

Media Statement

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Statement on SAT Shalom House matter

The State Administrative Tribunal (SAT) is currently considering a matter between the City of Joondalup and Shalom House in relation to the proposed use of a former aged care centre at 252-254 Camberwarra Drive in Craigie.

The Commission welcomes consideration of this matter by SAT.

Under SAT orders, the Western Australian Planning Commission provided a submission to the Tribunal today in relation to this matter. The key points of that submission are:

- The Commission objects to being joined as a party in this matter.
- The views expressed in a letter dated 16 February 2023 from the Commission were not an exercise of power under the Metropolitan Region Scheme, in accordance with the *Planning & Development Act 2005*.
- Further, those views should not be adopted nor should they bind the Tribunal in determining the matter before it.

The views expressed in the letter dated 16 February 2023 from the Commission were provided in good faith and in accordance with the advice given by the Department of Planning, Lands and Heritage at the time.

Following further consideration, the view now held by the Department and the Commission is that the Metropolitan Region Scheme requires the Applicant to apply for and obtain development approval prior to commencing its proposed use of the site.

The Commission respects that this is a live legal matter, subject to the SAT process and will await consideration and determination of this matter by the court.

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Supplementary Background:

The proposed site is zoned for 'community purpose' use under the City of Joondalup's Local Planning Scheme.

The Western Australian Planning Commission recently considered key principles for consistent local planning schemes, which will include clarity on the definition for community purpose use.