



NSW GOVERNMENT  
**Department of Planning**

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Mr Ray Brownlee  
General Manager  
Randwick City Council  
Administrative Centre  
30 Frances Street  
RANDWICK NSW 2031

Our ref: Long Bay Gaol Hospitals  
File: 9041815

Attn: Kerry Kyriacou

Dear Mr Brownlee

**Long Bay Gaol Hospitals Project**

I refer to recent discussions and correspondence between Council's City Planning Director Sima Truuvert and the Department's Gordon Kirkby regarding the proposed project application for the new Long Bay Gaol hospitals.

As you would be aware, as the delegate of the Minister for Planning, I recently agreed to consider the above project as a Major Project to be assessed under Part 3A of the Environmental Planning and Assessment Act, 1979. In doing so I have also agreed that Randwick City Council be delegated all assessment powers in relation to the assessment of the project application. I am pleased to inform you that I have now delegated those powers in accordance with the attached Instrument of Delegation. Your attention is drawn to the circumstances in which the delegations apply.

I should also draw your attention to the fact that I have also written to relevant agencies to advise of my delegation to Council and that these agencies are requested to cooperate with Council and to provide timely advice to facilitate the assessment of the project. I look forward to working with you on the implementation of this project.

Should you have any further inquiries about this matter, I have arranged for Oliver Klein, Team Leader, Strategic Assessments of the Department of Planning to assist you. Oliver can be contacted as per the details above.

Yours sincerely

Sam Haddad  
Director-General

16 FEB 2006

**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 the NSW Department of Health (the Proponent) for a Project to construct a new forensic hospital and a new prison hospital at Long Bay Gaol as described in the letter (and its attachment) dated 2 February 2006 from the Director-General of Health to the Director-General of Planning (tagged (1)) and any modifications to that Project, if approved;
2. The Department will retain the 5% 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 their 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 16<sup>th</sup> day of February 2006

*SHaddad*

Sam Haddad  
Director General  
Department of Planning