



Planning

Mr Roger Busby
Release Area Manager
Great Lakes Council
PO Box 450
FORSTER NSW 2428

10/20469

Dear Mr Busby

I refer to your letter of 28 September 2010, requesting a Gateway Determination under section 56 of the *Environmental Planning and Assessment Act 1979* ('EP&A Act') for the draft Great Lakes Local Environmental Plan (Amendment No 79) that Council exhibited from 11 August to 17 November 2010.

I am writing to notify you that I have determined (as the delegate of the Director-General) under clause 12(2) of the *Environmental Planning and Assessment Regulation 2000* that the former LEP plan-making provisions will cease to apply to the draft LEP. The current provisions of Part 3 of the EP&A Act now apply.

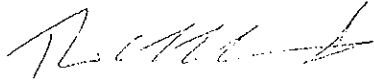
Further, as the delegate for the Minister for Planning, I have determined under clause 122 (2) of Schedule 6 to the EP&A Act to dispense with all the conditions precedent up to section 57(4) of the EP&A Act for the making of this draft LEP, which recognises the exhibition of the draft LEP under the former plan making provisions. The draft LEP may be submitted to the Director-General subject to the Council meeting its remaining requirements under s.57 of the Act.

Council is encouraged to finalise the LEP within 6 months of the week following the date of this letter. Council's request for the Department to draft and finalise the LEP should be made 6 weeks prior to the projected publication date. It is also noted that Council is currently progressing a large number of draft LEPs. To minimise the potential for future delays the Department's Regional officer will agree with Council a priority sequence for finalising these draft LEPs.

The State Government is committed to reducing the time taken to complete LEPs by tailoring the steps in the process to the complexity of the proposal, and by providing clear and publicly available justification for each plan at an early stage. In order to meet these commitments, the Minister may take action under section 54(2) (d) of the EP&A Act if the time frames outlined in this determination are not met.

Should you have any queries in regard to this matter, please contact Mr Brian Murphy of the Regional Office of the Department on 02 4904 2712.

Yours sincerely,



Tom Gellibrand 28/10/10
Deputy Director General
Plan Making & Urban Renewal
(as delegate of the Minister and the Director-General)