



Gateway Determination

Planning proposal (Department Ref: PP_2020_SHOAL_005_00): to amend the Shoalhaven LEP 2014 to remove a heritage item for Lot 30 DP792994, E435 Princes Highway Yatte Yattah, listed in Schedule 5 and shown on the heritage map which has been destroyed by bushfire.

I, the Director, Southern Region at the Department of Planning, Industry and Environment, as delegate of the Minister for Planning and Public Spaces, have determined under section 3.34(2) of the Environmental Planning and Assessment Act 1979 (the Act) that an amendment to the Shoalhaven Local Environmental Plan (LEP) 2014 to remove the heritage item for Lot 30 DP792994, E435 Princes Highway Yatte Yattah, listed in Schedule 5 and shown on the heritage map which has been destroyed by bushfire should proceed subject to the following conditions:

1. Public exhibition is not required under section 3.34(2)(c) and schedule 1 clause 4 of the Act.
2. No consultation is required with public authorities/organisations under section 3.34(2)(d) of the Act.
3. A public hearing is not required to be held into the matter by any person or body under section 3.34(2)(e) of the Act.
4. The planning proposal authority is authorised as the local plan-making authority to exercise the functions under section 3.36(2) of the Act subject to the following:
 - (a) the planning proposal authority has satisfied all the conditions of the Gateway determination;
 - (b) the planning proposal is consistent with section 9.1 Directions or the Secretary has agreed that any inconsistencies are justified; and
 - (c) there are no outstanding written objections from public authorities.
5. The time frame for completing the LEP is to be 3rd December 2020, being 6 months following the date of the Gateway determination.

Dated 3rd day of June 2020

**Sarah Lees
Director, Southern Region
Local and Regional Planning
Department of Planning, Industry and
Environment**

**Delegate of the Minister for Planning and
Public Spaces**