

Planning Proposal Attachment 3

Lot 514 DP 729979, Bateau Bay

Written Authorisation to Exercise Delegation dated 10 April 2006



NSW GOVERNMENT
Department of Planning

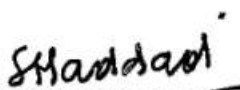
WRITTEN AUTHORISATION TO EXERCISE DELEGATION

This is a Written Authorisation to Exercise Delegation ('Authorisation') pursuant to the instrument of delegation executed by the Director General of the Department of Planning ('Director General') on 16 February 2006 ('Delegation').

Subject to the Delegation and the terms and conditions specified in Schedule 1 to this Authorisation, the following functions are delegated to Wyong Shire Council ('Council') with respect to the draft local environmental plan the subject of notification by Council to the Director General under section 54(4) of the *Environmental Planning and Assessment Act 1979* ('EP&A Act') dated 10 January 2006 Draft Amendment 172 to Wyong LEP 1991 ('Draft LEP') to rezone part Lot 514 DP 729979 from 5(a) Clubs & Community Purposes to 3(b) Centre Support Zone to facilitate the development of an Integrated Library/ Customer Service Centre and bulky goods retailing as part of the Bay Village Centre.

- Section 65(1)
- Section 69(1)

Dated 10th day of April, 2006


Sam Gabriel Haddad
DIRECTOR GENERAL
Department of Planning

Schedule 1

The exercise of the function(s) under the Delegation is subject to:

1. the Draft LEP being consistent with any relevant Ministerial Direction issued pursuant to section 117 of the EP&A Act; and
2. the Draft LEP not being the subject of an unresolved objection by a public authority or body; and
3. the Draft LEP not containing provisions suspending laws pursuant to section 28 of the EP&A Act; and
4. compliance with the Best Practice Guideline published by the Department of Urban Affairs and Planning in January 1997 entitled, '*LEPs and Council Land - Guideline for Councils using delegated powers to prepare LEPs involving land that is or was previously owner or controlled by Council*'; and
5. compliance with instructions issued by the Director General with respect to the preparation and content of reports prepared pursuant to section 69 of the EP&A Act.