

Mr Jeremy Bath
CEO
Newcastle City Council
PO Box 489
NEWCASTLE NSW 2300

Dear Mr Bath

Planning proposal PP_2018_NEWCA_005_00 to amend Newcastle Local Environmental Plan 2012

I am writing in response to Council's request for a Gateway determination under section 3.34(1) of the *Environmental Planning and Assessment Act 1979* (the Act) in respect of the planning proposal to amend the heritage significance and name of item no. I558 in Schedule 5 of the Newcastle LEP 2012 to be consistent with the State Heritage Register under section 3.22 of the Act.

As delegate of the Minister for Planning, I have now determined that the planning proposal should proceed subject to the conditions in the enclosed Gateway determination.

I have considered Council's request to not be the local plan-making authority and have determined not to condition the Gateway for Council to be the local plan-making authority.

The amending Local Environmental Plan (LEP) is to be finalised within 3 months of the date of the Gateway determination. As the amendment is to be progressed under section 3.22 and the Department is the local plan-making authority, the Department will now initiate drafting of the amending LEP with Parliamentary Counsel. Consultation with Council on the draft instrument under section 3.36(1) will occur in due course.

Should you have any further enquiries about this matter, I have arranged for Mr Ben Holmes to assist you. Mr Holmes can be contacted on 4904 2709.

Yours sincerely



11/6/2018

Monica Gibson
Director Regions, Hunter
Planning Services

Encl: Gateway determination