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LEGISLATION

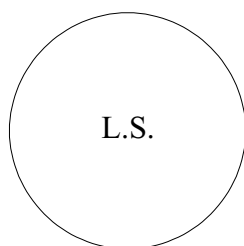
Proclamations

Gas Supply Act 1996 No 38—Proclamation

JAMES JACOB SPIGELMAN, Lieutenant-Governor
By delegation of the Governor

I, Professor Marie Bashir, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Gas Supply Act 1996*, do, by this my Proclamation, appoint 5 October 2001 as the day on which Schedule 1.7 [10] to that Act, to the extent to which it repeals section 70 (2) (b) of the *Gas Industry Restructuring Act 1986*, commences.

Signed and sealed at Sydney, this 26th day of September 2001.



By Her Excellency's Command,

KIM YEADON, M.P.,
Minister for Energy

GOD SAVE THE QUEEN!

Explanatory note

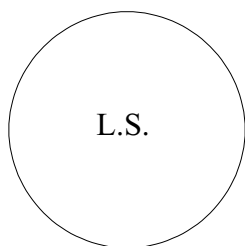
The object of this proclamation is to repeal a provision of the *Gas Industry Restructuring Act 1986* that requires capital profits realised from certain asset sales to be paid into the Gas Customers Reserve Accounts maintained by AGL's subsidiaries.

Police Service Act 1990—Proclamation

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 34 of the *Police Service Act 1990*, do, by this my Proclamation, amend Schedule 2 (Police Service senior executive positions) to that Act as set out in the Schedule to this Proclamation.

Signed and sealed at Sydney, this 3rd day of October 2001.



By Her Excellency's Command,

PAUL WHELAN, M.P.,
Minister for Police

GOD SAVE THE QUEEN!

Schedule Amendment of Schedule 2 (Police Service senior executive positions) to the Act

- (1) Omit "Principal, Education Services".
Insert instead "Commander, Education Services".
- (2) Omit "Manager, Investigation Services" and "Manager, Operations Co-ordination".

Regulations

Firearms (General) Amendment (Further Amnesty) Regulation 2001

under the

Firearms Act 1996

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Firearms Act 1996*.

PAUL WHELAN, M.P.,
Minister for Police

Explanatory note

The objects of this Regulation are as follows:

- (a) to provide for an amnesty (which will end on 31 March 2002) under which any person who, before the commencement of this Regulation acquired a pre-1900 firearm that takes rimfire or centre-fire ammunition, will be exempt from the requirement under the *Firearms Act 1996* for a licence or permit to possess the firearm and from the requirement to register it, (**Schedule 1 [2]**),
- (b) to extend, until 2 November 2001, the amnesty that enables firearms to be surrendered to the police or to be registered without committing an offence under the Act (**Schedule 1 [5]**),
- (c) to update references to certain provisions of the Act that were amended by the *Firearms Amendment (Trafficking) Act 2001* (**Schedule 1 [1], [3] and [4]**).

This Regulation is made under the *Firearms Act 1996*, including section 88 (2) (r).

Clause 1 Firearms (General) Amendment (Further Amnesty) Regulation 2001

Firearms (General) Amendment (Further Amnesty) Regulation 2001

1 Name of Regulation

This Regulation is the *Firearms (General) Amendment (Further Amnesty) Regulation 2001*.

2 Amendment of Firearms (General) Regulation 1997

The *Firearms (General) Regulation 1997* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Firearms (General) Amendment (Further Amnesty) Regulation 2001

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] **Clause 111 Exemption relating to certain firearms manufactured before 1900**

Omit “section 44, 50 or 51 of the Act” from clause 111 (4).

Insert instead “section 50, 51 or 51A of the Act”.

[2] **Clause 111A**

Insert after clause 111:

111A Temporary licensing and registration amnesty concerning certain firearms manufactured before 1900

(1) In this clause:

amnesty period means the period starting on the commencement of this clause and ending 31 March 2002.

pre-1900 firearm means a firearm manufactured before 1900 that takes rimfire or centre-fire ammunition.

(2) **Exemption from licensing requirements**

A person who acquired a pre-1900 firearm before the amnesty period is, during the amnesty period, exempt from the requirement under the Act to hold a licence or permit authorising possession of the firearm.

(3) If any such person makes an application during the amnesty period for a licence or permit authorising possession of the firearm, the exemption under subclause (2) continues to apply in respect of the person until such time as the application is determined by the Commissioner.

(4) **Exemption from registration requirements**

A person who, before the amnesty period, acquired a pre-1900 firearm that is not registered does not, during the amnesty period, commit an offence under section 36 of the Act of possessing an unregistered firearm.

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Firearms (General) Amendment (Further Amnesty) Regulation 2001

Schedule 1 Amendments

(5) If any person makes an application during the amnesty period for the firearm to be registered, the exemption under subclause (4) continues to apply in respect of the person until such time as the application for registration of the firearm is determined by the Commissioner.

(6) Section 51A (1) of the Act does not apply to a licensed firearms dealer in respect of the purchasing of a pre-1900 firearm from a person to whom an exemption under subclause (2) or (4) applies.

Note. This subclause enables the unlicensed owner of a pre-1900 firearm to sell the firearm to a dealer without the dealer committing an offence of purchasing a firearm from an unlicensed person.

(7) Nothing in this clause authorises the use of a firearm.

[3] Clause 118 Amnesty to enable lawful sale of firearms if application for new licence or permit is refused

Omit "Section 44 (1) of the Act" from clause 118 (4).

Insert instead "Section 51A (1) of the Act".

[4] Clause 118 (4)

Omit "buying or taking possession of". Insert instead "purchasing of".

[5] Clause 119 Temporary amnesty to enable surrender or registration of firearms

Omit "3 months after that commencement" from the definition of *period of the amnesty* in clause 119 (1).

Insert instead "2 November 2001".

Protection of the Environment Operations Amendment (Waste) Regulation 2001

under the

Protection of the Environment Operations Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Protection of the Environment Operations Act 1997*.

BOB DEBUS, M.P.,
Minister for the Environment

Explanatory note

Amendment of Protection of the Environment Operations Act 1997

Part 1 of Schedule 1 to the *Protection of the Environment Operations Act 1997* (*the Act*) lists certain activities that are *premises-based*, including *Waste activities* and *Waste facilities*. The Act requires the occupier of premises at which such an activity is carried on to be the holder of a licence authorising the activity to be carried on at those premises.

This Regulation amends Part 1 of Schedule 1 so as:

- (a) to exclude from the definition of *Waste activities* the activity of storing no more than 40,000 litres at any one time of non-hazardous waste hydrocarbon oil prior to its being burnt as fuel on the premises on which it was stored, and
- (b) to exclude from the definition of *Waste facilities* premises on which no more than 40,000 litres per annum of non-hazardous waste hydrocarbon oil is burnt as fuel (but only if no other activity that would render the premises a waste facility is carried on at the premises).

Protection of the Environment Operations Amendment (Waste) Regulation 2001

Explanatory note

The effect of these amendments is that the occupier of the premises on which the excluded activities are carried on is no longer required to be licensed under the Act in order to carry on the activity.

Amendment of Protection of the Environment Operations (Waste) Regulation 1996

Waste activities and waste transporting

The *Protection of the Environment Operations (Waste) Regulation 1996* (***the Regulation***) imposes certain requirements on persons who carry on ***non-licensed waste activities***, or ***non-licensed waste transporting***, within the meaning of the Regulation.

Licences to carry on certain waste activities or to transport certain waste impose similar requirements on the holders of the licences.

Clause 16 (2) (d) of the Regulation is concerned with the transport of waste from the premises on which the relevant non-licensed waste activity is carried on. Clause 16 (2) (d) (i) obliges the person carrying on the waste activity to obtain a consignment authorisation number for the waste from the person to whom it is to be delivered. Clause 16 (2) (d) (ii) obliges the person to complete (to the required extent) an approved waste data form in relation to the consigned waste and give a copy of the form to the person transporting the waste. Clause 16 (2) (h) requires the person to ensure that the waste is transported to a certain waste facility, person or place.

Clause 17 (2) (g) of the Regulation imposes requirements concerning the waste data form on the person who transports the waste concerned.

This Regulation inserts clauses 14A, 16A, 16B and 16C in the Regulation to modify the operation of clauses 16 and 17 and (in effect) modify the conditions of licences that are substantially to the same effect as those clauses.

Clause 14A contains definitions for the purpose of clauses 16A, 16B and 16C.

Clause 16A exempts persons from the requirements of clauses 16 (2) (d) and (h) and 17 (2) (g) (and, in effect, from similar requirements imposed by a licence) in relation to certain types of waste. The person carrying on the waste activity is not required to obtain a consignment authorisation number or make any records in relation to the transport of the waste, but must have “a reasonable belief” that the waste is to be transported to a certain waste facility, person or place for the purpose

Protection of the Environment Operations Amendment (Waste) Regulation 2001

Explanatory note

of recycling, reprocessing or reuse. The transporter of the waste must make and keep specified records in relation to the waste (and give a copy of the records to the occupier of the premises to which, or the person carrying on mobile waste processing to whom, the waste is transported).

Clause 16B is concerned with the transport of certain types of waste between premises occupied by the same person. It exempts that person from the requirements of clause 16 (2) (d) (i) and (h) and exempts the transporter of the waste from the requirement of clause 17 (2) (g) (iv) (that the transporter give a copy of the waste data form to the occupier of the premises to which, or the person carrying on mobile waste processing to whom, the waste is transported). It also (in effect) exempts licence-holders from any similar requirement imposed by their licences.

Clause 16C enables the Environment Protection Authority to grant, by notice published in the Gazette, the same kinds of exemptions as are made by clause 16A in respect of the transport of waste of a type specified in the notice.

