

Gateway Determination

Planning proposal (Department Ref: PP-2021- 4887): to amend Liverpool Local Environmental Plan (LEP) 2008 to amend the Key Sites Maps to realign the existing Liverpool Hospital Helicopter Flight Path, Liverpool.

I, the Director, Western, 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 Liverpool Local Environmental Plan (LEP) 2008 to make Key Sites Map amendments to realign the existing Liverpool Hospital Helicopter Flight Path, Liverpool should proceed subject to the following conditions:

1. Prior to public exhibition, Council is to make amendments to the helicopter flight paths to clearly identify the height plain/contours (similar to the existing Key Sites Maps) for the public to understand the height restrictions on the properties under the proposed flight path.
2. Public exhibition is required under section 3.34(2)(c) and schedule 1 clause 4 of the Act as follows:
 - (a) the planning proposal is classified as low impact as described in *A guide to preparing local environmental plans* (Department of Planning and Environment, 2018) and must be made publicly available for a minimum of **28 days**; and
 - (b) the planning proposal authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 6.5.2 of *A guide to preparing local environmental plans* (Department of Planning and Environment, 2018).
3. Consultation is required with the following public authorities/organisations under section 3.34(2)(d) of the Act and/or to comply with the requirements of relevant section 9.1 Directions:
 - Department of Infrastructure, Transport, Regional Development and Communications;
 - Civil Aviation Safety Authority (CASA);
 - NSW Health;
 - South Western Sydney Local Health District;
 - Fairfield City Council;
 - Air Ambulance NSW;
 - Sydney Metro Airports (Bankstown Airport; and

- NSW Ambulance.

Each public authority/organisation is to be provided with a copy of the planning proposal and any relevant supporting material and given at least 28 days to comment on the proposal.

4. 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. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
5. 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.
6. The planning proposal must be exhibited within **3 months** following the date of the Gateway Determination.
7. The time frame for completing the LEP is to be **9 months** following the date of the Gateway determination.

17 August 2021.



Adrian Hohenzollern
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Central River City and Western
Parkland City
Department of Planning, Industry and
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Delegate of the Minister for Planning
and Public Spaces