



Planning



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Department Generated Correspondence (Y)

Contact: Wade Morris
Phone: (02) 6841 2180
Fax: (02) 6884 8483
Email: Wade.Morris@planning.nsw.gov.au
Postal: PO Box 58, Dubbo 2830

Our ref: PP_2011_BATHU_002_00 (11/03699)
Your ref: NM.AP:20.00176

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

Dear Mr Sherley,

Re: Planning Proposal to amend the adoption date of the Bathurst Regional Council Development Control Plan - Complying Development (2005) at Clause 20(3) of Bathurst Regional (Interim) Local Environmental Plan 2005.

I am writing in response to your Council's letter dated 17 February 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 amend the adoption date of the Development Control Plan - Complying Development (2005) at Clause 20(3) of Bathurst Regional (Interim) Local Environmental Plan 2005.

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

The planning proposal is to include an amendment to the adoption date of the Bathurst Regional Council Development Control Plan - Complying Development (2005) at Clause 20(2) of Bathurst Regional (Interim) Local Environmental Plan.

The amending Local Environmental Plan (LEP) is to be finalised within 3 months of the week following the date of the Gateway Determination. Council is to amend the planning proposal as required by the Gateway determination and forward to the Department for finalisation.

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 Wade Morris of the Regional Office of the Department on 02 6841 2180.

Yours sincerely,

Tom Gellibrand
Deputy Director General
Plan Making & Urban Renewal

Gateway Determination

Planning Proposal (Department Ref: PP_2011_BATHU_002_00): to amend the adoption date of the Development Control Plan - Complying Development (2005) within the Bathurst Regional (Interim) Local Environmental Plan 2005.

I, the Deputy Director General, Plan Making & Urban Renewal as delegate of the Minister for Planning, have determined under section 56(2) of the EP&A Act that an amendment to the Bathurst Local Environmental Plan 2005 to amend the adoption date of the Development Control Plan - Complying Development (2005) within the Bathurst Regional (Interim) Local Environmental Plan 2005 should proceed subject to the following conditions:

1. The planning proposal is to amend the adoption date of the Bathurst Regional Council Development Control Plan – Complying Development (2005) at Clause 20(2) of Bathurst Regional (Interim) Local Environmental Plan.
2. No community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 ("EP&A Act").
3. No consultation is required with State or Commonwealth public authorities under Section 56(2)(d) of the EP&A Act.
4. No public hearing is to be held into the matter under section 56(2)(e) of the EP&A Act.
5. The timeframe for completing the LEP is to be **3 months** from the week following the date of the Gateway determination.

Dated 14th day of march 2011.



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