drastically reduced the time a Council has available to assess and decide a development application. The permitted timeframes also limit the number of applications which can be decided at a Council meeting due to the deemed approval and refusal provisions of the Planning Act.</p> <p>If 'stop the clock' provisions for assessment managers are added to the Development Assessment Rules, more time can be given to the thorough assessment of development applications. Additionally, more applications can be decided by Council, rather than through delegation, mitigating the risk of a deemed approval.</p>
What is the desired outcome sought? (required)	<p>The Development Assessment Rules be amended to allow the assessment manager to 'stop the clock' to allow for more time to assess a development application and make a decision under the appropriate delegation.</p>