

Mr Tommaso Briscese
General Manager
Burwood Council

Our ref: IRF23/2814

Via email: council@burwood.nsw.gov.au

Dear Mr Briscese

Planning proposal PP-2023-2146 to amend Burwood Local Environmental Plan 2012

I am writing in response to the planning proposal you have forwarded to the Minister for Planning and Public Spaces under section 3.34(1) of the Environmental Planning and Assessment Act 1979 (the Act) in respect of the planning proposal to list the Appian Way central reserve and public domain, encompassing the entire roadway and paths from Liverpool Road to Burwood Road within the Appian Way Heritage Conservation Area as local heritage items in the Burwood Local Environmental Plan 2012.

As delegate of the Minister for Planning and Public Spaces, I have determined that the planning proposal should proceed subject to the conditions in the enclosed gateway determination. Considering the nature of the planning proposal I have determined that Council may exercise local plan-making authority functions in relation to the planning proposal.

The proposed local environmental plan (LEP) is to be finalised on or before 31 May 2024. This is consistent with the maximum benchmark timeframes in the Local Environmental Plan Making Guideline for a 'standard' planning proposal. Council should aim to commence the exhibition of the planning proposal no more than two months from the date of the Gateway determination.

Should Council seek to make the proposed LEP, the request to draft the LEP should be made directly to Parliamentary Counsel's Office well in advance of the date the LEP is projected to be made. A copy of the request should be forwarded to the Department of Planning and Environment.

The Department's categorisation of planning proposals in the *Local Environmental Plan Making Guideline* (Department of Planning and Environment, 2022) is supported by category specific timeframes for satisfaction of conditions and authority and Government agency referrals, consultation, and responses. Compliance with milestones will be monitored by the Department to ensure planning proposals are progressing as required.

Should you have any enquiries about this matter, I have arranged for Cameron Brooks, Planning Officer to assist you. Mr Brooks can be contacted on 8837 6033 or at cameron.brooks@dpie.nsw.gov.au.

Yours sincerely



31 October 2023

Eva Stanbury

Manager, Eastern District

Planning and Land Use Strategy

Encl: Gateway determination and Plan-Making Reporting Template