



## Planning

Ms Lindy Hyam  
General Manager  
The City of Newcastle  
P.O Box 489  
NEWCASTLE NSW 2300

10/23649

Dear Ms Hyam

**Pending      LEP Draft Newcastle City Centre Local Environmental Plan 2008  
TPI House no. 231 King Street Newcastle (Amendment No.3)**

I refer to Council's letter of 17 November 2010 requesting that the above draft LEP be converted into a planning proposal under the current Part 3 process.

I am writing to notify you that I have determined, as the delegate of the Director General, under clause 12(2) of the *Environmental Planning and Assessment Regulation 2000* that the former LEP plan-making provisions cease to apply to the draft LEP. The current provisions of Part 3 of the EP&A Act now apply.

Furthermore, as the delegate for the Minister for Planning, I have determined under clause 122 (2) of Schedule 6 to the *Environmental Planning and Assessment Act 1979* ('the Act') to dispense with all the conditions precedent to section 57(6) of the Act for the making of this draft LEP. The planning proposal will therefore commence at section 57(7) of the Act.

As agency consultation previously occurred under the former plan-making provisions, further agency consultation is not required.

Council is encouraged to finalise the Planning Proposal within 6 months of the week following the date of this letter. Council's request for the Department to draft and finalise the Planning Proposal should be made within 6 weeks prior to the projected publication date.

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 54(2) (d) of the EP&A Act if the time frames outlined in this determination are not met.

Should you have any queries in regard to this matter, please contact Mr Trent Wink of the Department's Hunter & Central Coast Regional Team on 49042700.

Yours sincerely,

  
Neil McGaffin  
**Acting Deputy Director General  
Plan Making & Urban Renewal**  
(as delegate of the Minister and Director General)

20.12.10

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