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Our ref: 13/15138
Your ref: (ED) A0420238

Mr Warrick Bennett
General Manager
Mid-Western Regional Council
PO Box 156
MUDGEES NSW 2850

Dear Mr Bennett

Section 73A Application to amend Mid-Western Regional Council LEP 2012- Caerleon

I am writing in response to your Council's letter dated 6 September 2013 requesting minor mapping amendments to the Mid-Western Regional Local Environmental Plan (LEP) 2012 under section 73A of the Environmental Planning and Assessment Act ("EP&A Act").

It has been determined that this is a minor amendment under section 73A of the EP&A Act and public exhibition and agency consultation is not required in this instance. Therefore, I have dispensed with conditions precedent for the making of the plan.

Further, I have considered the nature of Council's section 73A application and I have decided, as delegate of the Minister for Planning and Infrastructure, to issue an authorisation to Council to exercise delegation to make the amending LEP. Council is to comply with the Department's "A guideline for the preparation of local environmental plan" a copy of which can be found at:

<http://www.planning.nsw.gov.au/LinkClick.aspx?fileticket=0oF7mZW-Jak%3d&tabid=291&language=en-US>

Council is to request Parliamentary Counsel's Office (parliamentary.counsel@pco.nsw.gov.au) to commence drafting the instrument immediately.

A copy of this request is also to be forwarded to the Department (planmaking.monitoring@planning.nsw.gov.au) for administrative purposes.

The amending LEP is to be finalised within 3 months of the week following this letter.

Should you have any further enquiries about this matter, I have arranged for Megan Jones of the Department's Western Region office in Dubbo to assist you. Ms Jones can be contacted on (02) 6841 2180.

Yours sincerely


24/09/2013

Neil Selmon
Acting Executive Director
Rural and Regional Planning
Planning Operations and Regional Delivery



WRITTEN AUTHORISATION TO EXERCISE DELEGATION

Mid-Western Regional Council is authorised to exercise the functions of the Minister for Planning and Infrastructure under section 59 of the *Environmental Planning and Assessment Act 1979* that are delegated to it by instrument of delegation dated 14 October 2012, in relation to the following planning proposal:

Number	Name
PP_2013_MIDWR_005_00	Section 73A Mapping Amendments Caerleon

In exercising the Minister's functions under section 59, the Council must comply with the Department's "*A guideline for the preparation of local environmental plans*" and "*A guide to preparing planning proposals*".

Dated 24 September 2013

A handwritten signature in black ink, appearing to read "Neil Selmon".

Neil Selmon
Acting Executive Director
Rural and Regional Planning
Planning Operations and Regional Delivery