

SHIRE OF HARVEY — GUIDED DEVELOPMENT SCHEME

912. Hon BEN DAWKINS to the minister representing the Minister for Planning:

I refer to town planning scheme 12, Shire of Harvey guided development scheme text, associated scheme–golf course map and a letter from the Western Australian Planning Commission dated 23 July 1997 previously tabled in the house. I also seek leave to table some transfer of land forms signed by the Shire of Harvey.

The PRESIDENT: Have these been previously tabled?

Hon BEN DAWKINS: No. These are additional.

[Leave granted. See paper [2466](#).]

Hon BEN DAWKINS: I ask —

- (1) Can the minister confirm that the seven lots listed in the transfer of land form are in fact the community open space promised by statute to the community association under section 4.2.1 of TPS 12?
- (2) In 2021, when the minister was the Minister for Local Government, PerthNow reported him as saying he aimed to improve transparency and accountability in local government. Does the minister still seek to hold local government to those values whilst in the planning portfolio?
- (3) TPS 12 is a statutory document that at 4.2.1 reads —

The title of the estate in fee simple in all Community Open Space Land shall be vested in the Community Association.

The WAPC letter previously tabled stipulates that the community open space is a condition of subdivision. Will the minister intervene under section 211 of the Planning and Development Act to ensure that land promised under statute to the community is not misappropriated by the Shire of Harvey?

Hon JACKIE JARVIS replied:

I thank the member for some notice of that very long question. Fortunately, the answer is relatively short.

- (1)–(3) As previously advised, the former Minister for Planning determined in 2021 and 2022 that the matter does not require referral to the State Administrative Tribunal under section 211 of the Planning and Development Act 2005.