Miscellaneous

This Regulation also makes consequential and other minor amendments to clause 16.

This Regulation repeals 2 spent subclauses of clauses 16 and 17.

Authority for Regulation

This Regulation is made under the *Protection of the Environment Operations Act 1997*, and, in particular, under sections 5 (3), 286 (Exemptions by regulation) and 323 (the general regulation-making power).

Clause 1 Protection of the Environment Operations Amendment (Waste)
 Regulation 2001

Protection of the Environment Operations Amendment (Waste) Regulation 2001

1 Name of Regulation

This Regulation is the *Protection of the Environment Operations Amendment (Waste) Regulation 2001*.

2 Amendment of Protection of the Environment Operations Act 1997

The *Protection of the Environment Operations Act 1997* is amended as set out in Schedule 1.

3 Amendment of Protection of the Environment Operations (Waste) Regulation 1996

The *Protection of the Environment Operations (Waste) Regulation 1996* is amended as set out in Schedule 2.

4 Notes

The explanatory note does not form part of this Regulation.

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Regulation 2001

Amendment of Protection of the Environment Operations Act 1997

Schedule 1

Schedule 1 Amendment of Protection of the Environment Operations Act 1997

(Clause 2)

[1] Schedule 1 Schedule of EPA-licensed activities

Omit “emulsions.” from clause (2) (e) of the matter relating to *Waste activities* in Part 1.

Insert instead:

- emulsions,
- (f) the storage of no more than 40,000 litres at any one time of non-hazardous waste hydrocarbon oil prior to its being burnt as fuel on the premises on which it was stored.

[2] Schedule 1, Part 1, matter relating to “Waste facilities”

Insert after clause (3) (c):

- (c1) premises on which:
 - (i) no more than 40,000 litres per annum of non-hazardous waste hydrocarbon oil is burnt as fuel, and
 - (ii) no other activity that would render the premises a waste facility is carried on,

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Regulation 2001

Schedule 2 Amendment of Protection of the Environment Operations (Waste)
Regulation 1996

Schedule 2 Amendment of Protection of the Environment Operations (Waste) Regulation 1996

(Clause 3)

[1] Clause 14A

Insert before clause 15:

14A Definitions

In this Part:

consignee of waste means the occupier of the premises to which, or the person carrying on mobile waste processing to whom, the waste is transported.

consignor of waste means the occupier of the premises from which the waste is transported.

licensed waste activity means an activity that:

- (a) is carried on for business or other commercial purposes, and
- (b) involves the generating or storage of any one or more of the following types of waste:
 - (i) hazardous waste,
 - (ii) industrial waste,
 - (iii) Group A waste, and
- (c) is licensed under the Act.

non-licensed waste activity means an activity that:

- (a) is carried on for business or other commercial purposes, and
- (b) involves the generating or storage of any one or more of the following types of waste:
 - (i) hazardous waste,
 - (ii) industrial waste,
 - (iii) Group A waste, and
- (c) is not licensed under the Act.

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Amendment of Protection of the Environment Operations (Waste)
Regulation 1996

Schedule 2

transporter of waste means the person transporting waste from the consignor of the waste to the consignee.

[2] Clause 16 Requirements relating to non-licensed waste activities

Omit the definition of *non-licensed waste activity* from clause 16 (1).

[3] Clause 16 (2) (d)

Insert “or clause 16A or 16B or under clause 16C” after “subclause (3)”.

[4] Clause 16 (2) (h)

Insert “(except as provided by clause 16A or 16B or under clause 16C)” after “the person must”.

[5] Clause 16 (2) (h) (i)

Insert “to receive waste of that type” after “licensed under the Act”.

[6] Clause 16 (5)

Omit the subclause.

[7] Clauses 16A, 16B and 16C

Insert after clause 16:

16A Exemptions relating to certain types of waste

- (1) This clause applies to the following types of waste arising from the carrying on of a licensed or non-licensed waste activity:
 - (a) non-hazardous waste hydrocarbon oil that constitutes Group A waste,
 - (b) waste batteries that constitute hazardous or industrial waste.
- (2) In relation to the transport of waste to which this clause applies:
 - (a) a person carrying on a non-licensed waste activity is not required to comply with clause 16 (2) (d) or (h), and

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Regulation 1996

- (b) a person carrying on a licensed waste activity is exempt from the operation of section 64 (1) of the Act in respect of any condition of the licence that is substantially to the same effect as clause 16 (2) (d) or (h).
- (3) However, subclause (2) applies only if the person concerned has a reasonable belief that the waste is to be transported, for the purpose of recycling, reprocessing or reusing the waste (or, if the waste is non-hazardous waste hydrocarbon oil that constitutes Group A waste, for the use of that oil as fuel):
 - (a) to a waste facility that is licensed under the Act to receive waste of that type, or
 - (b) to a person carrying on mobile waste processing that is licensed under the Act to receive waste of that type, or
 - (c) to a place that can otherwise lawfully receive waste of that type.
- (4) A transporter of waste to which this clause applies:
 - (a) is not required to comply with clause 17 (2) (g), or
 - (b) if licensed under the Act, is exempt from the operation of section 64 (1) of the Act in respect of any condition of the licence that is substantially to the same effect as clause 17 (2) (g),in relation to the waste concerned.
- (5) However, the transporter of the waste must make a record of the following:
 - (a) the name and address of the transporter,
 - (b) if the transporter is required to be licensed under the Act—the transporter's environment protection licence number,
 - (c) the registration number of the vehicle used to transport the waste,
 - (d) the type and quantity of the waste transported,
 - (e) the date on which the waste is delivered to the consignee,
 - (f) the name and address of the consignee.

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Regulation 2001

Amendment of Protection of the Environment Operations (Waste)
Regulation 1996

Schedule 2

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- (6) The transporter must:
- (a) retain the record for a period of not less than 3 years after the time the record was made, and
 - (b) make the record available for inspection by an authorised officer on request, and
 - (c) give a copy of the record to the consignee.

Maximum penalty: 200 penalty units in the case of a corporation and 100 penalty units in the case of an individual.

- (7) The consignee must:
- (a) retain the copy of the record for a period of not less than 3 years after the time the record was made, and
 - (b) make the copy of the record available for inspection by an authorised officer on request.

Maximum penalty: 200 penalty units in the case of a corporation and 100 penalty units in the case of an individual.

16B Exemptions relating to certain waste transported between premises occupied by the same person

- (1) This clause applies to hazardous waste, industrial waste or Group A waste that:
- (a) arises from the carrying on of a waste activity (regardless of whether the waste activity is required to be licensed under the Act), and
 - (b) is transported, for the purpose of storage or treatment (or both storage and treatment), between premises occupied by the same person.
- (2) In relation to the transport of waste to which this clause applies:
- (a) a person carrying on a non-licensed waste activity is not required to comply with clause 16 (2) (d) (i) or (h) (but must still comply with clause 16 (2) (e)), and

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Regulation 2001

Schedule 2 Amendment of Protection of the Environment Operations (Waste)
Regulation 1996

- (b) a person carrying on a licensed waste activity is exempt from the operation of section 64 (1) of the Act in respect of any condition of the licence that is substantially to the same effect as clause 16 (2) (d) (i) or (h) (but is not so exempt in relation to any condition of the licence that is substantially to the same effect as clause 16 (2) (e)), and
- (c) the transporter of the waste:
 - (i) is not required to comply with clause 17 (2) (g) (iv), or
 - (ii) if licensed under the Act, is exempt from the operation of section 64 (1) of the Act in respect of any condition of the licence that is substantially to the same effect as clause 17 (2) (g) (iv).
- (3) The transporter of the waste must make the copy of the waste data form given to the transporter by the consignor of the waste available for inspection by an authorised officer on request.

Maximum penalty: 200 penalty units in the case of a corporation and 100 penalty units in the case of an individual.

16C Exemptions relating to other types of waste

- (1) The EPA may, from time to time, by notice published in the Gazette, exempt:
 - (a) a person carrying out a non-licensed waste activity from the requirements of clause 16 (2) (d) and (h), and
 - (b) a person carrying on a licensed waste activity from the operation of section 64 (1) of the Act in relation to any condition of the licence that is substantially to the same effect as clause 16 (2) (d) or (h), and
 - (c) a transporter of waste from the requirements of clause 17 (2) (g) or, in the case of a transporter who is licensed under the Act, from the operation of section 64 (1) of the Act in relation to any condition of the licence that is substantially to the same effect as clause 17 (2) (g), and

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Amendment of Protection of the Environment Operations (Waste)
Regulation 1996

Schedule 2

- (d) any other licensee from the operation of section 64 (1) of the Act in relation to any condition of the licence that is specified in the notice,

in relation to the transport of waste of a type specified in the notice.

- (2) An exemption under this clause:

- (a) is subject to the conditions (if any) specified in the notice, and
- (b) has effect only if the exempted person complies with such of the provisions of clause 16A as are relevant to that person, and
- (c) may be revoked by the EPA at any time by a further notice published in the Gazette.

[8] Clause 17 Requirements relating to non-licensed waste transporting

Insert “(except as provided by clause 16A or 16B or under clause 16C)” after “the person must” in clause 17 (2) (g).

[9] Clause 17 (2) (h) (i)

Insert “to receive waste of that type” after “licensed under the Act”.

[10] Clause 17 (3)

Omit the subclause.

