

Amendment 68 - Lake Macquarie LEP 2004 - Administrative Amendment

Proposal Title :	Amendment 68 - Lake Macquarie LEP 2004 - Administrative Amendment		
Proposal Summary :	The purpose of the Planning Proposal is to make administrative changes to the Lake Macquarie LEP 2004 correcting various minor discrepancies within the LEP Schedules relating to property descriptions and addresses.		
PP Number :	PP_2012_LAKEM_004_00	Dop File No :	12/07891

Planning Team Recommendation

Preparation of the planning proposal supported at this stage : **Recommended with Conditions**

- S.117 directions :
- 1.1 Business and Industrial Zones
 - 1.2 Rural Zones
 - 1.3 Mining, Petroleum Production and Extractive Industries
 - 2.1 Environment Protection Zones
 - 2.3 Heritage Conservation
 - 3.1 Residential Zones
 - 5.1 Implementation of Regional Strategies
 - 6.2 Reserving Land for Public Purposes

Additional Information :

1. Support the Planning Proposal.

2. The Planning Proposal proceed as a matter under section 73A of the Environmental Planning & Assessment Act 1979.

It is noted that under section 73A(1) an amending environmental planning instrument may be made under this Part without compliance with the provisions of this Part relating to the conditions precedent to the making of the instrument, if it meets any one or more of the conditions indicated in section 73A(1)(a)-(c). Consequently the following points are recommended for this PP:

* No community consultation is required under section 56(2)(c) and 57 of the Environmental Planning & Assessment Act 1979.

* No consultation is required with the public authorities under section 56(2)(d) of the Environmental Planning & Assessment Act 1979.

* There are no further matters required to be addressed by the Director-General's delegate under section 117 directions.

* No public hearing is required under section 56(2)(e) of the Environmental Planning & Assessment Act 1979.

3. The timeframe to complete the LEP is 3 months from the date of the Gateway Determination.

Supporting Reasons :

Section 73A (EP&A Act) allows for an expedited LEP amendment where the proposed changes correct an obvious error, misdescription, address matters that are of a consequential, transitional or other minor nature. The matters being reviewed under Lake Macquarie LEP 2004 (Amendment 68) satisfies this section of the EP&A Act.

If the PP does not proceed as a section 73A (EP&A Act) matter, it is recommended that no community or public authority consultation is required, and that the PP completion timeframe is 3 months.

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Panel Recommendation

Recommendation Date : **24-May-2012**

Gateway Recommendation : **Passed with Conditions**

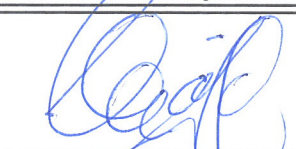
Panel

The Planning Proposal should proceed subject to the following conditions:

Recommendation :

- 1. No community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act ("EP&A Act").**
- 2. No consultation is required with public authorities under section 56(2)(d) of the EP&A Act.**
- 3. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the EP&A 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).**
- 4. The timeframe for completing the LEP is to be 3 months from the week following the date of the Gateway determination.**

Signature:



Printed Name:

Neil McGowan

Date:

30.5.12