

## Gateway Determination

**Planning Proposal (Department Ref: PP\_2017\_DREGI\_003\_00):** to make administrative housekeeping and minor amendments (12 items) relating to: permissible landuse activities, subdivision controls, controls relating to permissible uses, local provisions, Schedule 5 Environmental heritage, minor amendment to landuse zoning and minor amendment to biodiversity mapping under the Dubbo LEP 2011.

I, the Director Regions, Western at the Department of Planning and Environment as delegate of the Minister for Planning, have determined under section 56(2) of the *Environmental Planning and Assessment Act, 1979* (the Act) that an amendment to the Dubbo Local Environmental Plan (LEP) 2011 to make housekeeping and other minor amendments (12 items) should proceed subject to the following conditions:

1. 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**; and
  - (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 local environmental plans* (Department of Planning and Environment 2016).
2. Consultation is required with the NSW Rural Fire Service under section 56(2)(d) of the Act to comply with the requirements of section 117 Direction 4.4 Planning for Bushfire Protection and is to be addressed in Council's section 59 submission.
3. 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).
4. The timeframe for completing the LEP is to be **12 months** following the date of the Gateway determination.

Dated 3<sup>rd</sup> day of October 2017.



**Ms Katrine O'Flaherty**  
**Director Regions, Western**  
**Planning Services**  
**Department of Planning and Environment**

**Delegate of the Minister for Planning**