

Mr Steven Pinnuck  
General Manager  
Greater Hume Council

mail@greaterhume.nsw.gov.au

Dear Mr Pinnuck

**Planning proposal PP\_2019\_GHUME\_001\_00 to amend Greater Hume Local Environmental Plan 2012**

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) in respect of the planning proposal to reclassify four lots in Jindera from community to operational land.

As delegate of the Minister for Planning, I have now determined that the planning proposal should proceed subject to the conditions in the enclosed Gateway determination.

In relation to section 9.1 Direction 6.2 Reserving Land for Public Purposes, Council's justification for reclassifying the land and removing its public reserve status is considered adequate as it will facilitate development in a manner that is consistent with the zoning of the land and will enable Council to invest in community facilities within the nearby recreation reserve. No further approval is required in relation to this Direction.

In accordance with LEP practice note PN 16-001, the planning proposal requires the approval of the Governor as it seeks to remove the public reserve status and discharge interests affecting public land. I have attached a copy of the Practice Note for your information. Accordingly, Council must request the Minister to make the final plan. Please ensure that Council's report accompanying the final planning proposal addresses the matters listed in the Practice Note.

I note that while a public hearing is not required to be held under section 3.34(2)(e) of the Act, section 29 of the Local Government Act 1993 specifies that a Council must hold a public hearing in relation to a planning proposal to reclassify public land from community to operational.

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 for the Department of Planning and Environment to draft and finalise the LEP should be made eight weeks prior to the projected publication date.

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 further enquiries about this matter, I have arranged for Mr Will Mayes to assist you. Mr Mayes can be contacted on 8275 1050.

Yours sincerely

A handwritten signature in black ink, appearing to read 'L. Musgrave', is positioned above the date.

**01/02/2019**

**Luke Musgrave**  
**Director Regions, Southern**  
**Planning Services**

Encl: Gateway determination  
LEP practice note PN 16-001