

## Gateway Determination

***Planning proposal (Department Ref: PP\_2015\_SUTHE\_003\_00): to amend the Sutherland Shire Local Environmental Plan 2015 by enabling 'Waste or resource management facility' as an additional permitted use for the Lucas Heights Resource Recovery Park.***

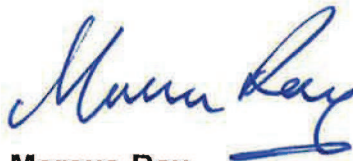
I, the Deputy Secretary, Planning Services at the Department of Planning and Environment, as delegate of the Greater Sydney Commission, have determined under section 56(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that a planning proposal to amend the *Sutherland Shire Local Environmental Plan 2015* by enabling 'Waste or resource management facility' as an additional permitted use for the Lucas Heights Resource Recovery Park should proceed subject to the following conditions:

1. Prior to undertaking public exhibition, planning proposal is to be updated to:
  - a) remove all reference to the proposed Part 6 Mechanism and describe the intent of the planning proposal in plain English with an accompanying land application map; and
  - b) provide justification of the proposal's inconsistency with section 117 Direction 3.6 Shooting Ranges.
2. Consultation is required with the following public authorities under section 56(2) of the Act and/or to comply with the requirements of relevant s 117 Directions:
  - Australian Sporting Clays Sydney;
  - Sydney International Clay Target Association (SICTA);
  - Macroni Clay Target Club;
  - Sydney Clay Target Club;
  - NSW Field and Game Association;
  - Sutherland Shire Council;
  - Environmental Protection Authority (EPA);
  - Office of Environment and Heritage (OEH);
  - NSW Roads and Maritime Services (RMS);
  - Department of Primary Industries (DPI);
  - Sydney Water;
  - Sutherland PCYC; and
  - Australian Nuclear Science and Technology Organisation (ANSTO).

Each public authority is to be provided with a copy of the planning proposal and any relevant supporting material, and given at least 21 days to comment on the proposal.

3. Community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 (the Act) as follows:
  - a) the planning proposal is considered routine and must be made publicly available for a minimum of 28 days; and
  - b) the relevant planning authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 5.5.2 of A Guide to Preparing LEPs (Department of Planning and Environment 2013).
4. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the Act. This does not discharge the Relevant Planning Authority from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
5. The time frame for completing the LEP is to be 9 months from the week following the date of Gateway determination.

Dated 21st day of March 2016.



**Marcus Ray**  
**Deputy Secretary**  
**Planning Services**  
**Department of Planning and Environment**

**Delegate of the Greater Sydney Commission**