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Department Generated Correspondence (Y)

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Our ref: PP_2011_BATHU_003_00 (11/13802)
Your ref: SH:JM:20.00162

Mr David Sherley
General Manager
Bathurst Regional Council
Private Mail Bag 17
BATHURST NSW 2795

Dear Mr Sherley,

Re: Planning Proposal to correct an error in the Bathurst Regional (Interim) Local Environmental Plan 2005 Heritage Schedule

I am writing in response to your Council's letter dated 28 June 2011 requesting a Gateway Determination under section 56 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") in respect of the planning proposal to amend the Bathurst Regional (Interim) Local Environmental Plan 2005 to correct an error in the Heritage Schedule which lists the incorrect house number for the address of heritage item I108.

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 amending Local Environmental Plan (LEP) is to be finalised within 3 months of the week following the date of the Gateway Determination. As it has been determined that this is a minor amendment under s73A of the EP&A Act, the Department will commence drafting the instrument immediately. 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.

Should you have any queries in regard to this matter, please contact Azaria Dobson of the Regional Office of the Department on 02 6841 2180.

Yours sincerely,

22/8/11

Tom Gellibrand
Deputy Director General
Plan Making & Urban Renewal

Gateway Determination

Planning Proposal (Department Ref: PP_2011_BATHU_003_00): to correct an error in the Bathurst Regional (Interim) Local Environmental Plan 2005 Heritage Schedule.

I, the Deputy Director General, Plan Making & Urban Renewal 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 Bathurst Local Environmental Plan 2005 to correct an error in the Heritage Schedule by amending Heritage item I108 to read '281 Clear Creek Road' as opposed to '620 Clear Creek Road' should proceed subject to the following conditions:

1. This is a minor matter that can be dealt with under Section 73A of the EP&A Act.
2. No public hearing is required to be held into the matter under section 56(2)(e) of the EP&A Act.
3. The timeframe for completing the LEP is to be **3 months** from the week following the date of the Gateway determination.

Dated 22nd day of August 2011.



Tom Gellibrand
Deputy Director General
Plan Making & Urban Renewal
Delegate of the Minister for Planning and
Infrastructure