

DEPARTMENT OF PLANNING AND ENVIRONMENT

Growth Planning and Delivery

SUBJECT: NORTH TRALEE

PURPOSE

- To transition *draft Queanbeyan Local Environmental Plan (North Tralee) 2009* into the new Part 3 plan making system under the *Environmental Planning and Assessment Act 1979*.

RECOMMENDATION

- That the Acting General Manager – Southern Region **signs** the attached letter, if approved.

CURRENT POSITION

- It is appropriate the draft plan be transitioned into the new Part 3 system. This will allow Council to progress the plan consistent with current plan making provisions.

BACKGROUND

- The Department has previously responded to a s54 notification (under the old Part 3 process) on 12 March 2009 authorising Council to begin the statutory process to rezone the subject land (**Tag A**).
- The draft plan seeks to rezone approximately 55 ha of rural land for employment purposes.
- The draft plan has been delayed as a consequence of flooding issues impacting on parts of the site. To address this, Council has now resolved to progress the draft plan for that part of the land outside the 1:100 ARI and is seeking to progress the draft plan under the new Part 3 plan making provisions contained in the Act.
- Accordingly, the attached letter transitions the new plan into the Part 3 process as provided for under Clause 12(2) of the Regulations. It also dispenses with the conditions precedent to the making of the draft LEP up to section 59 of the EP&A Act, under clause 122(2) of Schedule 6 of the Act.
- Both the Minister and the Secretary have previously delegated these statutory functions to General Managers (**Tag B**).
- The draft plan is consistent with the Queanbeyan Residential and Economic Strategy as endorsed by the Minister in 2008.

Contact: Martin Brown
Southern Region
(02) 6229 7913

 23.5.14

Simon Manoski
A/General Manager
Growth Planning and Delivery
Southern Region



Mr Gary Chapman
General Manager
Queanbeyan City Council
PO Box 90
QUEANBEYAN NSW 2620

14/08425

Attention: David Carswell and Beate Jansen

Dear Mr Chapman,

Queanbeyan Local Environmental Plan (North Tralee) 2009

I am writing to you regarding draft *Queanbeyan Local Environmental Plan (North Tralee) 2009* ('draft LEP').

Please be advised that in accordance with clause 12(2) of the *Environmental Planning & Assessment Regulations 2000*, and as delegate of the Secretary of the Department of Planning and Environment, I am notifying Council that the former LEP plan-making provisions under the *Environmental Planning & Assessment Act 1979* ('EP&A Act'), cease to apply to the draft LEP.

Further, as delegate of the Minister for Planning, I have dispensed with the conditions precedent to the making of the draft LEP up to section 59 of the EP&A Act, under clause 122(2) of Schedule 6 to the Act.

Council should now complete any remaining studies in support of the planning proposal and undertake consultation for a minimum period of 28 days including those agencies nominated in the Department's previous letter of 12 March 2009. Council should seek to finalise this planning proposal within 18 months of receiving this advice.

Should you have any questions regarding this matter, I have arranged for Mr Martin Brown to assist you. Mr Brown may be contacted on telephone number (02) 6229 7913.

Yours sincerely

 27.5.14

Simon Manoski
**A/General Manager
Southern Region**