

Mr D Rawlings
General Manager
Kempsey Shire Council
PO Box 3078
West Kempsey NSW 2440

Our ref: PP_2015_KEMPS_005_00
(15/17616)

Attention: Mr Bill Larkin

Dear Mr Rawlings

**Planning Proposal PP_2015_KEMPS_005_00 – Alteration of Gateway
Determination**

I refer to your correspondence of 13 December 2016 seeking an extension of time to complete Planning Proposal PP_2015_KEMPS_005_00 which rezones and applies associated development standard amendments to Lot 34 DP 261268, North Street, West Kempsey, and the Secretary's agreement that the proposal's inconsistency with s117 Direction 4.4 Planning for Bushfire Protection is justified.

I have determined as the delegate of the Minister, in accordance with section 56(7) of the *Environmental Planning and Assessment Act 1979* to alter the Gateway determination dated 11 December 2015 for PP_2015_KEMPS_005_00. The Alteration of the Gateway Determination is enclosed.

I have also considered the inconsistency of the proposal with s117 Direction 4.4 Planning for Bushfire Protection, and as a delegate of the Secretary, I have agreed that the inconsistency is justified in accordance with the terms of the Direction.

Council can now proceed with its assessment of the proposal.

If you have any questions in relation to this matter, I have arranged for Ms Tamara Prentice to assist you. Ms Prentice can be contacted on (02) 6641 6610.

Yours sincerely



14 December 2016

Craig Diss
Acting Director Regions, Northern
Planning Services

Encl:
Alteration to Gateway Determination

Alteration of Gateway Determination

Planning proposal (Department Ref: PP_2015_KEMPS_005_00)

I, the Acting Director Regions, Northern at the Department of Planning and Environment as delegate of the Minister for Planning, have determined under section 56(7) of the *Environmental Planning and Assessment Act 1979* (the Act) to alter the Gateway determination dated 11 December 2015 for the proposed amendment to the Kempsey Local Environmental Plan 2013 as follows:

1. Delete:

condition 5 "The timeframe for completing the LEP is to be **12 months** from the week following the date of the Gateway determination".

and replace with:

a new condition 5 "The timeframe for completing the LEP is by 18 June 2017".

Dated 14 day of December 2016



Craig Diss
Acting Director Regions, Northern
Planning Services
Department of Planning and Environment

Delegate of the Minister for Planning