Other Legislation

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 2 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following species of plant in Schedule 2 to that Act (Vulnerable species) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Plants

Orchidaceae

**Genoplesium vernale* D.L. Jones

The final determination to insert this species in Schedule 2 has been made because the Scientific Committee is of the opinion that the species is likely to become endangered unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman

Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101—Final Determination

Annexure “A”

Schedule 2 to the *Threatened Species Conservation Act 1995* is amended by inserting in alphabetical order under the heading “Plants” and the sub-heading “Orchidaceae”, the matter:

**Genoplesium vernale* D.L. Jones

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 1 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to amend Parts 1 (Endangered species) and 2 (Endangered populations) of Schedule 1 to that Act as follows and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

- (a) to insert the following species of plant in Part 1 (Endangered species) of Schedule 1 to that Act:

Plants

Dilleniaceae

Hibbertia superans Toelken

- (b) to omit reference to the following population of plant from Part 2 (Endangered populations) of Schedule 1 to that Act:

Plants

Dilleniaceae

Hibbertia incana (Lindley) Toelken *Hibbertia incana* in the local government area of Baulkham Hills

The final determination to insert this species in Part 1 of Schedule 1 has been made because the Scientific Committee is of the opinion that the species is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Threatened Species Conservation Act 1995 No 101—Final Determination

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman
Chairperson
Scientific Committee

Annexure “A”

Schedule 1 to the *Threatened Species Conservation Act 1995* is amended as follows:

- (a) by inserting in Part 1 in alphabetical order under the heading “Plants” and the sub-heading “Dilleniaceae”, the matter:

Hibbertia superans Toelken

- (b) by omitting the following matter from Part 2 under the heading “Plants”:

Dilleniaceae

Hibbertia incana (Lindley) Toelken *Hibbertia incana* in the local government area of Baulkham Hills

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 1 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following species of plant in Part 1 of Schedule 1 to that Act (Endangered species) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Plants

Araliaceae

Astrotricha cordata A. Bean

The final determination to insert this species in Part 1 of Schedule 1 has been made because the Scientific Committee is of the opinion that the species is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman

Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101—Final Determination

Annexure “A”

Schedule 1 to the *Threatened Species Conservation Act 1995* is amended by inserting in Part 1 in alphabetical order under the heading “Plants” and the sub-heading “Araliaceae”, the matter:

Astrotricha cordata A. Bean

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 1 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following species of animal in Part 1 of Schedule 1 to that Act (Endangered species) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Animals

Vertebrates

Birds

Procellariidae

**Macronectes giganteus* (Gmelin, 1789) Southern Giant Petrel

The final determination to insert this species in Part 1 of Schedule 1 has been made because the Scientific Committee is of the opinion that the species is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman

Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101—Final Determination

Annexure “A”

Schedule 1 to the *Threatened Species Conservation Act 1995* is amended by inserting in Part 1 in alphabetical order under the heading “Animals” and the sub-headings “Vertebrates”, “Birds” and “Procellariidae”, the matter:

**Macronectes giganteus* (Gmelin, 1789) Southern Giant Petrel

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 1 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following ecological community in Part 3 of Schedule 1 to that Act (Endangered ecological communities) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Endangered ecological communities

Mt Canobolas *Xanthoparmelia* Lichen Community (as described in the final determination of the Scientific Committee to list the ecological community)

The final determination to insert this ecological community in Part 3 of Schedule 1 has been made because the Scientific Committee is of the opinion that the ecological community is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman
Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101—Final Determination

Annexure “A”

Schedule 1 to the *Threatened Species Conservation Act 1995* is amended by inserting in Part 3 in alphabetical order the matter:

Mt Canobolas *Xanthoparmelia* Lichen Community (as described in the final determination of the Scientific Committee to list the ecological community)

NSW SCIENTIFIC COMMITTEE

Final Determination

The Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to list the Mt Canobolas *Xanthoparmelia* Lichen Community as an ENDANGERED ECOLOGICAL COMMUNITY on Part 3 of Schedule 1 of the Act. Listing of Endangered Ecological Communities is provided for by Part 2 of the Act.

The Scientific Committee has found that:

1. Mt Canobolas *Xanthoparmelia* Lichen Community is the name given to the community of foliose lichens of the genus *Xanthoparmelia* (F. Parmeliaceae: Ascomycotina) characterised by the species assemblage listed in 2, below. The community occurs at Mt Canobolas in central-western New South Wales.
2. Mt Canobolas *Xanthoparmelia* Lichen Community is characterised by the following assemblage:

Cladia fuliginosa
Xanthoparmelia digitiformis
Xanthoparmelia metastrigosa
Xanthoparmelia neorimalis
Xanthoparmelia tasmanica

Xanthoparmelia canobolasensis
Xanthoparmelia metaclystoides
Xanthoparmelia multipartita
Xanthoparmelia sulcifera

Xanthoparmelia canobolasensis and *X. metastrigosa* are known only from Mt Canobolas, and *X. sulcifera* and *C. fuliginosa* are each known from only one other locality in New South Wales.

3. The total species list for the community is likely to be considerably larger than that given in 2, above. It is likely, for example, that microfauna and many species of invertebrates are associated with the lichens, but these have not been studied.
4. Mt Canobolas *Xanthoparmelia* Lichen Community occurs on rock faces and soils of the Mt Canobolas Tertiary volcanic complex. The Mt Canobolas complex consists mostly of trachyte and alkali rhyolite, with smaller outcroppings of other Tertiary rocks.
5. Mt Canobolas *Xanthoparmelia* Lichen Community is threatened by road and drainage works, and collection of bushrock. Tourist visitation of the slopes and summit of Mt Canobolas increases risks of trampling and disturbance to the community. There is also potential for loss of lichen habitat from increased urban encroachment and rural development such as vineyards and orchards on the north and east flanks of Mt Canobolas. Part of the Community occurs within the Mt Canobolas State Recreation Area, but this affords only limited protection of the community from the listed threats.

NSW SCIENTIFIC COMMITTEE

6. In view of the above the Scientific Committee is of the opinion that the Mt Canobolas *Xanthoparmelia* Lichen Community is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate and that listing as an endangered ecological community is warranted.

Dr Chris Dickman
Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 1 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following population of plant in Part 2 of Schedule 1 to that Act (Endangered populations) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Plants

Fabaceae

<i>Chorizema parviflorum</i> Benth.	<i>Chorizema parviflorum</i> Benth. in the Wollongong and Shellharbour Local Government Areas.
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The final determination to insert this population in Part 2 of Schedule 1 has been made because the Scientific Committee is of the opinion that its habitat has been so drastically reduced that it is in immediate danger of extinction, that it is not a population of a species already listed in Schedule 1, and that it is otherwise of significant conservation value.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Threatened Species Conservation Act 1995 No 101—Final Determination

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman
Chairperson
Scientific Committee

Annexure “A”

Schedule 1 to the *Threatened Species Conservation Act 1995* is amended by inserting in Part 2 in alphabetical order under the heading “Plants” and the sub-heading “Fabaceae”, the matter:

Chorizema parviflorum Benth.

Chorizema parviflorum Benth. in the
Wollongong and Shellharbour Local
Government Areas.

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 1 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following species of plant in Part 1 of Schedule 1 to that Act (Endangered species) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Plants

Orchidaceae

Genoplesium insignis D.L. Jones

The final determination to insert this species in Part 1 of Schedule 1 has been made because the Scientific Committee is of the opinion that the species is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman

Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101—Final Determination

Annexure “A”

Schedule 1 to the *Threatened Species Conservation Act 1995* is amended by inserting in Part 1 in alphabetical order under the heading “Plants” and the sub-heading “Orchidaceae”, the matter:

Genoplesium insignis D.L. Jones

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 2 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following species of animal in Schedule 2 to that Act (Vulnerable species) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Animals

Vertebrates

Birds

Diomedeidae

**Diomedea gibsoni* Robertson & Warham 1992 Gibson's Albatross

The final determination to insert this species in Schedule 2 has been made because the Scientific Committee is of the opinion that the species is likely to become endangered unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman

Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101—Final Determination

Annexure “A”

Schedule 2 to the *Threatened Species Conservation Act 1995* is amended by inserting in alphabetical order under the heading “Animals” and the sub-headings “Vertebrates”, “Birds” and “Diomedidae”, the matter:

**Diomedea gibsoni* Robertson & Warham 1992 Gibson’s Albatross

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 2 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following species of animal in Schedule 2 to that Act (Vulnerable species) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Animals

Vertebrates

Birds

Diomedeidae

**Diomedea antipodensis* Robertson & Warham 1992 Antipodean Albatross

The final determination to insert this species in Schedule 2 has been made because the Scientific Committee is of the opinion that the species is likely to become endangered unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman

Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101—Final Determination

Annexure “A”

Schedule 2 to the *Threatened Species Conservation Act 1995* is amended by inserting in alphabetical order under the heading “Animals” and the sub-headings “Vertebrates”, “Birds” and “Diomedidae”, the matter:

**Diomedea antipodensis* Robertson & Warham 1992 Antipodean Albatross

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedule 1 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following species of plant in Part 1 of Schedule 1 to that Act (Endangered species) and, accordingly, that Schedule is amended as set out in Annexure "A" to this Notice:

Plants

Orchidaceae

Pterostylis metcalfei D.L. Jones

The final determination to insert this species in Part 1 of Schedule 1 has been made because the Scientific Committee is of the opinion that the species is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman
Chairperson
Scientific Committee

Threatened Species Conservation Act 1995 No 101—Final Determination

Annexure “A”

Schedule 1 to the *Threatened Species Conservation Act 1995* is amended by inserting in Part 1 in alphabetical order under the heading “Plants” and the sub-heading “Orchidaceae”, the matter:

Pterostylis metcalfei D.L. Jones

Threatened Species Conservation Act 1995 No 101

Notice of Final Determination and Amendment of Schedules 1 and 2 to Act

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination:

- (a) to insert the following species of animal in Part 1 (Endangered species) of Schedule 1 to that Act, and
- (b) as a consequence, to omit reference to that species of animal from Schedule 2 (Vulnerable species) to that Act,

and, accordingly, those Schedules are amended as set out in Annexure "A" to this Notice:

Animals

Vertebrates

Reptiles

Cheloniidae

**Caretta caretta* (Linnaeus, 1758) Loggerhead Turtle

The final determination to insert this species in Part 1 of Schedule 1 has been made because the Scientific Committee is of the opinion that the species is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Copies of the final determination may be inspected at:

The National Parks Centre
102 George St
The Rocks
Sydney

and at all Area Offices and Visitor Centres of the National Parks and Wildlife Service during business hours.

