

Mr Wayne Wallis
General Manager
Port Stephens Council
PO Box 42
RAYMOND TERRACE NSW 2324

Attention: Jessica Franklin

Dear Mr Wallis

Proposed s73A amendment to the Port Stephens Local Environmental Plan 2013

I am writing in response to Council's request to amend the Port Stephens Local Environmental Plan 2013 under Section 73A of the *Environmental Planning and Assessment Act 1979* (EP&A Act) in respect of a LEP amendment to correct mapping errors at 15 Gray Drive, Karuah.

As delegate of the Minister for Planning, I have now determined that the LEP amendment should proceed under s73A(1)(b) because the amendment would address matters in the Port Stephens Local Environmental Plan 2013 that are of a consequential, transitional, machinery or other minor nature.

Plan making powers were delegated to Councils by the Minister in October 2012. It is noted that Council has requested to be issued with delegation for this amendment. I have considered the nature of the amendment and have decided to issue an authorisation for Council to exercise delegation to make this plan.

The amending Local Environmental Plan (LEP) is to be finalised within 3 months of the date of the Gateway determination. Council's request to draft and finalise the LEP should be made directly to Parliamentary Counsel's Office. A copy of the request should be forwarded to the Department of Planning and Environment.

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 further enquiries about this matter, I have arranged for Mr Ken Phelan to assist you. Mr Phelan can be contacted on (02) 4904 2705.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Monica Gibson', with a stylized, cursive script.

12/7/2017

Monica Gibson
Director Regions, Hunter
Planning Services

Encl: Gateway Determination
Written Authorisation to Exercise Delegation
Delegated Plan Making Reporting Template