

COVID-19 Recovery (Fast-track Consenting) Act 2020

Beachlands Housing Development by Neil Construction Limited and Fletcher Residential Limited

M-6 Minute of the Beachlands Housing Development Expert Consenting Panel –
18 May 2022

Extension of Processing Timeframes

1. In accordance with clause 37(2) of Schedule 6 of the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the Act), a panel must issue its final decision, in the case of a referred project (for which the Beachlands Housing Development is), 25 working days after the date specified for receiving comments under clause 18 [of Schedule 6 of the Act], if the referral order is silent on the matter (of which the referral order is silent on the matter).
2. The date specified for receiving comment under clause 18 of Schedule 6 of the Act was 17 December 2022 and as such the date by which the panel must issue its final decision was **29 April 2022**.
3. However, in accordance with clause 37(3) of Schedule 6 of the Act, if the scale or nature of the proposal that is the subject of a consent application is such that the panel is unable to complete its decision within the time specified, being 29 April 2022, the panel may extend the period for issuing its final decision. Clause 37(3)(b) allows the timeframe to be extended by up to 25 working days, if the referral order is silent on the matter.
4. Due to the nature of the proposal, including the number of technical documents supporting the application, such as geotech and infrastructure, of which the Beachlands Housing Development Expert Consenting Panel (the Panel) has sought independent advice, the Panel issued Minute 5 extending the timeframe by which it must make its decision by 13 working days, with the decision then being due on 18 April 2022.
5. Tonkin and Taylor (T&T), as the Special Advisor to the Panel, has been caucusing/discussing issues relating to Geotech and infrastructure with the applicants' technical experts. Some of the issues being discussed between the parties have not yet been fully resolved and has led to some changes in the plans referenced in the application, and discussions are on-going. This also means the Panel is yet to receive its final advice from T&T.
6. As such, the Panel requires a further extension of **3 working days** to allow the receipt and consideration of T&T's final advice in order to make a decision on the application.
7. The Panel must now issue its decision no later than **23 May 2022**
8. In addition, through the conferencing it has become clear that the Applicants have prepared updated plans and geotechnical reports. The Panel requests that the Applicants provide copies of all such plans and reports by **18 May 2022**.



Daniel Minhinnick

On behalf of the Beachlands Housing Development Expert Consenting Panel.