

ATTACHMENT C

**COMPARISON OF PLAN-MAKING
PROCESS FOR NON-DELEGATED
MATTERS AND DELEGATED MATTERS**

PLAN MAKING PROCESS	
Non-Delegated matter	Delegated matter
Preparation of a planning proposal initiated by Council or a proponent	Preparation of a planning proposal initiated by Council or a proponent
Planning proposal approved by CSPC for forwarding to the Department for Gateway Determination	Planning proposal approved by CSPC for forwarding to the Department for Gateway Determination
Planning proposal approved by Council for forwarding to the Department for Gateway Determination;	Planning proposal approved by Council for forwarding to the Department for Gateway Determination;
	Council identifies (a) whether it will seek a Written Authorisation to Exercise Delegation; (b) whether the plan will be made by Council or by sub-delegation to relevant officer (CEO or Director)
Planning proposal forwarded to Department	Planning proposal forwarded to Department with request for authorisation to exercise plan making functions
Planning proposal considered by Department's LEP Review Panel	Planning proposal considered by Department's LEP Review Panel
Gateway determination	Gateway determination; If Gateway agrees with Council's request to exercise delegation, an authorisation to exercise the delegation is issued
Consultation with public authorities and community	Consultation with public authorities and community
Consideration of submissions	Consideration of submissions
	Council arranges legal instrument in consultation with Parliamentary Counsel's Office and Department
Planning proposal, as amended in response to submissions, approved by CSPC for submission to Department to be made	LEP approved by CSPC for making
Planning proposal, as amended in response to submissions, adopted by Council for submission to Department to be made	LEP adopted and made by Council (or delegate)
Department arranges legal instrument in consultation with council	
Minister (or delegate) makes the LEP	
Notification of LEP on the NSW Legislation website	Notification of LEP on the NSW Legislation website