

South Australia

# **Planning, Development and Infrastructure (General) (Temporary Accommodation) Amendment Regulations 2023**

under the *Planning, Development and Infrastructure Act 2016*

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## **Contents**

### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement

### **Part 2—Amendment of *Planning, Development and Infrastructure (General) Regulations 2017***

- 3 Amendment of Schedule 6—Relevant authority—Commission
    - 15 Temporary accommodation for certain workers
  - 4 Amendment of Schedule 6A—Accepted development
    - 1 Temporary accommodation for certain workers
- 

## **Part 1—Preliminary**

### **1—Short title**

These regulations may be cited as the *Planning, Development and Infrastructure (General) (Temporary Accommodation) Amendment Regulations 2023*.

### **2—Commencement**

These regulations come into operation on the day on which they are made.

## **Part 2—Amendment of *Planning, Development and Infrastructure (General) Regulations 2017***

### **3—Amendment of Schedule 6—Relevant authority—Commission**

Schedule 6, clause 15—delete the clause and substitute:

#### **15—Temporary accommodation for certain workers**

- (1) The construction or placement of a temporary building or structure on land within a designated area to be used as accommodation for a period not exceeding 2 years by persons employed or engaged in designated work.
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**Planning, Development and Infrastructure (General) (Temporary Accommodation) Amendment Regulations 2023**

Part 2—Amendment of *Planning, Development and Infrastructure (General) Regulations 2017*

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- (2) Pursuant to section 99(3) of the Act, where a proposed development is of a kind referred to in subclause (1) and is to be undertaken within the area of a council, the Commission will be the relevant authority for the purposes of, if appropriate, granting the final development approval after all elements of the development have been approved by 1 or more relevant authorities under section 99.
- (3) In this clause—  
*designated area* has the same meaning as in Schedule 6A clause 1;  
*designated work* has the same meaning as in Schedule 6A clause 1.

#### **4—Amendment of Schedule 6A—Accepted development**

Schedule 6A, clause 1—delete the clause and substitute:

##### **1—Temporary accommodation for certain workers**

- (1) The construction or placement of a temporary building or structure on land within a designated area to be used as accommodation for a period not exceeding 2 years by persons employed or engaged in designated work.
- (2) In this clause—  
*designated area* means an area of the State outside Metropolitan Adelaide designated by the Minister for the purposes of this clause by notice published on the SA planning portal, but does not include an area or place within the Local Heritage Place Overlay or State Heritage Place Overlay under the Planning and Design Code;  
*designated work* means work of a kind designated by the Minister for the purposes of this clause by notice published on the SA planning portal.

**Editorial note—**

As required by section 10AA(2) of the *Legislative Instruments Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### **Made by the Governor**

with the advice and consent of the Executive Council  
on 15 February 2023

No 3 of 2023