



## Gateway Determination

**Planning proposal (Department Ref: PP\_2019\_WAVER\_005\_00):** to amend Waverley Local Environmental Plan 2012 by including 'recreation facilities (indoor)' as an additional permitted use for the land at 201-209 Old South Head Road, Bondi Junction.

I, the A/Director, Eastern and South Districts, 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 Waverley Local Environmental Plan (LEP) 2012 to include 'recreation facilities (indoor)' as an additional permitted use for the land at 201-209 Old South Head Road, Bondi Junction should proceed subject to the following conditions:

1. Prior to public exhibition, the planning proposal is to be amended to address the following:
  - (a) include an updated project timeline; and
  - (b) remove references to mapping change in Part 4 of the Planning Proposal report prepared by Council.
2. Public exhibition is required under section 3.34(2)(c) and schedule 1 clause 4 of the Act as follows:
  - (a) the planning proposal must be made publicly available for a minimum of **28 days**; and
  - (b) the planning proposal 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 6.5.2 of *A Guide to Preparing Local Environmental Plans* (Department of Planning and Environment, 2018).
3. No consultation is required with public authorities/organisations under section 3.34(2)(d) of the Act.
4. The time frame for completing the LEP is to be **9 months** from the date of the Gateway determination.
5. A public hearing is not required to be held into the matter by any person or body under section 3.34(2)(e) of the Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, if reclassifying land).

6. The planning proposal authority is authorised as the local plan-making authority to exercise the functions under section 3.36(2) of the Act subject to the following:
- (a) the planning proposal authority has satisfied all the conditions of the Gateway determination;
  - (b) the planning proposal is consistent with section 9.1 Directions or the Secretary has agreed that any inconsistencies are justified; and
  - (c) there are no outstanding written objections from public authorities.

Dated 6 day of May 2020.



**Brendan Metcalfe**  
**A/Director, Eastern and South**  
**Districts**  
**Greater Sydney, Place and**  
**Infrastructure**  
**Department of Planning, Industry and**  
**Environment**

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