

Section 73A - correct minor errors in Sydney LEP 2012 and South Sydney LEP 1998

Proposal Title : **Section 73A - correct minor errors in Sydney LEP 2012 and South Sydney LEP 1998**

Proposal Summary : **To rectify minor errors in Sydney Local Environmental Plan 2012 and South Sydney LEP 1998 under section 73A of the Environmental Planning and Assessment Act 1979.**

PP Number : **PP_2013_SYDNE_002_00** Dop File No : **13/04783**

Planning Team Recommendation

Preparation of the planning proposal supported at this stage : **Recommended with Conditions**

S.117 directions :

Additional Information : **It is recommended that this proposal for a s73A amendment proceed with the condition that the request to delete subclause 6.11 (2)(c) not proceed.**

The deletion of this subclause is not considered to be a minor amendment and Council should pursue this as a planning proposal.

Supporting Reasons : **With the exception of deleting subclause 6.11(2)(c), the proposed amendments to Sydney LEP 2012 are supported as they will correct minor errors and ensure that Council's provisions operate as intended.**

The proposed amendment to South Sydney LEP 1998 is supported as it will rectify an error that was an unintended consequence of making Sydney LEP 2012, and ensure that Council's affordable housing scheme continues to operate in parts of Green Square not covered by Sydney LEP 2012.

Panel Recommendation

Recommendation Date : **21-Mar-2013**

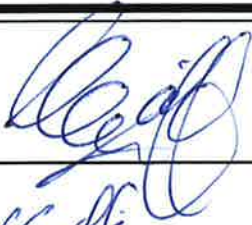
Gateway Recommendation : **Passed with Conditions**

Panel Recommendation : **The Planning Proposal should proceed subject to the following conditions:**

- 1. This is a minor matter that can be dealt with under section 73A of the Environmental Planning and Assessment Act 1979 ("EP&A Act"). However, Council's proposal to delete subclause 6.11(2)(c) is not considered to be of a minor nature and is not supported to proceed under section 73A. Council is to amend the planning proposal to remove the proposal to delete subclause 6.11(2)(c) prior to making its request to Parliamentary Counsel to draft the LEP.**
- 2. No community consultation is required under sections 56(2)(c) and 57 of the EP&A Act.**
- 3. No consultation is required with public authorities under section 56(2)(d) of the EP&A Act.**
- 4. No public hearing is required 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.**

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Signature:



Printed Name:

Neil McGaffin

Date:

27.3.13