Threatened Species Conservation Act 1995 No 101—Final Determination

Signed at Sydney, this 25th day of September 2001.

Dr Chris Dickman
Chairperson
Scientific Committee

Annexure “A”

Schedule 1 to the *Threatened Species Conservation Act 1995* is amended by inserting in Part 1 in alphabetical order under the heading “Animals” and the sub-headings “Vertebrates” and “Reptiles”, the matter:

Cheloniidae

**Caretta caretta* (Linnaeus, 1758) Loggerhead Turtle

Schedule 2 to the *Threatened Species Conservation Act 1995* is amended by omitting the following matter from under the heading “Animals” and the sub-headings “Vertebrates”, “Reptiles” and “Cheloniidae”:

Caretta caretta (Linnaeus, 1758) Loggerhead Turtle

OFFICIAL NOTICES

Appointments

BOARD OF VOCATIONAL EDUCATION AND TRAINING ACT 1994

Notification of Appointment to the Board

I, JOHN JOSEPH AQUILINA, Minister for Education and Training, in pursuance of section 5 of the Board of Vocational Education and Training Act 1994, appoint Professor Clifford BLAKE as a member of the New South Wales Board of Vocational Education and Training for a term of office commencing on 1 August 2001 and expiring on 31 December 2002.

JOHN AQUILINA, M.P.,
Minister for Education and Training

PARLIAMENTARY REMUNERATION ACT 1989

Instrument of Appointment

PURSUANT to the provision of Clause 1 of Schedule 2 of the Parliamentary Remuneration Act 1989 I appoint the Honourable Justice Roger Patrick BOLAND, a judicial member of the Industrial Relations Commission of New South Wales, as the Parliamentary Remuneration Tribunal for a term of office from 1 October 2001 concluding on 30 September 2003.

Dated this 2nd day of October 2001

(The Honourable Justice) F. L. WRIGHT,
President, Industrial Relations Commission of NSW

PLANT DISEASES ACT 1924

Appointment of Inspector

I, KEVIN PATRICK SHERIDAN, Director-General of the Department of Agriculture, pursuant to Section 11 (1) of the Plant Diseases Act 1924, appoint Fiona Renee STORM as an Inspector for the purposes of the Act.

Dated this 27th day of September 2001.

KEVIN PATRICK SHERIDAN AO,
Director-General,
NSW Department of Agriculture

PLANT DISEASES ACT 1924

Appointment of Inspectors

I, KEVIN PATRICK SHERIDAN, Director General of the Department of Agriculture pursuant to section 11 (1) of the Plant Diseases Act 1924, hereby appoint the following persons as inspectors for the purposes of the Act:

Robert Barry AHERN
Robert Bruce BOWMAN
Michael Timothy CAGNACCI
Robert Lewis DEVONALD
Jeffery William Alexander EVANS
Ian Alexander GERRARD
Harry William KEMP
Keith William OLIVER
David Neil PATTERSON

Terry David RAFFERTY
Gregory John WASSELL
Anne WEBSTER
Christopher James WETHERALL
Pablo Leonardo VAZQUEZ

Dated this 27th day of September 2001

KEVIN PATRICK SHERIDAN AO,
Director-General,
NSW Department of Agriculture

RURAL FIRES ACT 1997

Appointment of Members

Bush Fire Coordinating Committee

I, ROBERT JOHN DEBUS, Minister for Emergency Services, in pursuance of sections 47 (1) (e) and (k) of the Rural Fires Act 1997, appoint the following persons as members of the Bush Fire Coordinating Committee:

Kenneth Roy GALLEN
Alan James BROWN

for the remainder of the five year period expiring on 1 March 2003.

BOB DEBUS, M.P.,
Minister for Emergency Services

RURAL FIRES ACT 1997

Appointment of Members

Rural Fire Service Advisory Council

I, ROBERT JOHN DEBUS, Minister for Emergency Services, in pursuance of sections 123 (1) (c), (e) and (f) of the Rural Fires Act 1997, appoint the following persons as members of the Rural Fire Service Advisory Council:

Kenneth Roy GALLEN
Frank GANNELL
Alan James BROWN

for the remainder of the five year period expiring on 1 March 2003.

BOB DEBUS, M.P.,
Minister for Emergency Services

SYDNEY WATER CATCHMENT MANAGEMENT ACT 1998

Chief Executive Service

Acting Appointment

PURSUANT to the provisions of section 3 (1) of Schedule 2 of the Sydney Water Catchment Management Act 1998, I have appointed Graeme G. HEAD to the position of Acting Chief Executive of the Sydney Catchment Authority with effect from 3 October 2001 until 2 December 2001.

BOB DEBUS, M.P.,
Minister for the Environment

NSW Agriculture

STOCK DISEASES ACT 1923

Notification No. 1665 – OJD

“Rosebank Rosemaine” Quarantine Area – Oberon

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to section 10 of the Stock Diseases Act 1923 (‘the Act’), declare the land described in the Schedule to be a quarantine area on account of the presence or suspected presence of Johnes’s disease in sheep, goats, and deer (other than fallow deer) (“the stock”).

Note: It is an offence under section 20C(1)(c) of the Act to move any of the stock or cause or permit any of the stock to be moved out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or when all of the conditions set out in section 20C(3) are satisfied.

The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the quarantine area shall be as ordered by an inspector.

SCHEDULE

Owner: Janice Larson GENTLE
 County: Westmoreland
 Parish: Kendale
 Land: Lots 1, 3, 4, 7, 63, 64, 65, 66, 123, 158 and 175 in DP 757058
 Lot 2 in DP 801444
 Road Permit 34/48

Dated this 25th day of September 2001.

RICHARD AMERY M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

STOCK DISEASES ACT 1923

Notification No. 1664 – OJD

“Dromoland” Quarantine Area – Burruga

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to section 10 of the Stock Diseases Act 1923 (‘the Act’), declare the land described in the Schedule to be a quarantine area on account of the presence or suspected presence of Johnes’s disease in sheep, goats, and deer (other than fallow deer) (“the stock”).

Note: It is an offence under section 20C(1)(c) of the Act to move any of the stock or cause or permit any of the stock to be moved out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or when all of the conditions set out in section 20C(3) are satisfied.

The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the quarantine area shall be as ordered by an inspector.

SCHEDULE

Owner: Michael Thomas STAPLETON
 County: Georgiana
 Parish: Jeremy
 Land: Lots 30 and 102 and that part of Lot 43 in DP 753036 north of Hintons Road Enclosure Permit 326281 being road north of and through Lot 31 in DP 753036
 Owner: Michael Thomas STAPLETON and Sandra Frances STAPLETON
 County: Georgiana
 Parish: Jeremy
 Land: Lot 31 in DP 753036

Dated this 25th day of September 2001.

RICHARD AMERY M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

PLANT DISEASES ACT 1924

Proclamation [P120]

Proclamation of Black Sigatoka to be a notifiable disease for the purpose of section 10 of the Plant Diseases Act 1924

JAMES JACOB SPIGELMAN, Lieutenant-Governor,
 By delegation of the Governor

I, Professor MARIE BASHIR AC, Governor of the State of New South Wales with the advice of the Executive Council, and pursuant to section 10(2) of the Plant Diseases Act 1924 declare the disease Black Sigatoka (*Mycosphaerella fijiensis* Morelet var. *difformis* Mulder & Stover) to be a disease to which section 10 of the Plant Diseases Act 1924 is applicable.

Note: The New South Wales Department of Agriculture’s reference is P120.

Signed and sealed at Sydney this 26th day of September 2001.

By Her Excellency’s Command

RICHARD AMERY M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

GOD SAVE THE QUEEN!

STOCK DISEASES ACT 1923**ORDER PURSUANT TO SECTION 11A**

I, RICHARD AMERY MP, Minister for Agriculture, make this order pursuant to section 11A of the Stock Diseases Act 1923 and HEREBY declare the whole of New South Wales as a protected area as regard to foot and mouth disease.

Signed this 26th day of September 2001.

RICHARD AMERY M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

STOCK DISEASES ACT 1923**PROCLAMATION PURSUANT TO SECTION 4(1)**

JAMES JACOB SPIGELMAN, Lieutenant-Governor,
By delegation of the Governor

I, Professor Marie Bashir, AC, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia, with the advice of the Executive Council and pursuant to section 4(1) of the Stock Diseases Act 1923 HEREBY declare that foot and mouth disease, being a disease in stock, shall be a disease in respect of which the provisions of the Stock Diseases Act 1923 shall apply.

Signed and sealed at Sydney this 26th day of September 2001.

By Her Excellency's Command

RICHARD AMERY M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

GOD SAVE THE QUEEN!

STOCK DISEASES ACT 1923

Notification No. 1661 – OJD

“Whitefields” Quarantine Area – Galong

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to section 10 of the Stock Diseases Act 1923 (‘the Act’), declare the land described in the Schedule to be a quarantine area on account of the presence or suspected presence of Johne’s disease in sheep, goats, and deer (other than fallow deer) (“the stock”).

Note: It is an offence under section 20C(1)(c) of the Act to move any of the stock or cause or permit any of the stock to be moved out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or when all of the conditions set out in section 20C(3) are satisfied.

The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the quarantine area shall be as ordered by an inspector.

