



## Section 3.22 EP&A Act submission

### Part A. Council to complete

#### Subject:

Planning Proposal PP20/0004 Mapping Anomaly Corrections.....  
(Insert name of amending LEP)

Report requesting the making of amending local environmental plan under sections 3.22 and 3.36(2).

#### Background:

Tweed Shire Council..... (Insert name of council) resolved on .....19 November 2020.....,  
to amend...Tweed LEP 2014... (Insert name of LEP) and to request that the Minister for Planning make the plan  
under sections 3.22 and 3.36(2) of the *Environmental Planning and Assessment Act 1979*.

The draft amending plan is attached. (Attach copy of resolution.)

The land to which this amendment applies is.....the area of mapping sheet number 23, broadly the Kingscliff area.

..... (Specify area. Attach map if appropriate)

#### Why there is a need for the amendment:

Following the amendments to the Tweed LEP 2014 arising from the State Environmental Planning Policy Amendment (Tweed Valley Hospital) 2019 (made 22 February 2019) and the subsequent Tweed LEP 2014, Amendment No 27, made 7 February 2020 a number of mapping anomalies remain to the mapping sheet 23.....

.....  
(Please attach a separate sheet if necessary)

#### What the amendment does:

This amendment does not seek to amend any zoning or development standards with respect of the hospital site or surrounding land, rather it only seeks only to correct mapping format inconsistencies to ensure consistency with the statutory mapping standards and requirements.

.....  
(Please attach a separate sheet if necessary)

#### Why the amending plan is suitable to be made in accordance with section 3.22:

It is requested that the planning proposal does not require public exhibition or broader consultation as the corrections are to "correct an obvious error in the principal LEP or address other matters that are of a minor nature" therefore consultation is considered not required.

.....  
(Please attach a separate sheet if necessary)

The council requests that the Minister agree to make draft Tweed LEP 2014 Amendment 33 (to be confirmed with Tweed Shire Council at time of making)..... (Name of amending LEP)

Signed: ..... Date: 24/11/2020.....

Name: Vincent Connell..... Position: Director Planning & Regulation.....

On behalf of: .....Tweed Shire Council..... (Name of council)



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### Part B. Department of Planning use only

**Date of referral to Gateway:** ..... (Insert date)

**Department position:**

The draft LEP amendment has been considered by the Department and it is satisfied that the amendment can be considered as a minor amendment under section 3.22 (see advice tagged 'A').

**Parliamentary Counsel opinion:**

The Parliamentary Counsel has provided an opinion indicating that the plan may legally be made (tagged 'B').

**Recommendation:**

It is recommended that the Minister:

- (a) under sections 3.22 and 3.36(2) of the *Environmental Planning and Assessment Act 1979* make .....tagged 'B')  
(Name of LEP)
- (b) authorise the Department to advise council of the Minister's decision.

Date: .....

Signed: ..... Name: .....

Position: .....  
for Secretary