



Planning



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Department Generated Correspondence (Y)

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Our ref: PP_2010_NORTH_004_00 (10/01287)
Your ref: MY (PDS)

Ms Penny Holloway
General Manager
North Sydney Council
PO Box 12
NORTH SYDNEY NSW 2059

Dear Ms Holloway,

Re: Planning Proposal to rectify a drafting error under Section 73A of the EP&A Act

I am writing in response to your Council's letter dated 12 May 2010 requesting a Gateway Determination under section 56 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") in respect of the planning proposal to amend the North Sydney Local Environmental Plan 2001 to rectify a drafting error.

As delegate of the Minister for Planning, I have now determined that the planning proposal should proceed subject to the conditions in the attached Gateway Determination.

The Determination requires that the matter be dealt with under section 73A of the EP&A Act and therefore public exhibition and agency consultation is not required in this instance.

The Department, in consultation with Council and the Parliamentary Counsel, will now make the necessary arrangements to finalise this LEP. 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 this should be completed within three (3) months.

Should you have any queries in regard to this matter, please contact Christopher Aston of the Regional Office of the Department on 02 9228 6111.

Yours sincerely,

Tom Gellibrand 28/5/10
Deputy Director General
Plan Making & Urban Renewal

Gateway Determination

Planning Proposal (Department Ref: PP_2010_NORTH_004_00): to rectify a drafting error in the description of the site at 35-51 Mitchell Street, McMahon's Point.

I, the Deputy Director General, Plan Making & Urban Renewal as delegate of the Minister for Planning, have determined under section 56(2) of the EP&A Act that an amendment to the North Sydney Local Environmental Plan 2001 to rectify a drafting error in the description of the site at 35-51 Mitchell Street, McMahon's Point to be Lot 1 DP 557873 and Lots 4-7 DP 16870 should proceed subject to the following conditions:

1. This is a minor matter that can be dealt with under section 73A of the EP&A Act.
2. No public hearing is required to be held into the matter under section 56(2)(e) of the EP&A Act.
3. The timeframe for completing the LEP is to be **3 months** from the week following the date of the Gateway determination.

Dated 28th day of May 2010.



Tom Gellibrand
Deputy Director General
Plan Making & Urban Renewal
Delegate of the Minister for Planning