

**House of Assembly—No 20**

As laid on the table and read a first time, 25 March 2020

South Australia

**Planning, Development and Infrastructure  
(Contributory Items in Development Plans)  
Amendment Bill 2020**

A BILL FOR

An Act to amend the *Planning, Development and Infrastructure Act 2016*.

---

## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Amendment provisions

### Part 2—Amendment of *Planning, Development and Infrastructure Act 2016*

- 3 Amendment of section 67—Local heritage
- 

**The Parliament of South Australia enacts as follows:**

## **Part 1—Preliminary**

### **1—Short title**

This Act may be cited as the *Planning, Development and Infrastructure (Contributory Items in Development Plans) Amendment Act 2020*.

### **2—Amendment provisions**

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

## **Part 2—Amendment of *Planning, Development and Infrastructure Act 2016***

### **3—Amendment of section 67—Local heritage**

Section 67—after subsection (2) insert:

(2a) If—

- (a) a site is subject to the Historic Area Overlay, or any overlay relating to heritage character or preservation, under the Planning and Design Code; and
- (b) the site was located within an area designated as a Historic (Conservation) Zone/Area by a Development Plan under the repealed Act,

then—

- (c) any building or structure designated as a contributory item under the Historic (Conservation) Zone/Area will be taken to be designated as a contributory item for the purposes of the Historic Area Overlay, or other overlay relating to heritage character or preservation (as the case may be), applying to the site under the Planning and Design Code; and

(d) the policies and rules under the Historic (Conservation) Zone/Area relating to demolition of the contributory item will be taken to be incorporated into the Historic Area Overlay, or other overlay relating to heritage character or preservation (as the case may be), applying to the site under the Planning and Design Code.

5

(2b) In subsection (2a)—

**contributory item**, in relation to a Historic (Conservation) Zone/Area, means a building or structure with heritage features that contributes to the historic quality or heritage character of the Historic (Conservation) Zone/Area;

10

**Historic (Conservation) Zone/Area** (under a Development Plan under the repealed Act) means a Historic (Conservation) Zone, a Historic (Conservation) Policy Area, a Residential Historic (Conservation) Zone, a Historic Conservation Area, a Historic Township Zone or any other zone or area in which the word "Historic" appears in the title of the zone or area in the relevant Development Plan.

15