

Gateway Determination

Planning proposal (Department Ref: PP_2018_TWEED_004_00): to regulate development in the vicinity of Bob Whittle Murwillumbah Airfield.

I, the Director Regions, Northern at the Department of Planning and Environment, as delegate of the Minister for Planning, have determined under section 3.34(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that an amendment to the Tweed Local Environmental Plan (LEP) (2014) to regulate development in the vicinity of Bob Whittle Murwillumbah Airfield should proceed subject to the following conditions:

1. The planning proposal is to be updated prior to community consultation to:
 - a) provide a clear outline that the clause provided in the planning proposal may differ from the LEP amendment when legally drafted; and
 - b) provide updated Obstacle Limitation Surface and Procedures for Air Navigation Services – Aircraft Operations mapping within the planning proposal so the community can understand where this clause applies.
2. Public exhibition is required under section 3.34(2)(c) and schedule 1 clause 4 of the Act as follows:
 - (a) the planning proposal and must be made publicly available for a minimum of **28 days**; and
 - (b) the planning proposal authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 5.5.2 of *A guide to preparing local environmental plans* (Department of Planning and Environment 2016).
3. Consultation is required with the following public authorities and / organisations under section 3.34(2)(d) of the Act and/or to comply with the requirements of relevant section 9.1 Directions:
 - NSW Rural Fire Service;
 - Licensee of the Airfield (Economic Development – Tweed Shire Council); and
 - Local Aero Club.

Each public authority/organisation is to be provided with a copy of the Planning Proposal and any relevant supporting material, and given at least 21 days to comment on the proposal.

4. A public hearing is not required to be held into the matter by any person or body under section 3.34(2)(e) of the Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
5. The time frame for completing the LEP is to be **9 months** following the date of the Gateway determination.

Dated 27 day of June 2018.



27-6-2018

Jeremy Gray
Director Regions, Northern
Planning Services
Department of Planning and
Environment

Delegate of the Minister for Planning