



Mr Tommaso Briscese  
Acting General Manager  
Burwood Council  
PO Box 240  
BURWOOD NSW 1805

Dear Mr Briscese

**Planning Proposal PP\_2019\_BURWO\_001\_00 to amend Burwood Local Environmental Plan 2012**

I am writing in response to Council's request for a Gateway determination under section 3.34(1) of the *Environmental Planning and Assessment Act 1979* (the Act) on 1 August 2019 in respect of the planning proposal to amend Clause 6.2 of the Burwood Local Environmental Plan 2012.

As delegate of the Minister for Planning and Public Spaces, I have now determined the planning proposal should proceed subject to the conditions in the attached Gateway determination.

It is noted that Council has requested to be authorised as the local plan-making authority. I have considered Council's request to be the local plan-making authority and have determined to condition the Gateway for Council to be local plan-making authority.

The amending local environmental plan (LEP) is to be finalised within 9 months of the date of the Gateway determination. Council should aim to commence the exhibition of the planning proposal as soon as possible. Council's request to draft and finalise the LEP should be made directly to Parliamentary Counsel's Office six weeks prior to the projected publication date. A copy of the request should be forwarded to the Department.

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. To meet these commitments, the Minister for Planning and Public Spaces may take action under section 3.32(2)(d) of the Act if the time frames outlined in this determination are not met.

Should you have any further enquiries about this matter, I have arranged for Mr Alexander Galea at the Department to assist you. Mr Galea can be contacted on 8289 6793.

Yours sincerely



6/11/2019

**Laura Locke**  
**Acting Director, Eastern and South District**  
**Planning, Design and Public Spaces**

Encl: Gateway determination