



Mr Tom Goode
Director, Planning
Ethos Urban
173 Sussex Street
SYDNEY NSW 2000

Attention: Mr Chris Ferreira

Dear Mr Goode

Thank you for your application, on behalf of Waterbrook Bayview Pty Ltd, to amend the site combability certificate (SCC) for the Bayview Golf Club at 52 Cabbage Tree Road and 1825 Pittwater Road, Bayview (SCC_2016_NBEAC_001_01).

I note the Land and Environment Court decided the appeal against the Sydney North Planning Panel's refusal of a development application relying on the Bayview Golf Club SCC on 22 March 2019 (*Waterbrook Bayview Pty Ltd v Northern Beaches Council* [2019] NSWLEC 1112).

In its decision, the Court indicated that the power to amend a SCC can only be exercised by the person or body with the power to issue the certificate. From 1 October 2018, the Secretary no longer has the power to issue an SCC for seniors housing following changes to State Environmental Planning Policy (Housing for Seniors and People with a Disability) 2004.

As a delegate of the Secretary, I am therefore unable to deal with the proposed amendment to the Bayview Golf Club SCC.

Should you have any further questions in relation to this matter, please contact Ms Yolande Miller, Senior Planner, Sydney Region East, at the Department of Planning and Environment on 9274 6500.

Yours sincerely

Marcus Ray
Deputy Secretary
Planning Services

27/03/2019.