

Gateway Determination

Planning proposal (Department Ref: PP_2017_PENRITH_003_00): to remove cemeteries as a permissible use in the E3 Environmental Management zone and prohibit cemeteries and crematoria in the Mulgoa valley and parts of Wallacia under the Penrith Local Environmental Plan 2010.

I, the Deputy Secretary, Greater Sydney Place and Infrastructure at the Department of Planning, Industry and Environment, as delegate of the Minister for Planning and Public Spaces, have determined under section 3.34(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that an amendment to the Penrith Local Environmental Plan (LEP) 2010 to remove cemeteries as a permissible use in the E3 Environmental Management zone and prohibit cemeteries and crematoria in the Mulgoa valley and parts of Wallacia should not proceed for the following reasons:

1. The proposal is inconsistent with the Greater Sydney Regional Plan and Western City District Plan, in particular Planning Priority W3 which identifies the need for additional land for burials and cremations;
2. Progression of the planning proposal prior to preparation of a regional strategy which identifies additional lands for new cemeteries to serve the Sydney region, may preclude the development of an orderly and holistic strategy for the region;
3. There is insufficient evidence to demonstrate that cemeteries and crematoria of all scales and in any location will adversely impact on the historic and scenic values of Mulgoa Valley and Wallacia; and
4. There is insufficient evidence to demonstrate the capacity and capability of the lands zoned RU2 and RU4 to accommodate cemetery developments within the Penrith LGA into the future.

Dated 24th day of March 2021.



Brett Whitworth
Deputy Secretary, Greater Sydney
Place and Infrastructure
Department of Planning, Industry and
Environment

**Delegate of the Minister for Planning
and Public Spaces**