

Mr Russ Pigg
General Manager
Shoalhaven City Council
PO Box 42
Nowra NSW 2541

Contact: Lisa Kennedy
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Email: Lisa.kennedy@planning.nsw.gov.au

Our ref: 13/19030-2
Your ref: 47611E (D16/249435)

Attention: Ms Anne McDonald, Strategic Planner South

Dear Mr Pigg

Planning Proposal for Badgee Deferred Area PP_2014_SHOAL_001_00 – Gateway determination extension

I refer to your request of 12 August 2016 seeking an extension of time to complete the Planning Proposal PP_2014_SHOAL_001_00 to rezone land at the northern part of the Badgee Lagoon Urban Release Area at Sussex Inlet for private recreation and the southern part of the release area for residential purposes. I understand Council is waiting for the landholder to fund biodiversity and water quality studies, and this is not likely to occur until the first stage of subdivision at Badgee has commenced and finances are available.

The Gateway determination for the planning proposal, issued on 4 March 2014, identified an 18 month timeframe for completion of the Local Environmental Plan (LEP), expiring on 11 September 2015. An extension was granted on 10 September 2015 for the completion of the LEP by a further 12 months corresponding to the 11 September 2016.

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 to extend the time for the completion of the LEP by a further 12 months. The LEP is now due to be finalised by 11 September 2017. Please see the attached Alteration of Gateway determination.

The State Government is committed to reducing the time taken to complete LEPs. The Minister may take action under section 54(2)(d) of the *Environmental Planning and Assessment Act* if the timeframes outlined in a Gateway determination are not met.

This is the second extension of 12 months and brings the total time for completion of the LEP to three and a half years. Council is requested to complete the LEP within the extended timeframe, which should be ample time. The Department may not be willing to support any further request for an extension.

If you have any questions in relation to this matter, please contact Ms Lisa Kennedy of the Department of Planning and Environment's Southern Region on 02 4224 9457.

Yours sincerely



Linda Davis
Acting Director Regions, Southern
Planning Services



Alteration of Gateway Determination

Planning Proposal (Department Ref: PP_2014_SHOAL_001_00): to rezone land at the northern part of the Badgee Lagoon Urban Release Area at Sussex Inlet for private recreation and the southern part of the release area for residential purposes.

I, the Acting Director Regions, Southern, as delegate for the Minister for Planning, have determined, under section 56(7) of the *Environmental Planning and Assessment Act 1979*, to alter the Gateway determination dated 4 March 2014 for the proposed amendment to the Shoalhaven Local Environmental Plan 2014 as follows:

Delete

"8. The timeframe for completing the Local Environmental Plan is to be **30 months** from the week following the date of the Gateway determination"; and replace with

"8. The timeframe for completing the Local Environmental Plan is to be **42 months** from the date of the Gateway determination."

Dated 22nd day of August 2016

Linda Davis
Acting Director Regions, Southern
Planning Services
Department of Planning and Environment

Delegate of the Minister for Planning