

## Section 3.22 EP&A Act submission

### Part A. Council to complete

#### Subject:

Liverpool Plains LEP 2011 (Amendment No. 4) ..... (Insert name of amending LEP)

Report requesting the making of amending local environmental plan under sections 3.22 and 3.36(2).

#### Background:

Liverpool Plains Shire Council. (Insert name of council) resolved on 23 August 2017, to amend Liverpool Plains LEP 2011 (Insert name of LEP) and to request that the Minister for Planning make the plan under sections 3.22 and 3.36(2) of the Environmental Planning and Assessment Act 1979.

The draft amending plan is attached. (Attach copy of resolution.)

The land to which this amendment applies is that described for Amendment No. 4 and Lots 2, 7, 8, 9, 10 & 11 of Section 56 in DP 758863.

(Specify area. Attach map if appropriate)

#### Why there is a need for the amendment:

There is a mapping error relating to the zoning of six allotments on Whittaker Street in Quirindi. The allotments were zoned B4 but were inadvertently re-zoned to R1 via Amendment No. 4.

(Please attach a separate sheet if necessary)

#### What the amendment does:

Rectify a mapping error.

(Please attach a separate sheet if necessary)

#### Why the amending plan is suitable to be made in accordance with section 3.22:

The amending plan can be carried out under Section 3.22(1)(a).

(Please attach a separate sheet if necessary)

The council requests that the Minister agree to make draft Liverpool Plains ..... (Name of amending LEP)

Signed:

*Donna Ausling*

Date:

23 July 2018.

Name:

DONNA AUSLING

Position:

DIRECTOR OF ENVIRONMENTAL  
& ECONOMIC DEVELOPMENT  
SERVICES

On behalf of: Liverpool Plains Shire Council. (Name of council)



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### Part B. Department of Planning use only

Date of referral to Gateway: ..... (Insert date)

#### Department position:

The draft LEP amendment has been considered by the Department and it is satisfied that the amendment can be considered as a minor amendment under section 3.22 (see advice tagged 'A').

#### Parliamentary Counsel opinion:

The Parliamentary Counsel has provided an opinion indicating that the plan may legally be made (tagged 'B').

#### Recommendation:

It is recommended that the Minister:

- (a) under sections 3.22 and 3.36(2) of the *Environmental Planning and Assessment Act 1979* make .....tagged 'B')  
(Name of LEP)
- (b) authorise the Department to advise council of the Minister's decision.

Date: .....

Signed: ..... Name: .....

Position: .....  
for Secretary