SCHEDULE

Owner: Whitefields Pastoral Co Pty Ltd
County: Harden
Parish: Coppabella
Land: Lot 1 in DP 132005
Lots 24, 25, 26, 45, 46, 71, 84, 85, 113, 136, 140,
166, 177, 178, 188, 193, 210, 264, 266, 279, 280 in
DP 753602
Part Lots 139 and 267 in DP 753602
Owner: Ian Dudley Shaw
County: Harden
Parish: Coppabella
Land: Portions 201 and 250
Owner: Estate Ernest Edward Shaw
County: Harden
Parish: Coppabella
Land: Lot 291 in DP 753602 being conditional lease
116381 Boorowa
Owner: Dudley Parkes Shaw
County: Harden
Town: Galong
Land: Lots 9, 11, 12, 13, 14 and part 10 of Section E in
DP 8477

Dated this 25th day of September 2001.

RICHARD AMERY M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

STOCK DISEASES ACT 1923

Notification No. 1663 – BJD

Nullo Quarantine Area – Rylstone

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to Section 10 of the Stock Diseases Act 1923 (‘the Act’), declare the land described in the following schedule to be a quarantine area on account of the presence or suspected presence of Johne’s disease in cattle, goats, deer, alpaca, llama, camel, buffalo and bison.

Note: It is an offence under section 20C(1)(c) of the Act to move any stock or cause or permit any stock to be moved into or out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or when all of the conditions set out in section 20C(3) are satisfied.

The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the quarantine area shall be as ordered by an inspector.

SCHEDULE

Owner: Terry Anthony ASHCROFT
County: Phillip
Parish: Simpson
Land: Lots 26, 28 and 88 in DP 41161
Lots 45, 48 and 67 in DP 755449
Occupation Permit No. 13687
Road Permit 29/1
Additional Purchase Lease 84/10
Enclosure Permit 50379, through and east of
Lot 88 in DP41161, and through and south-east
of Lot 26 in DP41161

RICHARD AMERY M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

STOCK DISEASES ACT 1923

Notification No. 1666

Revocation of Fisk Cattle Tick Quarantine Area

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to sections 3(2)(a) and 10 of the Stock Diseases Act 1923, revoke Stock Disease Notification No. 1566 published in *Government Gazette* No. 62 of 26 May 2000 at page 4351.

RICHARD AMERY M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

NSW Fisheries

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification — Fishing Closure

I, Edward Obeid, prohibit the taking of fish for sale by all methods of commercial fishing from the waters described in the Schedule of this notification below. This notification will be effective from 1 May 2002 for a period of five (5) years. This notification replaces all other commercial fishing closures currently in force in the waters of Burrill Lake, Lake Brunderee, Lake Conjola, Meroo Lake, Mummuga Lake (also known as Dalmeny Lake), Narrawallee Inlet, St Georges Basin, Tomaga River, Tabourie Lake and Tuross Lake prescribed in the Schedule below.

THE HON EDWARD OBEID OAM, MLC
Minister for Mineral Resources
and Minister for Fisheries

—————
Schedule

Burrill Lake, Lake Brunderee, Lake Conjola, Meroo Lake, Mummuga Lake (also known as Dalmeny Lake), Narrawallee Inlet, St Georges Basin, Tomaga River, Tabourie Lake and Tuross Lake

Waters
The whole of the waters of Burrill Lake and Burrill Lake Entrance Channel, together with all its tributaries, creeks, bays and inlets.
The whole of the waters of Lake Brunderee, together with all its tributaries, creeks, bays and inlets.
That whole of the waters of Lake Conjola, together with all its tributaries, creeks, bays and inlets.
The whole of the waters of Meroo Lake, together with all its tributaries, creeks, bays and inlets.
The whole of the waters of Mummuga Lake (also known as Dalmeny Lake), together with all its tributaries, creeks, bays and inlets.
The whole of the waters of Narrawallee Inlet, together with all its tributaries, creeks, and bays.
The whole of the waters of St Georges Basin, together with all its tributaries, creeks, bays and inlets.
The whole of the waters of Tomaga River, together with all its tributaries, creeks, bays and inlets.
The whole of the waters of Tabourie Lake, together with all its tributaries, creeks, bays and inlets.
The whole of the waters of Tuross Lake, together with all its tributaries, creeks, bays and inlets.

Department of Land and Water Conservation

Land Conservation

ARMIDALE OFFICE
Department of Land and Water Conservation
108 Faulkner Street, Armidale, NSW 2350
Phone: (02) 6772 5488 Fax (02) 6771 5348

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedules hereunder are appointed, for the term of office specified thereunder, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedules.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Thomas Edward GRILLS (new member), Warren John McCOWEN (new member).	Guyra War Memorial Hall Trust.	Reserve No.: 87995. Public Purpose: War Memorial. Notified: 6 November 1970. Locality: Guyra. File No.: AE80 R 13.

Term of Office

For a term commencing the date of this notice and expiring 31 December 2002.

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Sandra Marion STODDART (new member), John Godby WESTON (new member).	Armidale Showground Reserve Trust.	Reserve No.: 110029. Public Purpose: Showground. Notified: 22 December 1989. Locality: Armidale Airport. Dedication No.: 510024. Public Purpose: Showground. Notified: 30 November 1877. Locality: Armidale. File No.: AE81 R 5.

Term of Office

For a term commencing the date of this notice and expiring 31 December 2005.

GOULBURN OFFICE
Department of Land and Water Conservation
159 Auburn Street (PO Box 748), Goulburn, NSW 2580
Phone: (02) 4828 6725 Fax: (02) 4828 6730

ERRATUM

IN the notice appearing in the NSW *Government Gazette* No. 39, Folio 8297,, dated 28 September 2001, under the heading Notification of Closing of a Road, delete "being Folio Identifier 1/1033542 and insert "Not being land under Real Property Act". File No.: GB01 H 153.

GRAFTON OFFICE
Department of Land and Water Conservation
76 Victoria Street (Locked Bag 10), Grafton, NSW 2460
Phone: (02) 6640 2000 Fax: (02) 6640 2035

**ESTABLISHMENT OF A RESERVE TRUST AND
 APPOINTMENT OF CORPORATION TO MANAGE
 RESERVE TRUST**

PURSUANT to section 92 (1) of the Crown Lands Act 1989, the reserve trust specified in Column 2 of the Schedule is established under the name stated in that Column and is appointed as trustee of the reserves specified in Column 1 of the Schedule.

PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 3 of the Schedule is appointed to manage the affairs of the reserve trust specified in Column 2.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Reserve No. R48181 for the public purpose of Council Chambers site, notified 9 October 1912, at Coraki.	Reserve 48181 and 57339 Reserve Trust.	Richmond Valley Council.
	Reserve No. 57339 for the public purpose of Shire Council Chambers, notified 25 July 1924, at Coraki.	
	Commencing this day.	
	File No.: GF00 R 33 and 35.	

MAITLAND OFFICE
Department of Land and Water Conservation
Newcastle Road (PO Box 6), East Maitland, NSW 2323
Phone: (02) 4934 2280 Fax: (02) 4934 2252

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

Description

Parish — Kahibah;
County — Northumberland;
Land District — Newcastle;
Local Government Area — Lake Macquarie.

Road Closed: Lot 1, DP 1016911 at Marks Point (not being land under the Real Property Act).

File No.: MD98 H 152.

Note: On closing, the land within Lot 1, DP 1016911 will remain land vested in the Crown as Crown Land.

NOWRA OFFICE
Department of Land and Water Conservation
64 North Street (PO Box 309), Nowra, NSW 2541
Phone: (02) 4423 0122 Fax: (02) 4423 3011

**APPOINTMENT OF ADMINISTRATOR TO
MANAGE A RESERVE TRUST**

PURSUANT to section 117 of the Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder is appointed as administrator for the term also specified thereunder, of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

—————
SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Andrew McANESPIE, Land Access Manager, Sydney/South Coast Region, Department of Land and Water Conservation.	Bulli Pass Scenic Reserve Trust.	Reserve No.: 67711. Public Purpose: Public recreation. Notified: 1 July 1938. Locality: Bulli Pass. File No.: NA82 R 137.

Term of Office

For a term of three months commencing this day.

ORANGE OFFICE
Department of Land and Water Conservation
92 Kite Street (PO Box 2146), Orange, NSW 2800
Phone: (02) 6393 4300 Fax: (02) 6362 3896

NOTIFICATION OF CLOSING OF A ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder specified is closed and the road ceases to be public road and the rights of passage and access that previously existed in relation to the road are extinguished.

RICHARD AMERY, M.P.,
 Minister for Land and Water Conservation

Description

Land District — Molong;
Shire — Cabonne.

Road Closed: Lot 1 in DP 1032849 square metres, Town of Manildra, Parish of Dulladerry, County of Ashburnham (not being land under the Real Property Act).

File No.: OE00 H 186.

Note: On closing, title for the land comprised in Lot 1 in DP 1032849 remains vested in the Cabonne Shire Council as operational land.

Council reference: 29.0008.26.

CROWN LANDS ACT 1989

Appointments

THE following appointments are hereby notified:

LAND BOARD

BLAYNEY

COONABARABRAN

COONAMBLE

ORANGE

MEMBERS

David Murray HOADLEY
 Robert John THOMPSON

Eugene SULLIVAN
 Warwick John KNIGHT

Ian Leslie KELLY

Owen Rueben SCHWILK
 David Alfred READ

Term of Office

For a term commencing on the 1 July 2001 and expiring on the 31 December 2001.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown public roads specified in Schedule 1 are transferred to the Roads Authority specified in Schedule 2, hereunder, as from the date of publication of this notice and as from that date, the roads specified in Schedule 1 cease to be Crown public roads.

