



Mr Michael Urquhart
Acting General Manager
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

Via email. jmcdonald@walgett.nsw.gov.au

Dear Mr Urquhart

Planning proposal [PP_2020_WALGE_001_00] to amend Walgett Local Environmental Plan 2013- Part Lot 2 DP1153975 (MPL278), Crystal Road, Lightning Ridge.

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) and additional information received on 17 July 2020 in respect of the planning proposal to amend the Walgett Local Environmental Plan 2013 to enable a dwelling on part of Lot 2 DP 1153975 (MPL278), Crystal Road, Lightning Ridge.

As delegate of the Minister for Planning and Public Spaces, I have now determined that the planning proposal should proceed subject to the conditions in the enclosed Gateway determination. Following review of the proposal it is considered appropriate that rezoning the land to SP1 Special Activities (Mining), amending the Minimum Lot Size to 5ha and amending Schedule 1 to permit a dwelling on this land will achieve the objective of the proposal.

In relation to section 9.1 Direction 6.2 Reserving Land for Public Purposes, I have agreed to the reduction of land for public purposes on the basis that the subject land is MPL278 and is not being used for public recreation. No further approval is required in relation to this Direction.

It is noted that Council has requested to be authorised as the local plan-making authority. I have considered the nature of Council's planning proposal and have conditioned the Gateway for Council to be authorised as the local plan-making authority.

The amending local environmental plan (LEP) is to be finalised within 12 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 (6) weeks prior to the projected publication date. A copy of the request should be

forwarded to the Department of Planning, Industry and Environment, Western Region office (westernregion@planning.nsw.gov.au).

All related files for LEP Amendment, including PDF maps, Map Cover Sheet, planning proposal document and GIS data, if available, must be submitted to the Department via the Planning Portal website at www.planningportal.nsw.gov.au. To submit the data, Council is requested to create an account and log in using these details.

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. In order to meet these commitments, the Minister 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 enquiries about this matter, I have arranged for Ms Amanda Carnegie from the Department of Planning, Industry and Environment, Western Region office, to assist you. Ms Carnegie can be contacted on 5852 6808.

Yours sincerely



24.7.20

Damien Pfeiffer
Director, Western Region
Local and Regional Planning

Encl: Gateway determination
Authorised plan-making reporting template