



Planning



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Department Generated Correspondence (Y)

Mr P O'Sullivan
General Manager
Lismore Council
PO Box 23A
LISMORE NSW 2480

Dear Mr O'Sullivan

Re: Draft Lismore Local Environmental Plan 2000 Amendment No 29

I refer to your letter to the Department dated 27 April 2010 and subsequent information provided 13 May 2010, requesting a Gateway Determination under section 56 of the *Environmental Planning and Assessment Act 1979* ('EP&A Act') for the draft Lismore Local Environmental Plan 2000 Amendment No 29 ('draft LEP') that had previously been exhibited by Council.

I am writing to notify you that I have determined (as delegate of the Director-General) under clause 12(2) of the *Environmental Planning and Assessment Regulation 2000* that the former LEP plan-making provisions cease to apply to the LEP. The current provisions of Part 3 of the Act now apply.

Furthermore I have, as the delegate for the Minister for Planning, determined under clause 122 (2) of Schedule 6 to the EP&A Act to dispense with all the conditions precedent up to section 57(8) of the EP&A Act for the making of this LEP. The draft LEP may be submitted to the Minister subject to the Council providing a report to the Department on any submissions made concerning the draft LEP when it was publicly exhibited under the former provisions.

Council is encouraged to finalise the LEP within 3 months of the week following the date of this letter. Council's request for the Department to draft and finalise the LEP should be made 6 weeks prior to the projected publication date.

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 section 54(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 Claire Aman of the Northern Region Office of the Department on 02 6641 6000.

Yours sincerely

Tom Gellibrand
Deputy Director General
Plan Making and Urban Renewal
(as delegate of the Minister and the Director-General)

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DEPUTY DIR
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