



Mr Craig Swift-McNair
General Manager
Woollahra Municipal Council
PO Box 61
DOUBLE BAY NSW 2028

Dear Mr Swift-McNair

**Planning proposal PP_2020_WOOLL_009_00 (PP-2020-840) to amend
Woollahra Local Environmental Plan 2014**

I refer to Council's letter dated 21 July 2021 requesting that planning proposal PP_2020_WOOLL_009_00 (PP-2020-840) not proceed in accordance with Clause 3.35(4) of the *Environmental Planning & Assessment Act 1979*.

I have determined as the delegate of the Minister, in accordance with section 3.34(7) of the *Environmental Planning and Assessment Act 1979*, to alter the Gateway determination dated 21 August 2020. The Alteration of Gateway determination is enclosed and has determined that the planning proposal will not proceed.

In making this decision I have considered Council's confirmation on 29 June 2021 that the building has been substantially demolished under the provisions of a development consent applying to the site. As a result, the heritage values of the site which supported the proposed listing have been lost.

I wish to acknowledge Council's efforts in identifying and protecting places of cultural significance in Woollahra consistent with the directions of the Eastern City District Plan and Council's Local Strategic Planning Statement.

As you are aware, Heritage NSW is currently undertaking a review of the NSW Heritage Act. I encourage Council to remain engaged with Heritage NSW on the potential for amendments to the Act in relation to the Interim Heritage Order process.

Should you have any enquiries about this matter, I have arranged for Mr Tim Green, Senior Planner, Eastern and South Districts, to assist you. Mr Green can be contacted on (02) 8275 1065.

Yours sincerely

28 July 2021

Laura Locke

Director, Eastern and South Districts

Encl: Alteration of Gateway Determination

Alteration of Gateway Determination

Planning proposal (Department Ref: PP_2020_WOOLL_009_00 / PP-2020-840):
to list 46 Vaucluse Road (including interiors), Vaucluse as a local heritage item.

I, the Director, Eastern and South Districts, 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) to alter the Gateway determination dated 21 August 2020 for the proposed amendment to the Woollahra Local Environmental Plan (LEP) 2014 as follows:

1. Change the description of the Gateway determination

from “I, the Acting Director, Eastern and South Districts, 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 Woollahra Local Environmental Plan (LEP) 2014 to list 46 Vaucluse Road including interiors, Vaucluse as a heritage item, should proceed subject to the following conditions:”

to “I, the Director, Eastern and South Districts, 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 Woollahra Local Environmental Plan (LEP) 2014 to list 46 Vaucluse Road including interiors, Vaucluse as a heritage item, should not proceed.”

2. Delete:

“Condition 1 through to Condition 6”

Dated 28 day of July 2021.



Laura Locke
Director, Eastern and South Districts
Greater Sydney, Place and
Infrastructure

**Delegate of the Minister for Planning
and Public Spaces**