

Our ref: PP_2018_SHOAL_008_00 (EF18/33005& IRF18/5322)
Your ref: 55961E (D18/287561)

Mr Russ Pigg
General Manager
Shoalhaven City Council
PO Box 42
NOWRA NSW 2541
By Email: council@shoalhaven.nsw.gov.au

Attention: Jenna Tague, Coordinator – Policy Planning Team

Dear Russ

Planning proposal PP_2018_SHOAL_008_00 to amend Shoalhaven Local Environmental Plan 2014

I am writing in response to Council's request for a Gateway determination under section 3.34(1) of the *Environmental Planning and Assessment Act 1979* (the Act) in respect of the planning proposal to amend the Shoalhaven LEP 2014 by removing the Coastal Risk Planning (CRP) Map from the LEP and amending Clause 7.4 Coastal risk planning to apply to all land at risk of coastal hazards.

As delegate of the Minister for Planning, I have now determined that the planning proposal should proceed subject to the conditions in the enclosed Gateway determination.

It is noted that Council has requested to be authorised as the local plan-making authority. As Council's planning proposal involves an amendment to the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008, it is not appropriate for Council to be authorised as the local plan-making authority.

The amending local environmental plan (LEP) is to be finalised within 12 months of the date of the Gateway determination. Council should aim to commence the exhibition of the planning proposal as soon as possible.

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 3.32(2)(d) of the Act if the time frames outlined in this determination are not met.

The Department looks forward to working with Council on its coastal management framework into the future including linking coastal management planning, land use planning and data from coastal management programs.

Should you have any further enquiries about this matter, I have arranged for Mr George Curtis to assist you. Mr Curtis can be contacted on 4224 9465.

Yours sincerely



24 October 2018

Sarah Lees
Director Regions, Southern
Planning Services

Encl: Gateway determination
Authorised plan-making reporting template