



PNC002382

Planning and Regulatory. R.O'Brien
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29 September 2015

Mr David Rowland
General Manager
Hunter and Central Coast Region
Department of Planning and Environment
PO Box 1226
NEWCASTLE NSW 2300



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Dear Mr Rowland

**SUBMISSION OF AMENDMENT TO NEWCASTLE LEP 2012 IN ACCORDANCE WITH
SECTION 56 OF THE ACT, SEEKING GATEWAY DETERMINATION**

Council, at its meeting of 22 September 2015 resolved to endorse a planning proposal to amend Newcastle LEP 2012, pursuant to Section 55 of the *Environmental Planning and Assessment (EP&A) Act 1979*, as follows:

- "a) Endorse the attached Planning Proposal (**Attachment A**), pursuant to Section 55 of the *Environmental Planning and Assessment Act 1979 (EP&A Act)*, in order to amend Clause 6.4 of Newcastle Local Environmental Plan 2012 to enable greater development flexibility in areas zoned R4 High Density Residential.
- b) Forward the Planning Proposal to the Minister for Planning and Environment for gateway determination pursuant to Section 56 of the *EP&A Act*.
- c) Advise the Director-General of Planning and Environment that Council does not seek to exercise delegations for undertaking Section 59(1) of the *EP&A Act*.
- d) Receive a report back on the Planning Proposal if a written objection is received during consultation with the community otherwise forward the Planning Proposal to the Secretary of the Department of Planning and Environment requesting that the proposed amendments to Newcastle LEP 2012 be made."

Council seeks 'gateway determination' pursuant to Section 56(1) of the *EP&A Act 1979*, with respect to the subject proposal. Furthermore, Council advises that it does not wish to exercise delegations for undertaking Section 59(1) of the same Act.

A copy of the report to Council and the Planning Proposal is attached.

If you require further information, please contact me on 4974 2889 or email robrien@ncc.nsw.gov.au.

Yours faithfully

Rob O'Brien
URBAN PLANNER

