



Ms Therese Manns
General Manager
Broken Hill City Council
PO Box 448
BROKEN HILL NSW 2880

14/11467

Attention: Tracey Stephens

Dear Ms Manns

Section 73A application to amend Broken Hill LEP 2013

I refer to your letter of 9 July 2014 requesting to amend the Broken Hill Local Environmental Plan 2013 (LEP) under Section 73A of the *Environmental Planning and Assessment Act 1979* (EP&A Act) to extend the purpose of the Zone SP1 (mining) at Holten Drive, Broken Hill, to Zone SP1 (mining and extractive industry) to correct the inadvertent omission of extractive industry when the former zone was translated into the standard instrument LEP.

As delegate of the Minister for Planning, I have determined that this is a minor amendment under section 73A of the EP&A Act and community and agency consultation is not required in this instance.

The Minister delegated plan making powers to Councils in October 2012. It is noted that Council has accepted this delegation. I have considered the nature of Council's section 73A submission and have decided to issue authorisation for Council to exercise delegation (**Attachment 1**) to make this plan.

The amended LEP is to be finalised within 6 months of the week following the date of this letter. Council is to request the Parliamentary Counsel's Office (parliamentary.counsel@pco.nsw.gov.au) to commence drafting the plan as soon as possible. The related mapping and map coversheet is to be prepared in accordance with the Department's "Standard Technical Requirements for LEP Maps" when submission is made to Parliamentary Counsel.

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

In accordance with "A Guide for the preparation of local environmental plans", attachment 5 – Delegated plan making reporting template (**Attachment 2**) is enclosed for Council's information. Table 2 of the attachment is to be completed and included when Council requests the plan to be notified.

Should you have any further enquiries about this matter, I have arranged for Ryan Thomas, Growth Planning - Regional Growth Planning - Western Region to assist you. Mr Thomas can be contacted on telephone number 02 6841 2180.

Yours sincerely

a.w. albury 16-7-2014

Ashley Albury
**General Manager, Western Region
Growth Planning**

Encl.

Attachment 1 – Written Authorisation to Exercise Delegation

Attachment 2 – Delegated plan making reporting template