

## Alteration of Gateway Determination

*Planning proposal (Department Ref: PP\_2012\_WAGGA\_007\_01)*

I, the Director Regions, Southern at the Department of Planning, Industry and Environment, as delegate of the Minister for Planning and Public Spaces, have determined under section 3.34(7) of the *Environmental Planning and Assessment Act 1979* to alter the Gateway determination dated 2 November 2012 (since altered) for the proposed amendment to the Wagga Wagga Local Environmental Plan 2010 as follows:

1. Delete:

Condition 5: "The time frame for completing the LEP is to be **12 months** from the week following the date of the Gateway determination."

and replace with:

new Condition 5: "The time frame for completing the LEP is to be **88 months** from the week following the date of the Gateway determination."

2. Insert:

new Condition 6: "Further public exhibition is required under section 3.34(2)(c) and schedule 1 clause 4 of the Act as follows:

- (a) the revised planning proposal 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 6.5.2 of *A guide to preparing local environmental plans* (Department of Planning, Industry and Environment 2016)."

3. Insert:

new Condition 7: "Further consultation is required with the following public authorities/organisations under section 3.34(2)(d) of the Act and/or to comply with the requirements of relevant section 9.1 Directions:

- Office of Environment and Heritage (Floodplain Management)
- Transport for NSW – Roads and Maritime Services

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

4. Insert:

new Condition 8: “The planning proposal authority is authorised as the local plan-making authority to exercise the functions under section 3.36(2) of the Act subject to the following:

- (a) the planning proposal authority has satisfied all the conditions of the Gateway determination;
- (b) the planning proposal is consistent with section 9.1 Directions or the Secretary has agreed that any inconsistencies are justified; and
- (c) there are no outstanding written objections from public authorities.”

Dated 16<sup>th</sup> day of July 2019.



**Ben Eveleigh**  
**Director Regions, Southern**  
**Planning and Assessment**  
**Department of Planning, Industry and**  
**Environment**

**Delegate of the Minister for Planning**  
**and Public Spaces**