

16 July 2019

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Tim Green  
Planning Officer, Key Sites Assessment  
NSW Department of Planning, Industry and Environment  
GPO Box 39  
Sydney NSW 2001  
By email: [Tim.Green@planning.nsw.gov.au](mailto:Tim.Green@planning.nsw.gov.au)

Dear Tim,

**Australian Museum Upgrade – Request exemption for Development Contributions – Modification 1 (SSD 9452 Mod 1)**

I refer to your invitation to comment on the above mentioned State Significant Section 4.55(1A) application to modify the consent for the Australian Museum Upgrade. The modification proposes the deletion of condition B15 requiring development contributions to be made to the City of Sydney in accordance with Section 61 of the City of Sydney Act 1988.

Council's CEO, Monica Barone, has previously advised the applicant that a full exemption from a contribution under Section 61 will not be supported, with reference to the *Administrative Guideline for Exemptions in the Central Sydney Development Contributions Plan 2013*. The letter and Guideline are attached for your records.

I refer to parts 3 and 5 of the Guideline, which states that an exemption:

- for adaptive reuse may only be granted for a new use and not for an original, existing or previous use, and
- may only be granted for a type of not-for-profit organisation as defined below:
  - Health services facility
  - Places of public worship
  - A school that is a Government School established under the Education Act 1990 by the Minister for Education
  - Community facilities
  - Emergency services facilities
  - Centre-based childcare facilities and school-based childcare

The development does not constitute adaptive reuse in accordance with the Guideline as the Australian Museum has and will continue to operate as a Museum. Furthermore the Australian Museum is not a type of not-for-profit organisation listed within the Guideline. As such, the City does not support the proposed exemption and requests that the condition be retained.

Should you wish to speak with a Council officer about the above, please contact David Zabell, Senior Planner, on 9265 9333 or at [dzabell1@cityofsydney.nsw.gov.au](mailto:dzabell1@cityofsydney.nsw.gov.au)

Yours sincerely,

A handwritten signature in black ink, appearing to be 'GJahn', written in a cursive style.

**Graham Jahn AM**  
**Director**  
City Planning | Development | Transport