

Consolidation of Wollongong (West Dapto) LEP 2010 with Wollongong LEP 2009

Proposal Title :	Consolidation of Wollongong (West Dapto) LEP 2010 with Wollongong LEP 2009		
Proposal Summary :	It is proposed to transfer all land currently under the Wollongong (West Dapto) LEP 2010 to the Wollongong LEP 2009 so that there will be a single Principal LEP covering the Wollongong LGA. It is proposed that Wollongong (West Dapto) LEP 2010 will be repealed.		
PP Number :	PP_2012_WOLLG_005_00	Dop File No :	12/08853

Planning Team Recommendation

Preparation of the planning proposal supported at this stage : **Recommended with Conditions**

S.117 directions :

Additional Information : That the delegate of the Minister for Planning and Infrastructure, determine under section 56(2) of the EP&A Act, that an amendment to the Wollongong Local Environmental Plan 2009 to include those areas currently under the Wollongong LEP (West Dapto) 2010, which will be repealed, should proceed subject to the following conditions:

1. Community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") as follows:

(a) the Planning Proposal must be made publicly available for a minimum of 28 days; and

(b) the relevant planning authority must comply with the notice requirements for public exhibition of Planning Proposals and the specifications for material that must be made publicly available along with Planning Proposals as identified in section 4.5 of A Guide to Preparing LEPs (Department of Planning 2009).

2. Consultation is required with the following public authorities under section 56(2)(d) of the EP&A Act:

Southern Rivers Catchment Management Authority
Office of Environment and Heritage
NSW Rural Fire Service
Transport for NSW - Roads and Maritime Services
Sydney Water
NSW Office of Water
Lake Illawarra Authority

Each public authority is to be provided with a copy of the Planning Proposal and any relevant supporting material. Each public authority is to be given at least 21 days to comment on the proposal, or to indicate that it will require additional time to comment on the proposal. Public authorities may request additional information or additional matters to be addressed in the Planning Proposal.

3. No public hearing is required to be held into the matter under section 56(2)(e) of the EP&A Act. This does not have any bearing on the need to conduct a public hearing under the provisions of any other legislation.

4. The timeframe for completing the LEP is to be 9 months from the week following the date of the Gateway Determination.

S117 DIRECTIONS

It is recommended that the Director General can be satisfied that:

5. The Planning Proposal is consistent with the s.117 Directions or any inconsistencies are

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only of minor significance. No further consultation is required in relation to s117 Directions while the Planning Proposal remains in its current form.

Supporting Reasons : The proposal will simplify the planning regime for the Wollongong LGA through the removal of the West Dapto LEP.

Panel Recommendation

Recommendation Date : 21-Jun-2012

Gateway Recommendation : Passed with Conditions

Panel Recommendation : The Planning Proposal should proceed subject to the following conditions:

1. Community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") as follows:

- (a) the planning proposal must be made publicly available for 28 days; and
- (b) the relevant planning authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 4.5 of A Guide to Preparing LEPs (Department of Planning 2009).

2. Consultation is required with the following public authorities under section 56(2)(d) of the EP&A Act:

- Southern Rivers Catchment Management Authority
- Office of Heritage and Environment
- NSW Rural Fire Service
- Transport for NSW – Roads and Maritime Services
- Sydney Water
- NSW Office of Water
- Lake Illawarra Authority

Each public authority is to be provided with a copy of the planning proposal and any relevant supporting material. Each public authority is to be given at least 21 days to comment on the proposal, or to indicate that they will require additional time to comment on the proposal. Public authorities may request additional information or additional matters to be addressed in the planning proposal.

3. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the EP&A Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).

4. The timeframe for completing the LEP is to be 9 months from the week following the date of the Gateway determination.

Signature:



Printed Name:

Neil McGaffin

Date:

27.6.12