



21 February 2011

File: 032.2011.00000002.001

The Regional Director (North Coast)
Department of Planning
PO Box 9022
GRAFTON NSW 2460

Dear Sir

**Re: Planning Proposal - Port Macquarie-Hastings Local Environmental
Plan 2011 Exempt Signage**

Council has resolved under delegation and pursuant to Sections 55 of the *Environmental Planning and Assessment Act 1979*, to commence the preparation of a Planning Proposal.

The purpose of the Planning Proposal is to rectify a drafting error in Port Macquarie-Hastings Local Environmental Plan 2011 as a matter of urgency. The planning proposal has been initiated by Council under delegation and Council is the relevant Planning Authority.

The Planning Proposal relates to detailed provisions for exempt signage which Council had intended be included in *Schedule 2 Exempt development - Signage, advertising structures and displays*. Due to a drafting error, Council's intended controls have not been incorporated into *Port Macquarie-Hastings LEP 2011* as notified on the NSW Legislation website.

To rectify the error and as a priority, Council requests a Gateway Determination under Section 56 of the *Environmental Planning and Assessment Act, 1979* (the Act) in relation to Port Macquarie-Hastings Local Environmental Plan 2011 (Draft Amendment No.2 (Schedule 2 Exempt Signage)).

Furthermore, Council requests the Department's assistance in expediting the planning proposal by dispensing with some or all of the conditions precedent to the making of the LEP. In this regard the LEP corrects an obvious error and will not have any significant adverse impact.

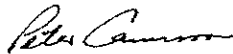
Enclosed are:

- a copy of the Planning Proposal, endorsed by the Acting General Manager under the delegation of Council and based on relevant Departmental Circulars

- a comparison Table detailing the written text; *Schedule 2 Signage, advertising structures and displays* as at exhibition, at the time of council's submission under section 68 of the AP&A Act and as notified on the NSW legislation website in February 2011.

Should you require further information please do not hesitate to contact Leanne Fuller on telephone number 6581 8674, or Email leanne.fuller@pmhc.nsw.gov.au.

Yours faithfully



Peter Cameron
Manager Strategic Planning

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