

No 1 Loftus Crescent, Homebush

Process of reclassifying community land by LEP

| Process | Relevant Legislation & Dates |
|---|--|
| Council resolution to prepare Planning Proposal to reclassify land | 4 December 2018 (281/18) |
| Consultant appointed to prepare Planning Proposal on behalf of Council | Completed |
| Council submits the Planning Proposal to amend Strathfield LEP 2012 to the DPE | Submitted – 19 February 2019 |
| Minister determines the Planning Proposal should proceed and issues Gateway Determination. Generally, a condition of the Gateway Determination is that community consultation is required | 18 April 2019 |
| Council places the Planning Proposal on public exhibition (minimum 28 days) | 7 May 2019 – 7 June 2019 (31 days) Advertisement in IWC on 7 May 2019 |
| Public notification of the Public Hearing at the end of the exhibition period. Generally a 4 week notification would be given prior to the holding of a public hearing | |
| Council holds public hearing into the reclassification of land The person presiding at a public hearing must not be a councillor or employee of the council holding the public hearing, or a person who has been a councillor or employee of that council at any time during the 5 years before the date of his or her appointment | s47G of the LGA 1993 |
| Independent chairperson at public hearing prepares public hearing report and issues it to Council | |
| Council must make a copy of the public hearing report available for inspection by the public at a location within the area of council no later than 4 days after it has received a report from the person presiding at the public hearing as to the result of the hearing | s47G of the LGA 1993 |
| Consideration of public hearing report and public submissions by Council | |
| <i>If Council decides to proceed with the reclassification:</i> | |
| Report to Council on public hearing and submissions | |
| Council requests the DPE to prepare the draft LEP to give effect to the Planning Proposal | |

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|---|-------------------------------|
| <p>Amendment made to the LEP to reclassify the community land as operational land may make provision to the effect that, on commencement of the plan, the land ceases to be a public reserve, and that the land is by operation of the plan discharged from any trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land.</p> | <p>S27 of the LGA 1993</p> |
| <p>Reclassification of the land to operational land.</p> | <p>S30(1) of the LGA 1993</p> |