

Mr Jeremy Bath
Chief Executive Officer
Newcastle City Council
PO Box 489
NEWCASTLE NSW 2300

Dear Mr Bath

Newcastle Local Environmental Plan 2012 (Amendment No. 26)

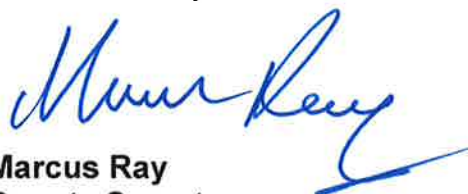
I refer to the proposal to amend Newcastle Local Environmental Plan 2012 to change building heights in the Newcastle East End.

I am pleased to advise that as the Minister's delegate, I have made the plan under section 3.36(2) of the *Environmental Planning and Assessment Act 1979*, and under section 3.24(5) it will take effect when published on the NSW Legislation website.

I have also, as the Minister's delegate, amended the building heights for Block 4B (the Market Square building on Hunter Street) and Block 7 (the terraces and Masonic Hall in King and Thorn Streets). I note that Council sought to change the proposed building height on these sites in response to a submission after exhibition without seeking further public comment on the proposed changes. However, I consider it appropriate that the building heights be consistent with the existing concept approval. The finalised height on these two sites therefore reflects that which was publicly exhibited.

Should you have any enquiries about this matter, I have arranged for Mr Ben Holmes of the Department of Planning and Environment's Hunter Region team to assist you. Mr Holmes can be contacted on 4904 2709.

Yours sincerely



Marcus Ray
Deputy Secretary
Planning Services

16/03/2018