

Gateway Determination

Planning proposal (Department Ref: PP-2026-1664): include two (2) properties within Schedule 5 Environmental heritage of the *Fairfield Local Environmental Plan 2013*.

I, the Director, (Local Planning and Council Support (Central, West and South) 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 *Fairfield Local Environmental Plan 2013* to include two (2) properties within Schedule 5 Environmental heritage of the *Fairfield Local Environmental Plan 2013* should proceed subject to the following.

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 the applicable Ministerial Direction – Local Plan Making priorities 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.

The LEP should be completed on or before 26 February 2027.

Gateway Conditions

1. Prior to public exhibition, the planning proposal is to be amended by removing Appendix A2 - Section 9.1 Ministerial Directions (July 2026) and replacing with the table identified as *Updated S.9.1 Ministerial Directions Table – 1 September 2026*.
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, Housing and Infrastructure, July 2026) 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, Housing and Infrastructure, July 2026).

3. 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 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).

Dated 7 September 2026

A handwritten signature in blue ink, consisting of a stylized 'M' followed by a wavy line and a final upward stroke.

Mitchell Noble
Director, Central West and South
Local Planning and Council Support
Department of Planning, Housing and
Infrastructure

Delegate of the Minister for Planning and
Public Spaces