

Our ref: PP-2025-2448 (IRF26/150)

Mr Andrew Moore
General Manager
Penrith City Council
PO Box 60
Penrith NSW 2751

Via email: **prudence.hudson@penrith.city**
 council@penrith.city

23 February 2026

Subject: PP-2025-2448 – Review of Penrith Local Environmental Plan 2010

Dear Mr Moore

I am writing in response to the planning proposal (PP-2025-2448) you have forwarded to the Minister under section 3.34(1) of the *Environmental Planning and Assessment Act 1979* (the Act) in respect to a review of the Penrith Local Environmental Plan 2010.

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

In relation to Direction 5.2 Reserving Land for Public Purposes, I have agreed to the reduction of land for public purposes (Item 21 of the planning proposal) on the basis the land is no longer required for recreational purposes under Council's Sport and Recreation Strategy and other RE1 Public Recreation zoned land is available in the locality.

Council will need to obtain the agreement of the Secretary, prior to the plan being made, to comply with the requirements of the following directions of the Minister under section 9.1 of the Act:

- Direction 5.2 Reserving Land for Public Purposes relating to the amendments to land managed by National parks and Wildlife Services and Transport for NSW; and
- Direction 4.3 Planning for Bushfire Protection.

Considering the nature of the planning proposal I have determined that Council may exercise local plan-making authority functions in relation to the planning proposal.

The proposed local environmental plan (LEP) is to be finalised on or before 27 November 2026. Council should aim to commence the exhibition of the planning proposal as soon as possible. Should Council seek to make a proposed LEP, the request to draft the LEP should be made directly to Parliamentary Counsel's Office well in advance of the date the LEP is projected to be made. A copy of the request should be forwarded to the Department of Planning, Housing and Infrastructure.

The NSW Government has committed to reduce the time taken to complete LEPs. To meet these commitments, the Minister may appoint an alternate planning proposal authority if Council does not meet the timeframes outlined in the Gateway determination.

The Department's categorisation of planning proposals in the *Local Environmental Plan Making Guideline* (Department of Planning, Housing and Infrastructure, August 2023) is supported by category specific timeframes for satisfaction of conditions and authority and Government agency referrals, consultation, and responses. Compliance with milestones will be monitored by the Department to ensure planning proposals are progressing as required.

Should you have any enquiries about this matter, I have arranged for Chris Faley to assist you. Mr Faley can be contacted on (02) 5778 1404.

Yours sincerely

A handwritten signature in black ink that reads "Kimbell". The script is fluid and cursive, with the first letter 'K' being particularly large and stylized.

Elizabeth Kimbell
Acting Director, Local Planning Central, West and South
Local Planning and Council Support

Encl: Gateway determination