



Mr Adrian Panuccio
Acting General Manager
North Sydney Council
PO Box 12
North Sydney NSW 2059

Our ref: PP_2015_NORTH_010_00 (15/16279)

Dear Mr Panuccio

Planning proposal to amend North Sydney Local Environmental Plan 2013

I am writing in response to your Council's letter dated 15 March 2016 requesting a Gateway determination under section 56 of the *Environmental Planning and Assessment Act 1979* (the Act) in respect of the 'Special events' planning proposal to identify 'special events (including markets)' held by or on behalf of North Sydney Council, or on land owned or managed by North Sydney Council, as a form of exempt development.

As delegate of the Greater Sydney Commission, I have now determined the planning proposal should proceed subject to the conditions in the attached Gateway determination.

Council may still need to obtain the agreement of the Department's Secretary to comply with the requirements of Section 117 Direction 4.4 Planning for Bushfire Protection. Council should ensure this occurs prior to the local environmental plan (the LEP) being made.

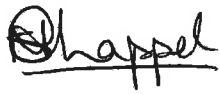
Plan making powers were delegated to councils in October 2012. It is noted that Council has requested to be issued with delegation for this planning proposal. I have considered the nature of Council's planning proposal and have decided not to issue an authorisation for Council to exercise delegation to make this plan, given the need to resolve policy and legal matters prior to the plan being made.

The amending LEP is to be finalised within 12 months of the week following 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 6 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 54(2)(d) of the Act if the time frames outlined in this determination are not met.

Should you have any queries in regard to this matter, I have arranged for Ms Yolande Miller of the Department's regional office to assist you. Ms Miller can be contacted on (02) 9228 6500.

Yours sincerely

A handwritten signature in black ink, appearing to read 'S Chappel', with a horizontal line drawn underneath the name.

20 April 2016

Sandy Chappel
Acting Director, Sydney Region East
Planning Services

Encl:
Gateway Determination