

Council Reference: 77376E/1 (D25/115815)

18/03/2025

TO WHOM IT MAY CONCERN

By email only:

Dear Sir/Madam

**Commencement of Amendment No. 57 -
Shoalhaven Development Control Plan 2014
'The Gordon Timbs 45 Degree Rule'
Chapter G4: Tree & Vegetation Management
Chapter N20: Jerberra Estate**

I wish to advise that on 11 March 2025, Council resolved (MIN25.108) at its Ordinary Meeting to adopt and finalise Amendment No. 57 to Shoalhaven Development Control Plan 2014. A copy of the resolution is provided overleaf.

The Amendment includes reverting the trial 45 Degree Rule exemption back to the previous version (version 4) which was in place before the 12-month trial period came into effect. The exemption will be renamed to 'The Gordon Timbs 45 Degree Rule,' and it will include a reference to native tree species list that could be used for replanting (non-mandatory).

Once the 'Gordon Timbs 45 Degree Rule' exemption (Amendment No. 57) has commenced, landowners will no longer be required to:

- Notify Council and neighbours before removing a tree.
- Use a qualified and experienced person for tree removal.

Hollow bearing trees may only be removed using the 'Gordon Timbs 45 Degree Rule' if an animal handler is present during removal.

The exemption will **not** apply to:

- Trees or vegetation located on a heritage item or within a heritage conservation area.
- Trees or vegetation that must be retained by a development consent or a Section 88B instrument.
- Trees or vegetation located on land zoned RU1 Primary Production, RU2 Rural Landscape, RU3 Forestry, or RU4 Primary Production Small Lots.
- Land within the Jerberra Estate.

The amendment to Chapter N20: Jerberra Estate reflects the change in name to "The Gordon Timbs 45 Degree Rule".

The Amendment will commence on Friday 21 March 2025

The amended DCP chapters will be available on Council's DCP website (<http://dcp2014.shoalhaven.nsw.gov.au>) from 21 March 2025.

If you need further information about this matter, please contact Fallon Kassis, City Development on (02) 4429 3259. Please quote Council's reference 77376E/1 (D25/115815).

Yours faithfully

A handwritten signature in black ink that reads "Gordon Clark." The signature is written in a cursive, slightly slanted style.

Gordon Clark
Section Manager - Strategic Planning

That Council:

1. Adopt Amendment No. 57 to Chapter G4: Tree and Vegetation Management and Chapter N20: Jerberra Estate of the Shoalhaven Development Control Plan 2014 as exhibited.
2. Notify the adoption of the amendment in accordance with the requirements of the Environmental Planning and Assessment Act 1979 and Regulations.
3. Advise those who made a submission and key stakeholders, including key relevant tree removal operators working in the Shoalhaven Local Government Area, of this decision.