Planning, Industry & Environment

Ms Monica Barone
Chief Executive Officer
City of Sydney
GPO Box 1591
SYDNEY NSW 2000

Dear Ms Barone

Planning proposal PP_2016_SYDNE_008_00 – Alteration of Gateway Determination for Exempt Development of Displays of Goods on the Footway

I refer to your letter seeking an extension of time to complete planning proposal PP_2016_SYDNE_008_00 (as altered) to introduce displays of goods on the footway as exempt development.

I have determined as the delegate of the Minister for Planning and Public Spaces, in accordance with section 3.34(7) of the *Environmental Planning and Assessment Act 1979*, to alter the Gateway determination dated 18 March 2019 for PP_2016_SYDNE_008_00. The Alteration of Gateway determination is enclosed.

The Department notes that the Gateway has been extended on four occasions for a total of 33 months, and considers this to be a generous amount of time. The Department therefore recommends that the date be extended to 25 August 2020 to allow sufficient time for reporting, drafting with Parliamentary Counsel and finalisation of the LEP.

However, if the LEP amendment is not made by 25 August 2020, the Department recommends Council consider withdrawing the planning proposal.

Given the initial Gateway Determination was issued in November 2016, the Department recommends that Council consider updating the planning proposal to:
- demonstrate the proposal is consistent with the *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*, Section 9.1 Ministerial Directions and the Eastern City District Plan; and
- reflect RMS comments in relation to prohibitions, clearances and public liabilities.

If you have any questions in relation to this matter, I have arranged for Mr Luke Thorburn to assist you. Mr Thorburn can be contacted on (02) 8275 1283.

Yours sincerely

Emma Hitchens.   15. 10. 19

Emma Hitchens
Acting Director, Eastern District (City of Sydney)
Greater Sydney, Place and Infrastructure

Encl: Alteration of Gateway Determination