

Mr Jeremy Bath  
Interim CEO  
Newcastle City Council  
PO Box 489  
NEWCASTLE NSW 2300

Dear Mr Bath

**Planning Proposal PP\_2017\_NEWCA\_005\_00 to amend Newcastle Local Environmental Plan 2012**

I am writing in response to Council's request for a Gateway determination under Section 56 of the *Environmental Planning and Assessment Act 1979* (the Act) in respect of the Planning Proposal to amend Schedule 1 of the Newcastle Local Environmental Plan 2012 (LEP) to remove an additional permitted use for 1 Ordnance Street, Newcastle (King Edward Headland Reserve) as a 'function centre and kiosk with associated car parking and landscaping'.

As delegate of the Minister for Planning, I have now determined the Planning Proposal should proceed subject to the conditions in the attached Gateway determination.

I have also agreed, as delegate of the Secretary, the Planning Proposal is consistent with all relevant Section 117 Directions. No further approval is required in relation to these Directions.

I have considered Council's request that it not be given delegation and have determined not to issue an authorisation.

The amending Local Environmental Plan (LEP) is to be finalised within 6 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 8 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 further enquiries about this matter, I have arranged for Ms Jocelyn McGarity to assist you. Ms McGarity can be contacted on 02 4904 2702.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Monica Gibson', with a stylized, cursive script.

29/11/2017

**Monica Gibson**  
**Director Regions, Hunter**  
**Planning Services**

Encl: Gateway Determination