RICHARD AMERY, M.P.,
 Minister for Land and Water Conservation

SCHEDULE 1

Crown public road 20.115 metres wide separating Lot 1 in DP 383000 and Lot 79 in DP 750145 from Lot 7016 in DP 1020716, Town and Parish of Cargo, County of Ashburnham.

SCHEDULE 2

Road Authority: Cabonne Shire Council.

Council Reference: 29.0012.16.

File No.: OE01 H 303.

SYDNEY METROPOLITAN OFFICE
Department of Land and Water Conservation
Level 12, Macquarie Tower, 10 Valentine Avenue, Parramatta, NSW 2150
(PO Box 3935), Parramatta, NSW 2124
Phone: (02) 9895 7503 Fax: (02) 9895 6227

NOTIFICATION OF CLOSING OF ROADS

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder specified are closed and the roads cease to be public roads and the rights of passage and access that previously existed in relation to the roads are extinguished.

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

—
Descriptions

Land District — Metropolitan;
L.G.A. — Pittwater.

Lot 100, DP 1033901 at Narrabeen, Parish Narrabeen (Sheet 4), County Cumberland (being land in CT Vol. 3152, Folio 23).

File No.: MN01 H 66.

Note: On closing, title for the land in Lot 100 remains vested in Pittwater Council as operational land.

—
Land District — Metropolitan;
L.G.A. — Hornsby.

Lot 1, DP 1032294 at Hornsby Heights, Parish South Colah (Sheet 3), County Cumberland (not being land under the Real Property Act).

File No.: MN01 H 35.

Note: [1] On closing, title for the land in Lot 1 remains vested in Hornsby Shire Council as operational land.

[2] The road is closed subject to the easement for water supply purposes shown in DP 1032294.

TAREE OFFICE
Department of Land and Water Conservation
102-112 Victoria Street (PO Box 440), Taree, NSW 2430
Phone: (02) 6552 2788 Fax: (02) 6552 2816

ROADS ACT 1993**ORDER**

Transfer of Crown Road to a Council

IN pursuance of the provisions of section 151 of the Act, the Crown road specified in Schedule 1 is transferred to the roads authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE 1

The Crown public road being that part of Peverill Street between the western alignment of Claxton Street and the western alignment of Burdett Street as well as that part of Burdett Street in a northerly direction from Peverill Street for a distance of 125 metres from the northern alignment of Peverill Street at Tinonee.

SCHEDULE 2

Roads Authority: Greater Taree City Council.
 File No: TE01 H 135.

ERRATUM

IN the notice appearing in *Government Gazette* No. 143, Folio 7946, dated 21 September 2001, regarding Transfer of Crown Road to Council at Coolongolook, the last mentioned DP should read DP 1000688 and not DP 100688.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93, Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedules hereunder are appointed, for the terms of office specified thereunder, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedules.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Henry Arthur BAKEWELL, Kenneth Charles MALPASS, Lyle Alfred TURNER (reappointment).	Mount George Recreation Reserve Trust.	Reserve No.: 98140. Public Purpose: Public recreation. Notified: 24 April 1986. Locality: Mount George. File No.: TE80 R 55.

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Beatrice Estelle BATTLE (new member), Kevin Edwin BOOTH, Heather Janette COOK, Robert Eric FRASER, Alan GRIFFIN, Kenneth Charles McCARTHY (reappointment).	Gladstone Recreation and Racecourse Reserve Trust.	Reserve No.: 610030. Public Purpose: Racecourse and public recreation. Notified: 22 January 1886. Locality: Gladstone. File No.: TE79 R 38.

Term of Office

For a term commencing 11 October 2001 and expiring 10 October 2006.

**DRAFT ASSESSMENT OF LAND UNDER PART 3
 OF THE CROWN LANDS ACT 1989 AND CROWN
 LANDS REGULATION 1995**

THE Minister for Land and Water Conservation has prepared a draft land assessment for the Crown Land described hereunder.

Inspection of this draft assessment can be made at the Department of Land and Water Conservation, 102-112 Victoria Street, Taree and at the Offices of Hastings Council during normal business hours.

Representations are invited from the public on the draft assessment. These may be made in writing for a period commencing from 5 October 2001 to 5 November 2001 and should be sent to the Manager, Resource Knowledge (North Coast), Department of Land and Water Conservation, PO Box 440, Taree 2430. Telephone enquiries should be directed to Mr Bob Birse on (02) 6552 2788.

RICHARD AMERY, M.P.,
 Minister for Land and Water Conservation
 and Minister for Agriculture

Description

2.075 hectares being Lot 100, DP 863973 at Port Macquarie, Parish and County of Macquarie.

Reason: To determine appropriate future land use and management options of the Crown Land being Lot 100, DP 863973, Tulloch Road, Port Macquarie.

Contact Officer: Mr Bob Birse.

File No.: TE89 H 108.

Water Conservation

WATER ACT 1912

AN application under Part 2 of the Water Act 1912, being within a proclaimed (declared) local area under section 5 (4) of the Act.

An application for a licence under section 10 of Part 2 of the Water Act 1912, has been received as follows:

Barwon/Darling River Valley

TANDOU LIMITED for seven diversion pipes and regulators on Redbank Creek on part Lot 3345/765601, Parish of Mitta, County of Menindee and two diversion channels on Lake Tandou on part Lot 3345/765601, Parish of Mitta, County of Menindee and part Lot 2125/764067, Parish of Bintullia, County of Menindee, for augmentation of water supply to Lake Nettlegoe and irrigation (replacement licence due additional works — no increase in irrigated area) (Reference: 60SL85299) (GA2:499487).

Any enquiries regarding the above should be directed to the undersigned (telephone: [03] 5021 9400).

Written objections to the application specifying the grounds thereof may be made by any statutory authority or a local occupier within the proclaimed area and must be lodged at the Department's Office at Buronga within twenty-eight (28) days of the date of this publication.

D. KERNEBONE,
A/Senior Natural Resource Project Officer,
Murray Region.

Department of Land and Water Conservation,
PO Box 363, Buronga, NSW 2739.

WATER ACT 1912

AN application under Part 8, being within a proclaimed (declared) local area under section 5 (4) of the Water Act 1912.

An application for an approval of controlled works under section 167, within the proclaimed (declared) local areas described hereunder, has been received from:

Macquarie River Valley

Graham Francis LITTLEWOOD for 2 levees on an unnamed watercourse and Burrill Creek, Lot 7, DP 665062, Lot 76, DP 754001 and roads, Parish of Mickibri, County of Kennedy, for the prevention of inundation of lands by floodwaters (new approval) (Reference: 80CW809642).

Written objections to the application specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local (declared) area and must be lodged with the Departments Regional Office at Dubbo, by 2 November 2001, as prescribed by the Act.

APPLICATIONS under Part 2, within proclaimed (declared) local areas under section 5 (4) of the Water Act 1912.

Applications for licences under section 10 for works within a proclaimed (declared) local area as generally described hereunder have been received from:

Macquarie River Valley

Larry Edwin SAYERS and Therese Marie SAYERS for a pump on the Macquarie River, Lot 2, DP 871453, Parish of Egelabra, County of Oxley, for water supply for stock and domestic purposes and irrigation of 25.875 hectares (lucerne) (replacing and combining existing entitlements by way of permanent transfer) (Reference: 80SL95924).

Castlereagh River Valley

Garry William ZELL and OTHERS for a pump on the Castlereagh River, Crown Land fronting Lot 52, DP 754247, Parish of Quonmoona, County of Leichhardt, for water supply for stock and domestic purposes (replacement licence) (Reference: 80SL95923) (GA2:311298).

Written objections to the applications specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local (declared) area and must be lodged with the Departments Regional Office at Dubbo, within twenty-eight (28) days as prescribed by the Act.

Any inquiries regarding the above should be directed to the undersigned (telephone: 6884 2560).

FRED HUNDY,
Water Access Manager,
Macquarie.

Department of Land and Water Conservation,
PO Box 717, Dubbo, NSW 2830.

WATER ACT 1912

AN application for a licence under Part 2 of the Water Act 1912, being within a proclaimed (declared) local area under section 5 (4) of the Act.

An application for a licence under section 10 of Part 2 of the Water Act 1912, has been received as follows:

Lachlan River Valley

FRANK LOPRESTI INVESTMENTS P/L for 2 pumps on Belubula River on Part Lot 62, DP 750356, Parish of Bangaroo, County of Bathurst, for water supply for stock and domestic purposes and irrigation of 47.67 hectares (new licence — splitting existing entitlement) (Reference: 70SL090748) (GA2:494358).

Written objections specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local area whose interests may be effected must be lodged with the Department within twenty-eight (28) days of the date of this publication as prescribed by the Act.

DAVID THOMAS,
A/Senior Natural Resource Officer,
Central West Region.

Department of Land and Water Conservation,
PO Box 136, Forbes, NSW 2871,
telephone: (02) 6852 1222.

WATER ACT 1912

AN application under Part 2 within a proclaimed (declared) local area under section 5 (4) of the Water Act 1912.

An application for a licence under section 10 for works within a proclaimed (declared) local area as generally described hereunder has been received from:

Murrumbidgee Valley

NILS TAUBE LIMITED for an earthen bywash dam on an Bobbara Flat Creek, Lot 1, DP 251428, Parish of Harden, County of Harden, for the conservation of water for stock watering purposes (new licence) (Reference: 40SL70714).

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 6953 0700).

Formal objections to the application specifying the grounds thereof, may be made by any statutory authority or a local occupier within the proclaimed area and must be lodged with the Department at Leeton within the twenty-eight (28) days as fixed by the Act.

S. F. WEBB,
Resource Access Manager,
Murrumbidgee Region.

Department of Land and Water Conservation,
PO Box 156, Leeton, NSW 2705.

