



Department of Planning, Housing and Infrastructure

Mr Murray Wood
Chief Executive Officer
Dubbo Regional Council
PO Box 81
Dubbo NSW 2830

Our ref: IRF24/1806

Dear Mr Wood

Planning proposal (PP-2024-1409) to amend Dubbo Local Environmental Plan 2022

I am writing in response to the planning proposal you have forwarded to the Minister under section 3.34(1) of the *Environmental Planning and Assessment Act 1979* (the Act) in respect of the planning proposal to permit the of subdivision land occurring in connection with the closure of a Council-owned road, or part of a Council-owned road, under the Roads Act 1993, as exempt development.

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.

I have also agreed, as delegate of the Secretary, the inconsistency of the planning proposal with applicable directions of the Minister under section 9.1 of the Act 1.4 Site Specific Provisions is justified in accordance with the terms of the Direction.

Considering the nature of the planning proposal and the relationship to Council-owned land, I have determined not to provide local plan-making authority functions to Council in relation to the planning proposal.

The proposed local environmental plan (LEP) is to be finalised on or before 31 January 2025. As this is a minor amendment, Council is to request Parliamentary Counsel's Office commence drafting as soon as practicable. A copy of the request should be forwarded to the Department of Planning, Housing and Infrastructure.

Should you have any enquiries about this matter, I have arranged for Ms Amanda Bowman to assist you. Ms Bowman can be contacted on 02 5852 6808.

Yours sincerely

1/8/2024

Chantelle Chow
Acting Director, Southern, Western and Macarthur Region
Local Planning & Council Support

Encl: Gateway determination