

Mr Peter Gesling
General Manager
Port Stephens Council
PO Box 42
RAYMOND TERRACE NSW 2324

Dear Mr Gesling

Planning Proposal PP_2010_PORTS_008 – Finalisation of the draft Plan

I refer to the Planning Proposal, known as Gan Gan Road Anna Bay, and Council's recent request to make the plan, only once the proponent satisfies certain requirements regarding contaminated land.

Council is strongly encouraged to finalise these outstanding matters as quickly as possible. Until such time as Council confirms the submitted proposal is consistent with State Environmental Planning Policy No 55 Remediation of Land and Part 7A Liability in respect of contaminated land, the Department cannot proceed to finalise this Planning Proposal. As such the Proposal will continue to be identified as being with Council on the Department's tracking system.

In the interim I have determined as the delegate of the Minister, in accordance with section 56(7) of the Environmental Planning and Assessment Act, 1979, to amend the Gateway Determination dated 29 June 2010 for PP_2010_PORTS_008. The Gateway Determination is amended by extending the time for the completion of the Planning Proposal by an additional three months. The Planning Proposal is now due for completion by 5 January 2014.

Council's written advice regarding the resolution of these matters will be required and any variation to the documentation and proposal already supplied should be clearly stated. Council should consider submitting an updated finalised Planning Proposal to the Department reflecting these matters.

If you have any questions in relation to this matter, please contact Susan Blake, at the Department's Newcastle Office on (02) 4904 2700.

Yours sincerely



Michael Leavey
Regional Director 26/9/13
Hunter and Central Coast Region
Planning Operations & Regional Delivery