WATER ACT 1912

APPLICATIONS for licences under Part 5 of the Water Act 1912, as amended, has been received as follows:

Murrumbidgee Valley

Alois Josef LUSTENBERGER and Margot Lynne LUSTENBERGER for a bore on Lot 1, DP 814135, Parish of Nanima, County of Murray, for a water supply for stock watering and the irrigation of 20 hectares (vines and hay crops) (replacement license — upgrade of existing licence) (Reference: 40BL188320).

Allan Stuart PANKHURST for a bore on Lot 2, DP 701336, Parish of Wallaroo, County of Murray, for a water supply for stock watering, domestic purposes and the irrigation of 8 hectares (vines) (new licence) (Reference: 40BL188399).

Victor James PAYNE for a bore on Lots 1-5, DP 715579, Parish of Wood, County of Wynyard, for a water supply for the irrigation of 16 hectares (blueberries) (new licence) (Reference: 40BL188398).

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 2 November 2001, as prescribed by the Act.

S. F. WEBB,
Resource Access Manager,
Murrumbidgee Region.

Department of Land and Water Conservation,
PO Box 156, Leeton, NSW 2705.

WATER ACT 1912

APPLICATIONS for licences under the section 10 of Part 2 of the Water Act 1912, as amended, has been received as follows:

Robert FLETCHER and Jayne FLETCHER for a pump on Wollondilly River being 10/771428, Parish of Mummel, County of Argyle, for water supply for stock and domestic purposes (new licence) (Reference: 10SL56304) (GA2:493025) (Lodged under the 1998 NSW Water Amnesty).

John JERVIS and Venita JERVIS for a pump on Wollondilly River being 33/750014, Parish of Eden Forest, County of Argyle, for the Irrigation of 18.0 hectares (fruit, vegetables and cut flowers) (new licence) (Reference: 10SL55840) (GA2:493024) (Lodged under the 1998 NSW Water Amnesty).

Written objections specifying grounds thereof must be lodged with the Department within twenty-eight (28) days of the date of this publication as prescribed by the Act.

Natural Resource Project Officer,
Sydney/South Coast Region.

Department of Land and Water Conservation,
PO Box 3935, Parramatta, NSW 2124.

WATER ACT 1912

APPLICATIONS under Part 2, being within a proclaimed (declared) local area under section 10 of the Water Act 1912, as amended.

Applications for licences within the proclaimed local area as generally described hereunder has been received as follows:

Namoi River Valley

Alastair Laurence HAIRE and Carrie Lynn HAIRE for a pump on an unnamed watercourse (locally known as Pian Cutting), on Portion 61/753963, Parish of Weeta Waa, County of Jamison, for water supply for stock (5 megalitres) and irrigation (246 megalitres) (this is a replacement licence due to the amalgamation of 90SL050289 and 90SL100242 — Krui and Wilgamere licences respectively) (L.O. Papers: 90SL100570)(GA2:493674).

Gwydir River Valley

COOMA LANDS PTY LTD for a diversion channel and four pumps on the Gwydir River on Part Lot 7/751757, Parish of Bullerana, County of Courallie, for irrigation of 810 hectares (cotton) (replacement licence due to the inclusion of an additional pump, whose operation will be governed by a special condition due to the commitment on the South Arm, below Tyreel Weir) (Reference: 90SL100573) (GA2:493675).

Written objections to the applications specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed (declared) area, whose interest may be affected and must be lodged with the Department's Manager, Resource Access, Tamworth, within twenty-eight (28) days as specified in the Act

Geoff Cameron,
Manager,
Resource Access.

Department of Land and Water Conservation,
PO Box 550, Tamworth, NSW 2340.

Department of Mineral Resources

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T01-0194)

No. 1812, MONARO MINERALS NL (ACN 090 947 452), area of 1 unit, for Group 1, 2 and 5 minerals, dated 25 September, 2001. (Sydney Mining Division).

(T01-0195)

No. 1813, ELEPHANT MINES PTY LIMITED (ACN 097 799 025), area of 8 units, for Group 1 minerals, dated 26 September, 2001. (Sydney Mining Division).

(T01-0196)

No. 1814, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 82 units, for Group 1 minerals, dated 28 September, 2001. (Orange Mining Division).

MINING LEASE APPLICATION

(C01-0455)

No. 187, BHP STEEL (AIS) PTY. LTD. (ACN 000 019 625), area of about 43.8 hectares, to mine for coal, dated 27 September, 2001. (Sydney Mining Division).

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications have been granted:

MINING LEASE APPLICATION

(C01-0442)

Singleton No. 185, now Mining Lease No. 1494 (Act 1992), SAXONVALE COAL PTY LIMITED (ACN 003 526 467) and NIPPON STEEL AUSTRALIA PTY LIMITED (ACN 001 445 049), Parish of Vere, County of Northumberland, Map Sheet (9132-4-S), area of 5.71 hectares, to mine for coal, dated 21 September, 2001, for a term until 20 September, 2006.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications have been refused:

EXPLORATION LICENCE APPLICATION

(T01-0169)

No. 1804, Devon ROBERTS, County of Yancowinna, Map Sheet (7133, 7134). Refusal took effect on 10 September, 2001.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications for renewal have been received:

(T96-1160)

Exploration Licence No. 5142, MICHELAGO LIMITED (ACN 057 816 609), area of 8 units. Application for renewal received 26 September, 2001.

(T99-0081)

Exploration Licence No. 5644, STRAITS EXPLORATION (AUSTRALIA) PTY LTD (ACN 061 614 695), area of 50 units. Application for renewal received 24 September, 2001.

(T99-0739)

Mineral Lease No. 5734 (Act 1906), George BAUST, area of 24.28 hectares. Application for renewal received 21 September, 2001.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(M81-0581)

Authorisation No. 339, IDEMITSU BOGGABRI COAL PTY. LIMITED, County of Nandewar, Map Sheet (8936), area of 890 hectares, for a further term until 11 April, 2006. Renewal effective on and from 19 September, 2001.

(T80-1331)

Exploration Licence No. 1590, GOLDFIELDS EXPLORATION PTY LIMITED (ACN 067 813 932) and NORTH GOLD (WA) LTD (ACN 004 258 879), Counties of Bland and Gipps, Map Sheet (8330), area of 24 units, for a further term until 12 March, 2003. Renewal effective on and from 20 September, 2001.

(T92-0436)

Exploration Licence No. 4512, NEWCREST MINING LIMITED (ACN 005 683 625), DOWMILL PTY LIMITED (ACN 002 329 615) AND NOSEBI MINING & MANAGEMENT PTY LTD (ACN 002 516 109), County of Cunningham, Map Sheet (8431, 8432), area of 54 units, for a further term until 1 June, 2003. Renewal effective on and from 21 September, 2001.

(T93-0778)

Exploration Licence No. 4622, GOLDRAP PTY LTD (ACN 059 731 636), County of Parry, Map Sheet (9135), area of 6 units, for a further term until 29 November, 2002. Renewal effective on and from 20 September, 2001.

(T94-0354)

Exploration Licence No. 4831, Raymond Noel Ronald ANDREWS and Joseph Roy TERP, County of Hawes, Map Sheet (9235, 9335), area of 5 units, for a further term until 30 April, 2003. Renewal effective on and from 20 September, 2001.

(T96-1184)

Exploration Licence No. 5188, GOLDFIELDS EXPLORATION PTY LIMITED (ACN 067 813 932), Map Sheet (8533), area of 8 units, for a further term until 16 January, 2003. Renewal effective on and from 29 August, 2001.

(T98-1224)

Exploration Licence No. 5576, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), Counties of Cunningham and Kennedy, Map Sheet (8332), area of 16 units, for a further term until 3 June, 2003. Renewal effective on and from 21 September, 2001.

(T96-0155)

Mining Lease No. 454 (Act 1973), HYROCK PTY LIMITED (ACN 000 561 311), Parish of Ponsonby, County of Bathurst, Map Sheet (8830-4-N), area of 7.27 hectares, for a further term until 21 June, 2019. Renewal effective on and from 24 September, 2001.

(T98-0479)

Mining Lease No. 748 (Act 1973), Harold Keith COOPER, Parish of Mogendoura, County of St Vincent, Map Sheet (8926-3-N, 8926-3-S), area of 44.09 hectares, for a further term until 26 June, 2021. Renewal effective on and from 24 September, 2001.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

REFUSAL OF APPLICATION FOR RENEWAL

NOTICE is given that the application for renewal in respect of the following authority has been refused:

(T97-1103)

Exploration Licence No. 5333, Christopher Colin BAKER, Counties of Beresford and Wallace, Map Sheet (8725), area of 24 units. The authority ceased to have effect on 19 September, 2001.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

NOTICE is given that the following authorities have been cancelled:

(T00-0180)

Exploration Licence No. 5835, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), County of Ashburnham, Map Sheet (8631), area of 4 units. Cancellation took effect on 20 September, 2001.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

PART CANCELLATIONS

NOTICE is given that the following authorities have been cancelled in part:

(T99-0664)

Mining Lease No. 1391 (Act 1992), RZM PTY. LTD (ACN 001 242 397), Parishes of Barraganyatti and Clybucca, County of Dudley, Map Sheet (9436-2-S).

Description of area cancelled:

An area of 52.44 hectares. For further information contact Titles Branch.

Part cancellation took effect on 27 September, 2001.

