

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT, 1979

INSTRUMENT OF DELEGATION

I, the Director General of the Department of Planning (the Department), under Section 23(1)(d) of the *Environmental Planning and Assessment Act, 1979* (the Act) agree to delegate to Randwick City Council (Council) the functions conferred on me by Part 3A of the Act and Part 1A of the *Environmental Planning and Assessment Regulation 2000* (the Regulations), subject to the following conditions:

1. The delegation may only be exercised in relation to an application lodged by or on behalf of the University of New South Wales (UNSW) (the Proponent) for a Project to construct student accommodation at UNSW's Kensington Campus as described in the letter (and its attachments) dated 12 October 2006 from the Vice Chancellor of UNSW to the Minister for Planning (tagged (1)) and any modifications to that Project, if approved;
2. The Department will retain the 25% fee accompanying the project application as remuneration for procedural costs and one copy of the project application, preliminary assessment, and any other document accompanying the request for Director-General Environmental Assessment Requirements;
3. Council will consult with the Department in the preparation of Director General's Environmental Assessment Requirements and incorporate any amendments before being issued to the Proponent.
4. Council will consult and seek the comment of the Department prior to informing the Proponent that the Environmental Assessment is acceptable.
5. Council will undertake public consultation and notification of the project application in accordance with the Act and the Regulations and provide the Department with copies of the Proponent's Environmental Assessment for the proposal.
6. Council will forward copies of all submissions received during the exhibition period to the Department at the conclusion of the exhibition period.
7. Council will undertake environmental assessment of all aspects of the project application in accordance with the Act and relevant environmental planning instruments.
8. Council shall consult with the Department and submit a draft Director-General's environmental assessment report (pursuant to Section 75I) to the Department for comment on behalf of the Minister prior to finalising the report for submission to the Minister;
9. Council will forward a copy of the draft instrument of approval and the Proponent's Statement of Commitments to be agreed to by the Department on behalf of the Minister prior to approval;
10. Council will forward an electronic copy of the following to the Department to enable publication on the Department's website: the Proponent's Environmental Assessment once accepted by Council; the Statement of Commitments (including any drafts or revisions) when received and accepted by Council; any

material required by Clause 8G of the Regulations; and the final draft of the Director-General's environmental assessment report, advice and recommendations pursuant to section 75J of the project application;

11. In the event that the Minister establishes an Independent Hearing and Assessment Panel pursuant to Section 75G of the Act to assess the Project, Council shall forward an electronic copy of the Panel's report to the Director-General within the time required by the Minister; and
12. Council shall be responsible for all aspects of compliance of any approval issued (should the Project be approved), unless otherwise agreed to by the Minister.

Dated at Sydney this 8th day of December 2006

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Sam Haddad
Director General