

Jeremy Gray
Director, Northern Region
Planning and Assessment
Department of Planning Industry and Environment

Email: jeremy.gray@planning.nsw.gov.au

Dear Mr Gray

TAMINDA EMPLOYMENT LANDS PLANNING PROPOSAL PP_2019_TAMWORTH_003_00
NOTIFICATION OF COUNCIL RESOLUTION NOT TO MAKE THE LOCAL ENVIRONMENTAL PLAN

Ref: *as/GV/PP_2019_TAMWORTH_003_00 (Doc Set ID 847316)*

Reference is made to the public exhibition of the Taminda Employment Lands Planning Proposal in August 2020. The purpose of this letter is to advise that Tamworth Regional Council at its Ordinary Meeting of Tuesday, 10 August 2021, resolved not to make the Local Environmental Plan pursuant to S.3.36(2) of the *Environmental Planning and Assessment Act 1979*. The Council resolution stripping is included for your information at the end of this letter.

Please see the link the below to access the Council Business Paper for 10 August 2021 and refer to Item 7.1 to view the Council Report. The Annexures relating to the Council Report can also be accessed via this link.

[Business Papers and Minutes | Tamworth Regional Council \(nsw.gov.au\)](http://www.tamworth.nsw.gov.au/business-papers-and-minutes)

The Council report explained that the original Gateway Determination was issued on 12 December 2019 and in the nearly two years of assessment, public consultation and discussions with the proponent since then, Council has not been able to satisfy itself that certain issues could be managed in future.

Council formed this view as a result of public and Agency submissions, the review of the planning proposal by Council technical officers and numerous further discussions with the proponent. Council planning officers also consulted the Tamworth office of the Department of Planning, Industry and Environment for advice on the options available to move forward with the process.

Subsequent to the original Gateway Determination, two extensions of time to complete the planning proposal were granted by the Department. The letter to Council accompanying the second extension specified that as the process had been going for nearly two years no further extensions would be granted beyond 12 September 2021.

Council would like to thank the Department of Planning, Industry and Environment for its assistance during this lengthy process especially the Department's local office in Tamworth. Should you have any questions regarding this matter please contact the undersigned at your convenience.

Yours faithfully


Gina Vereker

Director – Planning and Compliance

Contact: Gina Vereker (02) 6767 5421

12 August 2021

Copy:
Department Tamworth Local Office
gina.davis@planning.nsw.gov.au
craig.diss@planning.nsw.gov.au

Parliamentary Counsel Office
parliamentary.counsel@pco.nsw.gov.au

	<p>7.1 COMMUNITY CONSULTATION OUTCOMES AND FINALISATION OF THE TAMINDA EMPLOYMENT LANDS PLANNING PROPOSAL</p> <p>DIRECTORATE: PLANNING AND COMPLIANCE</p> <p>AUTHOR: Andrew Spicer, Senior Integrated Planner</p> <p>Reference: Item 7.1 to Ordinary Council 22 October 2019 - Minute No 373/19</p>
	<p>MOTION</p> <p>Moved Cr Betts/Cr Impey</p> <p>That in relation to the report “Community Consultation Outcomes and Finalisation of the Taminda Employment Lands Planning Proposal”, Council:</p> <ul style="list-style-type: none">(i) determine not to make the Local Environmental Plan pursuant to Section 3.36 of the Environmental Planning and Assessment Act 1979;(ii) proceed to finalise the process by writing to the Department of Planning Industry and Environment in accordance with the prescribed guidelines advising of the outcome and attaching the relevant documentation including the resolution of Council; and(iii) not pursue payment of the third instalment of the fee for processing the Planning Proposal being an amount of \$7,873.00 on the basis of Council resolving not to make the Local Environmental Plan.
230/21	RESOLVED