

Ms Meredith Wallace
General Manager
Bayside Council
PO Box 21
Rockdale NSW 2216

Our ref: IRF23/1757

Dear Ms Wallace

Planning proposal PP-2023-1138 to amend Bayside Local Environmental Plan 2021

I am writing in response to the planning proposal you have forwarded to the Minister under section 3.34(1) of the *Environmental Planning and Assessment Act 1979* (the Act) in respect of the planning proposal to undertake various housekeeping and other amendments to Bayside LEP 2021 at various sites within the LGA.

As delegate of the Minister for Planning and Public Spaces, I have determined that the planning proposal should proceed subject to the conditions in the enclosed gateway determination.

Council may still need to obtain the agreement of the Secretary to comply with the requirements of relevant applicable directions of the Minister under section 9.1 of the EP&A Act Direction 5.2 Reserving Land for Public Purposes. Council should ensure this occurs prior to public exhibition.

I have determined not to authorise Council to be the local plan-making authority as the planning proposal relates to altering or reducing existing reservations of land for public purposes, including classified roads and Sydney Water assets.

The amending local environmental plan (LEP) is to be finalised within 9 months of the date of the Gateway determination. Council should aim to commence the exhibition of the planning proposal as soon as possible. Council's request for the Department of Planning and Environment to draft and finalise the LEP should be made eight weeks in advance of the date the LEP is projected to be made.

The NSW Government has committed to reduce the time taken to complete LEPs. To meet these commitments, the Minister may appoint an alternate planning proposal authority if Council does not meet the timeframes outlined in the gateway determination.

The Department's categorisation of planning proposals in the *Local Environmental Plan Making Guideline* (Department of Planning and Environment, 2021) is supported by category specific timeframes for satisfaction of conditions and authority and Government agency referrals, consultation, and responses. Compliance with milestones will be monitored by the Department to ensure planning proposals are progressing as required.

Should you have any enquiries about this matter, I have arranged for Alex Galea to assist you. Mr Galea can be contacted on (02) 8289 6793.

Yours sincerely

A handwritten signature in black ink, reading "LMcMahon". The signature is fluid and cursive, with a large initial "L" and "M".

Louise McMahon
Director, Agile Planning
Program Delivery
Delivery, Coordination, Digital and Insights

Encl: Gateway determination