

Alteration of Gateway Determination

Planning proposal (Department Ref: PP-2022-1147)

I, the Executive Director, Metro East and South at the Department of Planning and Environment, as delegate of the Minister for Planning and Homes, have determined under section 3.34(7) of the *Environmental Planning and Assessment Act 1979* to alter the Gateway determination dated 3 May 2022 for the proposed amendment to the Bayside Local Environmental Plan 2021 as follows:

1. Delete:

“condition 1(a)”

and replace with:

new condition 1(a):

Prior to community consultation, the planning proposal is to be updated to:

- (a) include information that clearly demonstrates consistency with, or that any inconsistency is justified and/or of minor significance, for the following section 9.1 Directions:
 - i. 4.1 Flooding – include confirmation from a qualified technical expert that the conclusions in the supporting flooding impact assessment remain valid.
 - ii. 4.4 Remediation of contaminated land – clarify that conclusions in the supporting contamination assessment are subject to review prior to finalisation to ensure they remain valid; and
 - iii. 4.5 Acid Sulfate Soils – clarify that conclusions in the supporting geotechnical assessment are subject to review prior to finalisation to ensure they remain valid

2. Delete:

“condition 6”

and replace with:

new condition 6:

The planning proposal public exhibition period must commence in October 2022, with the planning proposal to be on exhibition for a minimum period of 20 working/business days.

3. Insert:

new condition 6A:

Prior to finalisation, the planning proposal is to be updated to include information that that clearly demonstrates consistency with, or that any inconsistency is justified and/or of minor significance, for the following section 9.1 Directions:

- (a) 4.4 Remediation of contaminated land – include confirmation from a qualified technical expert that the conclusions in the supporting contamination assessment remain valid; and
- (b) 4.5 Acid Sulfate Soils – include confirmation from a qualified technical expert that the conclusions in the supporting geotechnical assessment remain valid.

Dated 6 day of October 2022.



Amanda Harvey
Executive Director
Metro East and South
Department of Planning and Environment

**Delegate of the Minister for Planning and
Homes**