

Gateway Determination

Planning proposal (Department Ref: PP_2020_RYDEC_002_00): to list Macquarie Ice Rink at 197-223 Herring Road, Macquarie Park (Part Lot 100 DP1190494) as a local heritage item.

I, the Acting Director, North District, at the Department of Planning, Industry and Environment, as delegate of the Minister for Planning and Public Spaces, have determined under section 3.34(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that an amendment to the Ryde Local Environmental Plan (LEP) 2014 for the above purpose should proceed subject to the following conditions:

1. Prior to public exhibition, the planning proposal is to be updated to:
 - (a) remove any references to the proposed new additional local provision which requires the endorsement of a Conservation Management Plan prior to the consent authority determining any redevelopment and/or relocation of the Macquarie Ice Rink;
 - (b) provide a draft LEP Heritage Map consistent with the *Standard Technical Requirements for Spatial Datasets and Maps* (Department of Planning and Environment, August 2017);
 - (c) include extracts of the existing and proposed Heritage Maps in relation to the site; and
 - (d) include a revised project timeline
2. Public exhibition is required under section 3.34(2)(c) and schedule 1 clause 4 of the Act as follows:
 - (a) the planning proposal must be made publicly available for a minimum of **28 days**; and
 - (b) the planning proposal 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 6.5.2 of A guide to preparing local environmental plans (Department of Planning and Environment, 2018).
3. Consultation is required with the Heritage NSW (Department of Premier and Cabinet) under section 3.34(2)(d) of the Act. Heritage NSW 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.

4. A public hearing is not required to be held into the matter by any person or body under section 3.34(2)(e) of the Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, if reclassifying land).
5. The planning proposal authority is authorised as the local plan-making authority to exercise the functions under section 3.36(2) of the Act subject to the following:
 - (a) the planning proposal authority has satisfied all the conditions of the Gateway determination;
 - (b) the planning proposal is consistent with section 9.1 Directions or the Secretary has agreed that any inconsistencies are justified; and
 - (c) there are no outstanding written objections from public authorities.
6. The time frame for completing the LEP is to be **12 months** from the date of the Gateway determination.

Dated 21 day of September 2020



Luke Downend
Acting Director, North District
Greater Sydney, Place and Infrastructure
Department of Planning, Industry and
Environment

Delegate of the Minister for Planning and
Public Spaces