

Gateway Determination

Planning proposal (Department Ref: PP-2022-3852): to list five sites associated with Professor Leslie Wilkinson in the Woollahra local government area as local heritage items.

I, the Manager, Place and Infrastructure at the Department of Planning and Environment, as delegate of the Minister for Planning and Homes, have determined under section 3.34(2) of the *Environmental Planning and Assessment Act 1979* (the EP&A Act) that an amendment to the Woollahra Local Environmental Plan (LEP) 2014 to list five sites associated with Professor Leslie Wilkinson in the Woollahra local government area as local heritage items should proceed subject to the following conditions:

1. Prior to exhibition, the planning proposal is to be revised to address the following:
 - (a) Confirm the suburb in which the site at 56 Wallaroy Road is located and update the planning proposal, heritage study and inventory sheet accordingly; and
 - (b) Update the project timeline in section 9 of the planning proposal to align with the timeframe specified in this Gateway determination and remove the reference to forwarding of the LEP amendment to the Greater Sydney Commission.
2. Public exhibition is required under section 3.34(2)(c) and clause 4 of Schedule 1 to the EP&A Act as follows:
 - (a) the planning proposal is categorised as basic as described in the *Local Environmental Plan Making Guidelines* (Department of Planning and Environment, 2022) and must be made publicly available for a minimum of **10 working days**; and
 - (b) the planning proposal authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in *Local Environmental Plan Making Guidelines* (Department of Planning and Environment, 2022).

Exhibition must commence not more than 4 months following the date of the Gateway determination.

3. Consultation is required with the following public authorities / organisations under section 3.34(2)(d) of the Act and/or to comply with the requirements of applicable directions of the Minister under section 9 of the EP&A Act:
 - Environment and Heritage Group, Department of Planning and Environment, and
 - National Trust of Australia (NSW)

Each public authority / organisation is to be provided with a copy of the planning proposal and any relevant supporting material via the NSW Planning Portal and given at least 21 days to comment on the proposal.

4. A public hearing is not required to be held into the matter by any person or body under section 3.34(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).
5. The Council as planning proposal authority is authorised to exercise the functions of the local plan-making authority under section 3.36(2) of the EP&A Act subject to the following:
 - (a) the planning proposal authority has satisfied all the conditions of the Gateway determination;
 - (b) the planning proposal is consistent with applicable directions of the Minister under section 9.1 of the EP&A Act or the Secretary has agreed that any inconsistencies are justified; and
 - (c) there are no outstanding written objections from public authorities.
6. The time frame for completing the LEP is **8 months** from the date of the Gateway determination.



12 December 2022

Simon Ip
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Planning and Land Use Strategy
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Delegate of the Minister for Planning