

Yvette Berry MLA

Deputy Chief Minister

Minister for Education and Early Childhood

Minister for Homes and New Suburbs

Minister for Sport and Recreation

Member for Ginninderra

RESPONSE TO QUESTION ON NOTICE**Questions on Notice Paper No 4****Friday, 21 March 2025****Question No. 209****Mr Cain MLA:** To ask the Minister for Homes and New Suburbs

1. What steps did the Minister take in response to the allegations of misconduct raised with their office on 25 November 2024, in relation to Housing ACT's proposed significant development application at 100 Macarthur Place, O'Connor (DA 202443268).
2. Was Housing ACT aware that approval for a performance-based waste removal solution was required before the development application could be submitted.
3. Did Housing ACT make representations in the development application that a performance-based waste removal solution had been approved.
4. Was Housing ACT aware, at the time the representation was made, that the waste removal solution identified in the development application had been denied approval on 7 March 2024.
5. What steps did Housing ACT take to investigate the existing traffic conditions and infrastructural limitations of Macarthur Place before the development application was submitted.
6. What steps did Housing ACT take to assess the impact that the proposed design would have on local residents' safe access to the street before submitting the development application, and what were the results of that assessment.
7. Why was the proposed development initially not clearly identified as a significant development application, and clarification on this only provided once Macarthur Place residents made enquiries to ACT Planning.
8. What steps has the Minister taken to assure the local community that the development application will be managed honestly and lawfully by Housing ACT.
9. Is Housing ACT reconsidering the proposed design in response to concerns raised by the local community during the public consultation period, regarding safe access to Macarthur Place.



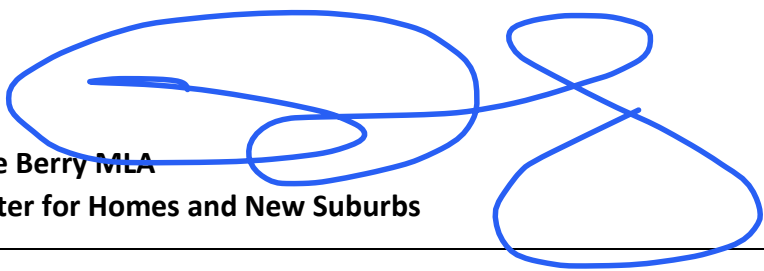
Yvette Berry MLA - The answer to the Member's question is as follows:

1. The matter was referred to the Minister for Planning.
2. Housing ACT submitted the Development Application (DA) in accordance with the relevant Territory planning legislation, this includes waste removal solutions. It is not a requirement to have full Entity approval prior to DA submission as further Entity advice is sought as part of the DA approval process.
3. Housing ACT does not make representations under the DA process. However, advice and subsequent in-principle support from TCCS relating to the waste management solution proposed, was included in the DA submission.

Please note, the purpose of the DA process is to assesses all elements of a project, in detail. This includes all design elements, including waste management.

4. Housing ACT lodged the DA on 11 September 2024. Prior to the submission of a DA, Housing ACT assesses and refines all project components, including waste management proposals. The waste management solutions provided in the DA was the most practical solution to collect waste on this site.
5. Whilst a Traffic Impact Report is not required as part of the DA submission for a development of this scale, a professional Civil Engineering consultant conducted an assessment of traffic conditions including traffic generated by the proposed development and its effect on the existing road network. No adverse findings were noted.
6. The civil design, including the driveway design was prepared by a qualified Civil Engineer in accordance with the National Construction Code and applicable design Standards. The Standards include design objectives that prioritise safety for all users, including pedestrians, cyclists, and road traffic, while also minimising the impact on the streetscape.
7. The Territory Planning Authority determines DA processes. Housing ACT, like all applicants proposing to develop in the ACT, work within the parameters outlined under the Territory's relevant legislation and planning policies.
8. The DA process is managed by the Territory Planning Authority. Housing ACT follow the same processes as all developers in with ACT, adhering to the Territory's relevant legislation and planning policies.
9. Housing ACT is reviewing the design in response to Entity advice and representations made during the DA process. A review of this kind is in line with the DA process.

Approved for circulation to the Member and incorporation into Hansard.


Yvette Berry MLA
Minister for Homes and New Suburbs

Date: 11/04/25

This response required 618 minutes to complete, at an approximate cost of \$1,073.08.