



Planning & Infrastructure

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Our ref: PP_2012_PORTM_005_00 (12/10035)
Your ref: PP2012-0004

Mr Tony V Hayward
General Manager
Port Macquarie-Hastings Council
PO Box 84
PORT MACQUARIE NSW 2444

Dear Mr Hayward,

Planning proposal to amend the Port Macquarie-Hastings LEP 2011 to correct an error in the Urban Release Area Map.

I am writing in response to your Council's letter dated 12 June 2012 requesting a Gateway Determination under section 56 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") in respect of the above mentioned planning proposal.

As delegate of the Minister for Planning and Infrastructure, I have now determined that the planning proposal should proceed subject to the conditions in the attached Gateway Determination.

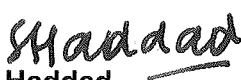
The Department is satisfied that this is a minor matter and public exhibition and agency consultation is not required in this instance, as identified in the attached Gateway Determination. The Department, in consultation with Council and Parliamentary Counsel (PC), will now make the necessary arrangements to finalise the LEP and a PC Opinion will be requested as soon as possible.

The amending Local Environmental Plan (LEP) is to be finalised within 3 months of the week following the date of the Gateway Determination. The Regional Planning Team will remain your principal contact on this matter and will be able to advise on the progress of the draft LEP.

The State Government is committed to reducing the time taken to complete LEPs by tailoring the steps in the process to the complexity of the proposal, and by providing clear and publicly available justification for each plan at an early stage. In order to meet these commitments, the Minister may take action under s54(2)(d) of the EP&A Act if the time frames outlined in this determination are not met.

Should you have any queries in regard to this matter, please contact Denise Wright of the Regional Office of the Department on 02 6641 6600.

Yours sincerely,


Sam Haddad
Director-General

29/6/2012.

Gateway Determination

Planning proposal (Department Ref: PP_2012_PORTM_005_00): to amend the Port Macquarie-Hastings LEP 2011 to correct an error in the Urban Release Area Map.

I, the Director General, Department of Planning and Infrastructure as delegate of the Minister for Planning and Infrastructure, have determined under section 56(2) of the EP&A Act that an amendment to the Port Macquarie-Hastings Local Environmental Plan 2011 to remove certain land incorrectly identified as an Urban Release Area from Map No. 6380_COM_URA_013E_020_20120327 should proceed subject to the following conditions:

1. No community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 ("EP&A Act").
2. No consultation is required with public authorities under section 56(2)(d) of the EP&A Act.
3. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the EP&A Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
4. The timeframe for completing the LEP is to be **3 months** from the week following the date of the Gateway determination.

Dated

29th

day of

June

2012.



Sam Haddad

Director-General

Delegate of the Minister for Planning and
Infrastructure