



## **DEVELOPMENT CONSENT AUTHORITY**

### **DARWIN DIVISION**

### **MINUTES**

**MEETING No. 392 – FRIDAY 20 MAY 2022**

**BROLGA ROOM  
NOVOTEL DARWIN CBD  
100 THE ESPLANADE  
DARWIN CITY**

**MEMBERS PRESENT:** Suzanne Philip (Chair), Marion Guppy, Mark Blackburn, Peter Pangquee and Morgan Rickard

**APOLOGIES:** Mick Palmer

**LEAVE OF ABSENCE:** Nil

**OFFICERS PRESENT:** Margaret Macintyre (Secretary), Ann-Marie Reynolds and Monica Pham (Development Assessment Services)

**COUNCIL REPRESENTATIVE:** Apology

**Meeting opened at 10.00 am and closed at 10.20 am**

THE MINUTES RECORD OF THE EVIDENTIARY STAGE AND THE DELIBERATIVE STAGE ARE RECORDED SEPARATELY. THESE MINUTES RECORD THE DELIBERATIVE STAGE. THE TWO STAGES ARE GENERALLY HELD AT DIFFERENT TIMES DURING THE MEETING AND INVITEES ARE PRESENT FOR THE EVIDENTIARY STAGE ONLY.

**ITEM 1**            **PART CHANGE OF USE FROM HOTEL TO CHILD CARE CENTRE (LEVEL 1)**  
**PA2021/0408**

**APPLICANT**     **LOT 6517 (21) KNUCKEY STREET, DARWIN CITY, TOWN OF DARWIN**  
Cunnington Rosse Town Planning and Consulting

DAS tabled comments dated 18 May 2022 from DOE - Quality Education and Care NT.

Applicant:- Brad Cunnington (Cunnington Rosse Town Planning and Consulting) attended.

**RESOLVED**  
**31/22**

That, pursuant to section 46(4)(b) of the *Planning Act 1999*, the Development Consent defer consideration of the application to develop Lot 6517 (21) Knuckey Street, Darwin City, Town of Darwin for the purpose of part change of use from hotel to child care centre (level 1) to require the applicant to provide the following additional information that the Authority considers necessary in order to enable proper consideration of the application:

- Written confirmation from Quality Education and Care NT (QECNT) that concerns raised in its comments dated 18 May 2022 regarding the location of the waiting room and associated access arrangements have been resolved; and
- Amended plans addressing any changes necessary to reflect the requirements of QECNT and elevation plans of shade structures over the covered play area and outdoor play area.

#### **REASONS FOR THE DECISION**

The applicant is required to address the concerns raised by Quality Education and Care NT (QECNT) in its comments dated 18 May 2022 regarding the location of the proposed waiting room and associated access arrangements to ensure that the child care centre incorporates appropriate site layout and building design, and, to provide amended plans, as necessary, to reflect such changes required to address those concerns..

Elevation plans of shade structures over the covered play area and outdoor play area are required to demonstrate the layout of outdoor areas.

While the Authority considers that the comments received from QECNT on 18 May 2022 mainly detail legislative requirements, standards and best practices which relate to child care centres;, the comments regarding the location of the waiting room and associated access arrangements will likely result in design changes which could alter the proposal significantly. The Authority therefore considers it would be imprudent to issue a development permit and endorse associated drawings until this matter is resolved.

**FOR: 5**

**AGAINST: 0**

**ABSTAIN: 0**

**ACTION:**

Defer and Delegate to Chair

**RESOLVED  
32/22**

That, pursuant to section 86(1) of the *Planning Act 1999*, the Development Consent Authority delegate to the Chair or in the Chair's absence or inability to act, any one of the members of the Division, the power under section 53 of the *Planning Act 1999*, to determine the application to develop Lot 6517 (21) Knuckey Street, Darwin City, Town of Darwin for the purpose of part change of use from hotel to child care centre (level 1), subject to the receipt of:

- Written confirmation from Quality Education and Care NT (QECNT) that concerns raised in its comments dated 18 May 2022 regarding the location of the waiting room and associated access arrangements have been resolved; and
- Amended plans addressing any changes necessary to reflect the requirements of QECNT and elevation plans of shade structures over the covered play area and outdoor play area.

**FOR: 5**

**AGAINST: 0**

**ABSTAIN: 0**

**RATIFIED AS A RECORD OF ATTENDANCE AND DETERMINATIONS MADE AT THE MEETING**

**SUZANNE PHILIP  
Chair**

24 May 2022