

Our ref: PP\_2014\_NEWCA\_009 (14/08610)

Mr Frank Cordingley  
Interim CEO  
Newcastle City Council  
PO Box 489  
NEWCASTLE NSW 2300

Att: Mr Rob O'Brien

Dear Mr Cordingley

**Planning proposal to amend Newcastle Local Environmental Plan 2012 and Lake Macquarie Local Environmental Plan 2014**

I am writing in response to your Council's request pursuant to Section 59 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") to make the plan in respect of the planning proposal PP\_2014\_NEWCA\_009\_00 relating to land affected by a local government area boundary adjustment between Newcastle and Lake Macquarie. The NSW Office of Local Government advises that the boundary re-alignment has not yet been approved, and therefore the Department is unable to continue to progress the planning proposal at this time.

The Gateway Determination provides that both Lake Macquarie City Council and Newcastle City Council are the joint planning authority for this planning proposal. At this time, Lake Macquarie City Council has not indicated its support to the making of this plan due to unresolved boundary realignment issues from a recent Newcastle subdivision within the area which is presently being considered by the NSW office of Local Government; and Council is also examining potential outcomes of the NSW Government's 'Fit for the Future' program. The Department encourages Newcastle City Council to work together with Lake Macquarie City Council to resolve any outstanding matters.

At this point in time, the Department is unable to progress your Council's request to the drafting of the required local environmental plan to give effect to the above planning proposal. Consequently, I have determined as the delegate of the Minister, in accordance with section 56(7) of the Environmental Planning and Assessment Act, 1979, to alter the Gateway determination dated 29 April 2015 for PP\_2014\_NEWCA\_009\_00, by extending the time to complete the proposal by an additional 12 months. The planning proposal is now due for completion on 3 November 2016. I have provided similar advice to Lake Macquarie City Council.

Should you have any queries in regard to this matter, I have arranged for Ms Susan Blake from the Newcastle office to assist you. Ms Blake can be contacted on (02) 4904 2720. I understand that Ms Susan Hartley from the NSW Office of Local Government can assist you regarding the status of the NSW Governor's approval for the boundary adjustment proclamation. Ms Hartley can be contacted on (02) 9289 4000.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'aw. albury', with a long, sweeping horizontal stroke extending to the right.

16 December 2015  
**Ashley Albury**  
**Acting General Manager**  
**Hunter and Central Coast Region**  
**Planning Services**

Mr Brian Bell  
General Manager  
Lake Macquarie City Council  
Box 1906  
HUNTER REGIONAL MAIL CENTRE NSW 2310

Our ref: PP\_2014\_NEWCA\_009 (14/08610)

Att: Mr Matthew Hill

Dear Mr Brian Bell

**Planning proposal to amend Newcastle Local Environmental Plan 2012 and Lake Macquarie Local Environmental Plan 2014**

I am writing to advise you that Newcastle City Council has made a request pursuant to Section 59 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") to make the plan in respect of the planning proposal PP\_2014\_NEWCA\_009\_00 relating to land affected by a local government area boundary adjustment between Newcastle and Lake Macquarie. The Gateway Determination for this planning proposal provided that both Lake Macquarie City Council and Newcastle City Council are the joint planning authority.

I have been advised that Lake Macquarie City Council is not prepared to support the making of this plan at this time. The Department encourages Council to continue to liaise with Newcastle City Council to resolve any outstanding matters. However, I note that the NSW Office of Local Government has advised that the local government boundary re-alignment has not yet been approved, and therefore the Department is unable to continue to progress the planning proposal regardless of the resolution of these issues.

Consequently, I have determined as the delegate of the Minister, in accordance with section 56(7) of the Environmental Planning and Assessment Act, 1979, to alter the Gateway determination dated 29 April 2015 for PP\_2014\_NEWCA\_009\_00 by extending the time to complete the proposal by an additional 12 months. The planning proposal is now due for completion on 3 November 2016. I have provided similar advice to Newcastle City Council.

Should you have any queries in regard to this matter, I have arranged for Ms Susan Blake from the Newcastle office to assist you. Ms Blake can be contacted on (02) 4904 2720. I understand that Ms Susan Hartley from the NSW Office of Local Government can assist you regarding the status of the NSW Governor's approval for the boundary adjustment proclamation. Ms Hartley can be contacted on (02) 9289 4000.

Yours sincerely,

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16 December 2015

**Ashley Albury**

**Acting General Manager**

**Hunter and Central Coast Region**

**Planning Services**