



Department of Planning and Environment

Mr Peter J Fitzgerald
General Manager
Cumberland City Council
PO BOX 42
MERRYLANDS 2160

Our ref: IRF23/559

Via email: Shona.Porter@cumberland.nsw.gov.au

Dear Mr Fitzgerald

Planning proposal PP-2023-158 to amend Cumberland 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) to amend 47 local heritage items and list 24 new sites as local heritage items in the Cumberland Local Government Area which have been identified as having heritage significance.

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.

Considering the nature of the planning proposal I have determined that Council may exercise local plan-making authority functions in relation to the planning proposal.

The proposed local environmental plan (LEP) is categorised as complex and is to be finalised on or before 8 June 2024. Council should aim to commence the exhibition of the planning proposal as soon as possible. Should Council seek to make a proposed LEP, the request to draft the LEP should be made directly to Parliamentary Counsel's Office well in advance of the date the LEP is projected to be made. A copy of the request should be forwarded to the Department of Planning and Environment.

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 Rithy Ang to assist you, who can be contacted on 9274 6346.

Yours sincerely

A handwritten signature in blue ink that reads 'Alison Burton'.

8 June 2023

Alison Burton
Acting Executive Director
Metro Central and North

Encl: Gateway determination