

DETERMINATION AND STATEMENT OF REASONS
WESTERN JOINT REGIONAL PLANNING PANEL

DATE OF DETERMINATION	20 November 2017
PANEL MEMBERS	Gordon Kirkby (Chair), Ruth Fagan, Mark Grayson, Steve O'Halloran
APOLOGIES	None
DECLARATIONS OF INTEREST	Leigh Byron - declared as the Mayor of Balranald I declare I have an interest in this matter. I therefore will not make any comment.

Electronic meeting held between 13 November 2017 and 20 November 2017.

MATTER DETERMINED

2017WES008 – Balarand Shire – DA10/2018 - Cristal Mining Hatfield Gravel Pit Project at Magenta Wampo Rd, Hatfield (AS DESCRIBED IN SCHEDULE 1)

PANEL CONSIDERATION AND DECISION

The Panel considered: the matters listed at item 6, the material listed at item 7 and the material presented at meetings and the matters observed at site inspections listed at item 8 in Schedule 1.

The Panel determined to approve the development application as described in Schedule 1 pursuant to section 80 of the *Environmental Planning and Assessment Act 1979*.

The decision was unanimous.

REASONS FOR THE DECISION

The reasons for the decision of the Panel were:

- That the Panel were satisfied that the Council's assessment deals adequately with the matter for consideration under S79C of the Act and support the Application's approval as per the recommendation and the draft conditions.
- All relevant matters raised by statutory organisations have been dealt with in conditions.
- The environmental issues have been considered by provision of an acceptable biodiversity offset and a management plan.
- The development is acceptable in the zone and will provide improved infrastructure for the local residents.

CONDITIONS

The development application was approved subject to the conditions in the Council Assessment Report.

PANEL MEMBERS	
 Gordon Kirkby (Chair)	 Ruth Fagan

A stylized, handwritten signature in black ink, appearing to be 'M. Grayson'.

Mark Grayson

A handwritten signature in black ink, clearly legible as 'Steve O'Halloran'.

Steve O'Halloran

SCHEDULE 1		
1	PANEL REF – LGA – DA NO.	2017WES008 – Balarand Shire – DA10/2018
2	PROPOSED DEVELOPMENT	Cristal Mining Hatfield Gravel Pit Project
3	STREET ADDRESS	Magenta Wampo Rd, Hatfield
4	APPLICANT/OWNER	Cristal Mining
5	TYPE OF REGIONAL DEVELOPMENT	Designated development - extractive industry
6	RELEVANT MANDATORY CONSIDERATIONS	- Environmental planning instruments: - Balranald Local Environmental Plan 2010 - State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007 - State Environmental Planning Policy No 33—Hazardous and Offensive Development - State Environmental Planning Policy No 55 – Remediation of Land - Draft environmental planning instruments: Nil - Development control plans: Nil - Planning agreements: Nil - Provisions of the <i>Environmental Planning and Assessment Regulation 2000</i>: Nil [or enter the clauses if relevant] - Coastal zone management plan: Nil - The likely impacts of the development, including environmental impacts on the natural and built environment and social and economic impacts in the locality - The suitability of the site for the development - Any submissions made in accordance with the <i>Environmental Planning and Assessment Act 1979</i> or regulations - The public interest, including the principles of ecologically sustainable development
7	MATERIAL CONSIDERED BY THE PANEL	- Council assessment report: 6 November 2017 - Written submissions during public exhibition: 0
8	MEETINGS AND SITE INSPECTIONS BY THE PANEL	Nil
9	COUNCIL RECOMMENDATION	Approval
10	DRAFT CONDITIONS	Attached to the council assessment report