

Gateway Determination

Planning proposal (Department Ref: PP-2024-1477): reclassification of 22 sites in Moama from community to operational land - drainage reserves

I, the Acting Director, Southern, Western and Macarthur Region at the Department of Planning, Housing and Infrastructure, as delegate of the Minister for Planning and Public Spaces, have determined under section 3.34(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that an amendment to the Murray Local Environmental Plan 2011 to reclassify 22 sites in Moama from community to operational land – drainage reserves should proceed subject to the following

Gateway Conditions

1. Prior to public exhibition, the planning proposal is to be updated to:
 - (a) address the requirements outlined in Attachment 1 of the department's LEP Practice Note PN 16-001, and
 - (b) correct the property details of Lot 23 DP1240379 to reflect its location in "Barham", not "Moama".
2. Public exhibition is required under section 3.34(2)(c) and clause 4 of Schedule 1 to the Act as follows:
 - (a) the planning proposal is categorised as standard as described in the *Local Environmental Plan Making Guideline* (Department of Planning and Environment, August 2023) and must be made publicly available for a minimum of 20 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 Guideline* (Department of Planning and Environment, August 2023).
3. Consultation is required with Crown Lands under section 3.34(2)(d) of the Act. Crown Lands is to be provided with a copy of the planning proposal and any relevant supporting material and given at least 30 working days to comment on the proposal.
4. A public hearing is required to be held into the matter by any person or body under section 3.34(2)(e) of the Act.
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 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 Act or the Secretary has agreed that any inconsistencies are justified; and

(c) there are no outstanding written objections from public authorities.

6. The LEP should be completed on or before 1 April 2025.

Dated 2 August 2024

A handwritten signature in purple ink, appearing to read 'Chantelle Chow', with a long horizontal flourish extending to the right.

Chantelle Chow
Acting Director, Southern Western and
Macarthur Region
Local Planning and Council Support
Department of Planning, Housing and
Infrastructure

Delegate of the Minister for Planning and
Public Spaces