

Gateway Determination

Planning Proposal (Department Ref: PP_2017_BLUEM-004_00): to update and amend Schedule 5 Environmental Heritage and associated mapping of Blue Mountains LEP 2015.

I, the Acting Director, Sydney Region West at the Department of Planning and Environment as delegate of the Greater Sydney Commission, have determined under section 56(2) of the *Environmental Planning and Assessment Act, 1979* (the Act) that an amendment to the Blue Mountains Local Environmental Plan (BMLEP) 2015 to update and amend Schedule 5 Environmental Heritage and associated mapping should proceed subject to the following conditions:

1. Prior to agency or community consultation, the planning proposal is to be amended to:
 - arrange the mapping in suburb groups that are accompanied by the relevant heritage schedules;
 - each map is to include a reference to the corresponding BMLEP 2015 map tile number;
 - clarify that the 31 items contained in BMLEP 2015 (draft Amendment No.1) are not currently listed in BMLEP 2015 and how Council intends to proceed with these heritage listings in the event of draft Amendment No.1 not being finalised; and
 - include reference to the Draft Greater Sydney Region Plan and the Draft Western City District Plan.
2. Community consultation is required under sections 56(2)(c) and 57 of the Act as follows:
 - (a) the planning proposal must be made publicly available for a minimum of **28 days**;
 - (b) the relevant planning 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 LEPs (Department of Planning and Environment 2016)*; and
 - (c) Any mapping material must meet the specifications in the current *Standard Technical Requirements for Spatial Datasets and Maps (Department of Planning and Environment 2017)*.

3. Consultation is required with the following public authorities under section 56(2)(d) of the Act and/or to comply with the requirements of relevant S117 Directions:

- Office of Environment and Heritage – Heritage Branch
- NSW Rural Fire Service
- NSW Aboriginal Land Council
- Local Aboriginal Land Councils

Each public authority 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 56(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 timeframe for completing the LEP is to be **12 months** from the week following the date of the Gateway determination.

Dated 3 day of November 2017.



3/11/17

Craig Diss
Acting Director, Sydney Region West
Planning Services
Department of Planning and Environment

Delegate of the Greater Sydney Commission