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19.11.2021

Department of Planning, Industry and Environment  
Locked Bag 5022,  
Parramatta NSW 2124

Attention: [REDACTED]

*Confidential*

**RE: Submission to 'The Fun SEPP'.**

Dear [REDACTED]

We write in relation to the explanation of intended effect (EIE) for the NSW 'Fun SEPP', and provide the following submission in relation to the land known as 'The Entertainment Quarter', 116 Lang Road, Moore Park.

The Entertainment Quarter is Sydney's iconic entertainment, dining and leisure precinct supporting the entertainment industry. The Entertainment Quarter is home to the hospitality, events and arts industries, with numerous performance events held each year within the showground.

The Entertainment Quarter is in support of the proposed legislative changes to enabling event organisers to use a streamlined process which will make holding events straightforward, uncomplicated and certain.

The *State Environmental Planning Policy No 47—Moore Park Showground* applies to the site and is unzoned. The application of Division 3 of *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008* in relation with SEPP 47 is ambiguous.

Unless defined as a 'community event', any performance/events on the EQ land requires a Development Application to be lodged with the City of Sydney Council.

The Entertainment Quarter is an ideal and unique location for performance and events in proximity to the Sydney CBD. International event operators have been attracted to the site for the following key distinctive points of difference:

- Proximity to the Sydney CBD
- Sufficient of back-of-house area for bump-in and bump-out logistics, including semi-trailer access.
- Sufficient on-site carparking and public transport options.

- Proximity to an after event supportive food and beverage precinct.
- Showground event space that is shielded from any local residents, with 12 midnight trading.
- On site precinct wide security, patron and vehicle management.
- An approved event acoustic management plan (event operators have certainty regarding acoustic systems requirements).
- All events are co-ordinated with the NSW Transport Centre.
- Centralised management of waste collection and pick up

Performances and events which have been attracted to the Entertainment Quarter have a short lead time, and it's been very common that marketing of the events occur prior to the event receiving approval from Council. This risk of Council not approving an event has led to many events operators not proceeding and the events heading to Victoria instead (where approval is not required).

We request the following legislative changes to primarily provide certainty to our event operators to attract events to Sydney:

#### Small live music or arts venues

- Amend Clause 9A of *State Environmental Planning Policy No 47—Moore Park Showground* to allow 'Small live music or arts venues' be undertaken as 'complying development'.
- Allow 'complying development' relating to 'small live music or arts venues' to apply to the EQ Land (i.e land unzoned) under the *Codes SEPP*.
- To minimise any inconsistency, include 'small live music or arts venues' as a defined term within *State Environmental Planning Policy No 47—Moore Park*.
- Any reference to compliance with the sanitary facilities - allows reference to shared sanitary facilities.

#### Temporary Events

- Ensure the new definition of 'Temporary Events' applies to the EQ Land (i.e land unzoned) under the *Codes SEPP*.
- Ensure the 'Temporary Events' and 'Commercial Events' can occur on EQ Land as 'Exempt Development'.
- Include provisions to ensure the use of the land for the 'Temporary Event' and the events temporary structures are both deemed 'Exempt Development' under the *Codes SEPP*.
- Provide clarity in the *Codes SEPP* if any provisions differentiate between 'public land' or 'managed land', or 'private land'. i.e Entertainment Quarter is a leasee of land owned by the Centennial Park and Moore Park Trust.
- Include 'Commercial Event' as 'Exempt Development' with similar provisions outlined in Subdivision 7 and 9 of the *Codes SEPP*
- The EQ land be included as a 'Major Event Site' to allow for some 'commercial events' to occur, and the provisions applying to The Rocks, Darling Harbour, Barangaroo and Sydney Olympic Park to also apply to the EQ land.

The Entertainment Quarter is of state importance in supporting the entertainment industry, and it should be equally supported with a streamlined approval process that applies to The Rocks, Darling Harbour, Barangaroo and Sydney Olympic Park.

We trust the above-mentioned matters will be taken into consideration, and we would be pleased to further discuss and open a dialogue with the DPIE to further encourage events to Sydney.

Regards

[Redacted signature block]