

26 March 2025

Graham Towers  
NSW Department of Planning, Housing and Infrastructure  
via E: wolllongong@planning.nsw.gov.au

Dear Graham

***Planning Proposal for Gateway determination – Extension of 5.9 Natural Disaster clause***

At the Ordinary Council meeting held on the 19 March 2025 Council resolved to forward a Planning Proposal to the NSW Department of Planning.

The objective of this Planning Proposal is to:

- extend the timeframe allowed under clause 5.9 Dwelling house or secondary dwelling affected by natural disaster of the BVLEP 2013 to lodge a development application (DA) for the repair or rebuild of a lawfully erected dwelling (or secondary dwelling) that was damaged or destroyed by a natural disaster.

Council requests a Gateway Determination on the Planning Proposal under Section 3.34 of the *Environmental Planning and Assessment Act 1979*. As such, please find enclosed a copy of the Council report, Council resolution and Planning Proposal for your reference.

As this matter is of local significance, we are seeking delegation of the plan making functions under Section 3.32 of the *Environmental Planning and Assessment Act 1979*.

As the Planning Proposal is administrative in nature, seeking to extend a timeframe in an existing clause and does not create increased development potential or environmental, social or economic impacts, Council requests that no public consultation be held for this planning proposal.

Regards,



Zoe Grant  
Town Planning cadet  
Bega Valley Shire Council