



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

Dear Mr Rawlings

**Planning Proposal PP\_2013\_KEMPS\_001\_00 – Alteration of Gateway  
Determination**

I refer to your letter in relation seeking an extension of time to complete Planning Proposal PP\_2013\_KEMPS\_001\_00 for the rezoning of land for residential purposes at Crescent Head Road, Crescent Head.

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 6 June 2013 for PP\_2013\_KEMPS\_001\_00 (as altered). The Alteration of the Gateway Determination is enclosed.

I note the considerable time that has passed since the original Gateway determination for this Planning Proposal was issued. While the resolution of the access arrangements is positive, Council should ensure that the remainder of the process is undertaken expediently. Therefore Council should ensure that site investigations required by the Gateway determination commence in March 2018 and the updated planning proposal is provided to the Department no later than September 2018.

If you have any questions in relation to this matter, I have arranged for Mr Paul Garnett to assist you. Mr Garnett can be contacted on 6641 6607.

Yours sincerely

 19 December 2017

**Craig Diss  
Acting Director Regions, Northern  
Planning Services**

Encl: Alteration to Gateway Determination

## Alteration of Gateway Determination

### *Planning Proposal (Department Ref: PP\_2013\_KEMPS\_001\_00)*

I, 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 6 June 2013 (as since altered) for the proposed amendment to the Kempsey Local Environmental Plan 2013 as follows:

1. Delete condition 3:

“3. Council is to update the planning proposal to include sufficient additional information to adequately demonstrate consistency or justify any inconsistency with the below S117 Directions and other relevant policies:

- 1.2 Rural Zones
- 1.5 Rural lands
- 2.1 Environmental Protection Zones
- 5.1 Implementation of Regional Strategies
- State Environmental Planning Policy (SEPP) Rural Lands 2008
- North Coast Regional Environmental Plan
- Mid North Coast Regional Strategy

Council is to update the planning proposal accordingly prior to undertaking public exhibition and provide a copy of the revised planning proposal to the department's regional office.”

and replace with a new condition 3:

“3. Council is to update the planning proposal to include sufficient additional information to adequately demonstrate consistency or justify any inconsistency with the below S117 Directions and other relevant policies:

- 1.2 Rural Zones
- 1.5 Rural lands
- 2.1 Environmental Protection Zones
- 5.10 Implementation of Regional Plans
- State Environmental Planning Policy (SEPP) Rural Lands 2008
- North Coast Regional Plan 2036

Council is to update the planning proposal accordingly and provide a copy of the revised planning proposal to the Department's Northern Region office prior to undertaking community consultation.”

2. Delete condition 7:

"7. The timeframe for completing the LEP is by 13 December 2017."

and replace with a new condition 7:

"7. The timeframe for completing the LEP is by 13 June 2019."

Dated 19 day of December 2017.



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

**Delegate of the Minister for Planning**