



10 June 2021

Anthony Witherdin
Director
Key Sites Assessments
Department of Planning, Industry & Environment

via email: [REDACTED]

Dear Mr Witherdin

Harbourside Shopping Centre Redevelopment (SSD 7874)

I refer to my letter to you of 3 June 2021, requesting that the Department consult with the Applicant on the Commission's proposed conditions, with a response due by 5pm on Tuesday, 8 June 2021. I understand that the Department's response to that letter is delayed pending a response from the Applicant.

In its previous response to the Commission dated 1 June 2021 on the workability, enforceability and unintended consequences of the Panel's proposed conditions, the Department recommended that the Applicant be consulted on the workability and unintended consequences of those proposed conditions.

In accepting that recommendation, the Commission was very clear that the Applicant should be directed to refer only to material already before the Commission and not provide any new information. The Commission was also very clear about the required timeframe for a response. The Applicant has already had ample time to provide new information, make submissions or to seek any amendment or variation to the Application. All the Panel is seeking is advice on the workability, enforceability and unintended consequences of proposed conditions from the Department in its capacity as the regulator – which you consider should be informed by consultation with the Applicant.

As the time for new information, submissions or amendments or variations to the application has already passed, if the Panel does not receive the advice sought from the Department by **3pm on Friday 11 June 2021**, the Panel will proceed to make a determination in order to meet the timing KPIs directed in the Minister's Statement of Expectations.

If you require any clarification in relation to the above, or wish to discuss further, please contact Ms Kate Moore or Mr Lindsey Blecher on (02) 9383 2100.

Yours sincerely,

Stephen Barry
Planning Director