



Mr Warwick Bennett  
General Manager  
Goulburn Mulwaree Council  
Email: [council@goulburn.nsw.gov.au](mailto:council@goulburn.nsw.gov.au)

Attention: Kate Wooll, Business Manager Strategic Planning

Dear Warwick

**Planning proposal PP\_2020\_GOULB\_002\_00 to amend Goulburn Mulwaree Local Environmental Plan 2009**

I am writing in response to Council's request for a Gateway determination under section 3.34(1) of the Environmental *Planning and Assessment Act 1979* (the Act) in respect of the planning proposal to include Wingello Park, No. 14597 Hume Highway Marulan (Lot 2 DP1138469) as a heritage item in Schedule 5 Environmental Heritage of the Goulburn Mulwaree Local Environmental Plan 2009.

As delegate of the Minister for Planning and Public Spaces, I have now determined that the planning proposal should proceed subject to the conditions in the enclosed Gateway determination.

Council may need to obtain the agreement of the Secretary to comply with the requirements of section 9.1 Direction 4.4 Planning for Bushfire Protection. Council should ensure this occurs prior to the plan being made.

I have considered Council's request to be the local plan-making authority and have determined not to condition the Gateway for Council to be the local plan-making authority noting the dispute between the landowner and Council in relation to the proposed heritage listing of the property.

The amending local environmental plan (LEP) is to be finalised within 15 months of the date of the Gateway determination. Council should aim to commence the exhibition of the planning proposal as soon as possible. Council's request for the Department of Planning, Industry and Environment to draft and finalise the LEP should be made eight weeks prior to the projected publication date.

The state government is committed to reducing the time taken to complete LEPs by tailoring the steps in the process to the complexity of the proposal, and by providing clear and publicly available justification for each plan at an early stage. In order to meet these commitments, the Minister may take action under section 3.32(2)(d) of the Act if the time frames outlined in this determination are not met.

Should you have any enquiries about this matter, I have arranged for Mr George Curtis to assist you. Mr Curtis can be contacted on 4247 1824.

Yours sincerely

A handwritten signature in black ink that reads "Sarah Lees". The signature is written in a cursive, flowing style.

17 February 2020

**Sarah Lees**  
**Director, Southern Region**  
**Local and Regional Planning**

Encl: Gateway determination