The authority now embraces an area of 51.66 hectares.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

TRANSFER OF PART OF AN AUTHORITY

(C99-0952)

Mining Lease No. 1399 (Act 1992), held by NEW WALLSEND COAL PTY LIMITED (ACN 086 238 593) has been transferred in part TO OCEANIC COAL AUSTRALIA LIMITED (ACN 003 856 782), KOKAN KOGYO (AUSTRALIA) PTY LIMITED (ACN 007 294 117), MARUBENI COAL PTY LIMITED (ACN 009 932 236) and OCAL MACQUARIE PTY LIMITED (ACN 054 532 884). The transfer was registered on 12 September, 2001.

Pursuant to Section 123 of the Mining Act 1992:

- (1) Mining Lease No. 1399 (Act 1992) has been cancelled as to the area transferred; and
- (2) Mining Lease No. 1459 (Act 1992) has been granted to OCEANIC COAL AUSTRALIA LIMITED (ACN 003 856 782), KOKAN KOGYO (AUSTRALIA) PTY LIMITED (ACN 007 294 117), MARUBENI COAL PTY LIMITED (ACN 009 932 236) AND OCAL MACQUARIE PTY LIMITED (ACN 054 532 884) over the area transferred for a period until 23 July, 2017.

Description of area part transferred

An area of about 13.4 hectares, Parishes of Kahibah and Teralba, County of Northumberland. For further information contact Titles Branch.

(C99-0349)

Consolidated Coal Lease No. 718 (Act 1973), held by KOKAN KOGYO (AUSTRALIA) PTY LIMITED (ACN 007 294 117), MARUBENI COAL PTY LIMITED (ACN 009 932 236), OCAL MACQUARIE PTY LIMITED (ACN 054 532 884) and OCEANIC COAL AUSTRALIA LIMITED (ACN 003 856 782) has been transferred in part to NEW WALLSEND COAL PTY LIMITED (ACN 086 238 593). The transfer was registered on 12 September, 2001.

Pursuant to Section 123 of the Mining Act 1992:

- (1) Consolidated Coal Lease No. 718 (Act 1973) has been cancelled as to the area transferred; and
- (2) Mining Lease No. 1460 (Act 1992) has been granted to NEW WALLSEND COAL PTY LIMITED (ACN 086 238 593) over the area transferred for a period until 13 November, 2010.

Description of area part transferred

An area of about 9000 square metres, Parish of Teralba, County of Northumberland. For further information contact Titles Branch.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

EXPIRIES

Mining Lease No. 879 (Act 1973), David John PASCOE, Parish of Albert, County of Yancowinna. This title expired on 30 September, 2001.

Mining Purposes Lease No. 281 (Act 1973), David John PASCOE, Parish of Albert, County of Yancowinna. This title expired on 30 September, 2001.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

Department of Urban Affairs and Planning

Baulkham Hills Local Environmental Plan 1991 (Amendment No 96)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(P01/00133/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Baulkham Hills Local Environmental Plan 1991 (Amendment No 96)

Baulkham Hills Local Environmental Plan 1991 (Amendment No 96)

1 Name of plan

This plan is *Baulkham Hills Local Environmental Plan 1991 (Amendment No 96)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from the Residential 2 (a) Zone to the General Business 3 (a) Zone under *Baulkham Hills Local Environmental Plan 1991* so as to enable the development of the land for commercial purposes.

3 Land to which plan applies

This plan applies to Nos 4–6 Campbell Street, Northmead (Lot 2, DP 340789 and Lot B, DP 327481), as shown edged heavy black on the map marked “Baulkham Hills Local Environmental Plan 1991 (Amendment No 96)” deposited in the office of Baulkham Hills Council.

4 Amendment of Baulkham Hills Local Environmental Plan 1991

Baulkham Hills Local Environmental Plan 1991 is amended by inserting in appropriate order in the definition of *the map* in clause 5 (1) the following words:

Baulkham Hills Local Environmental Plan 1991 (Amendment No 96)

Byron Local Environmental Plan 1988 (Amendment No 95)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(G01/00016/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Byron Local Environmental Plan 1988 (Amendment No 95)

Byron Local Environmental Plan 1988 (Amendment No 95)

1 Name of plan

This plan is *Byron Local Environmental Plan 1988 (Amendment No 95)*.

2 Aims of plan

This plan aims to amend Schedule 7 to *Byron Local Environmental Plan 1988* so as to allow, with Byron Shire Council's consent, the erection of a dwelling-house on the land to which this plan applies.

3 Land to which plan applies

This plan applies to Lot 20, DP 877915, Pacific Highway, Coorabell, as shown edged heavy black on the map marked "Byron Local Environmental Plan 1988 (Amendment No 95)" deposited in the office of Byron Shire Council.

4 Amendment of Byron Local Environmental Plan 1988

Byron Local Environmental Plan 1988 is amended by inserting in Schedule 7 in appropriate order the following item:

31 Lot 20, DP 877915.

Cessnock Local Environmental Plan 1989 (Amendment No 76)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(N01/00087/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Cessnock Local Environmental Plan 1989 (Amendment No 76)

Cessnock Local Environmental Plan 1989 (Amendment No 76)

1 Name of plan

This plan is *Cessnock Local Environmental Plan 1989 (Amendment No 76)*.

2 Aims of plan

The aim of this plan is to permit, with the consent of Cessnock City Council, the commercial use of existing premises having due regard for the heritage value of the building.

3 Land to which plan applies

This plan applies to land within the City of Cessnock, being corner Lot A, DP 340739, No 84 Lang Street, Kurri Kurri, Parish of Heddon and County of Northumberland.

4 Amendment of Cessnock Local Environmental Plan 1989

Cessnock Local Environmental Plan 1989 is amended by inserting after item 14 in Schedule 3 the following item:

15 Former Bickmore's Store—corner Lot A, DP 340739, No 84 Lang Street, Kurri Kurri

Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(G01/00027/PC; 2291)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)

Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)

1 Name of plan

This plan is *Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)*.

2 Aims of plan

- (1) This plan aims to reclassify the public land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993*.
- (2) This plan incidentally makes more extensive provisions in *Coffs Harbour City Local Environmental Plan 2000* for the classification or reclassification of public land as operational land as a consequence of major changes to the statutory scheme in section 30 (Reclassification of community land as operational) of the *Local Government Act 1993*.
- (3) This plan also omits land descriptions of operational land from Schedule 4 to *Coffs Harbour City Local Environmental Plan 2000* which are now spent.

3 Land to which plan applies

This plan applies:

- (a) to Lot 81, DP 773096, Linden Avenue, Boambee East, and
- (b) to so much of Lot 466, DP 793636, Sunrise Drive, Boambee East, as is shown edged heavy black on the map marked "Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)" deposited in the office of Coffs Harbour City Council.

4 Amendment of Coffs Harbour City Local Environmental Plan 2000

Coffs Harbour City Local Environmental Plan 2000 is amended as set out in Schedule 1.

Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 19

Omit the clause. Insert instead:

19 Classification and reclassification of public land as operational land

Objective of provision

To classify or reclassify Council land for operational purposes.

- (1) The public land described in Schedule 4 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*.
- (2) Land described in Columns 1 and 2 of Schedule 4, to the extent (if any) that it is a public reserve, ceases to be a public reserve on the commencement of the relevant amending plan and, by the operation of that plan, is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land except those (if any) specified opposite the land in Column 3 of Schedule 4.
- (3) In this clause, *the relevant amending plan*, in relation to land described in Schedule 4, means the local environmental plan cited at the end of the description of the land.
- (4) Before the relevant amending plan inserted a description of land into Schedule 4, the Governor approved of subclause (2) applying to the land.

Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)

Schedule 1 Amendments

[2] Schedule 4

Omit the Schedule. Insert instead:

Schedule 4 Classification and reclassification of public land as operational land
(Clause 19)

Column 1	Column 2	Column 3
Locality	Description	Trusts etc not discharged
Boambee East		
Linden Avenue	Lot 81, DP 773096— <i>Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)</i>	Nil.
Sunrise Drive	So much of Lot 466, DP 793636 as is shown edged heavy black on the map marked “Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)”— <i>Coffs Harbour City Local Environmental Plan 2000 (Amendment No 11)</i>	Nil.

Coffs Harbour City Local Environmental Plan 2000 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G01/00045/PC; 1588)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Coffs Harbour City Local Environmental Plan 2000 (Amendment No 12)

Coffs Harbour City Local Environmental Plan 2000 (Amendment No 12)

1 Name of plan

This plan is *Coffs Harbour City Local Environmental Plan 2000 (Amendment No 12)*.

2 Aims of plan

This plan aims to reclassify the public land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993*.

3 Land to which plan applies

This plan applies to so much of Lot 1, DP 861864 that is south of Stadium Drive, Coffs Harbour.

4 Amendment of Coffs Harbour City Local Environmental Plan 2000

Coffs Harbour City Local Environmental Plan 2000 is amended by inserting in Schedule 4 in alphabetical order of locality the following matter:

Coffs Harbour

Stadium Drive	So much of Lot 1, DP 861864 that is south of Stadium Drive, Coffs Harbour— <i>Coffs Harbour City Local Environmental Plan 2000 (Amendment No 12)</i>	Nil.
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ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**GOSFORD LOCAL ENVIRONMENTAL PLAN No. 418**

I, the Minister for Urban Affairs and Planning, in pursuance of section 70 of the Environmental Planning and Assessment Act 1979, make the local environmental plan set out hereunder. (N99/00068/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning.

Sydney, 24 September 2001

Citation

1. This plan may be cited as Gosford Local Environmental Plan No. 418.

Aims, objectives, etc.

2. This plan aims to enable, with the consent of Gosford City Council, the subdivision of the land to which this plan applies.

Land to which plan applies

3. This plan applies to Lot 217, DP 755251, Crystal Avenue, Pearl Beach, as shown edged heavy black on the map marked "Gosford Local Environmental Plan No. 418" deposited in the office of the Council of the City of Gosford.

Relationship to other environmental planning instruments

4. This plan amends Interim Development Order No. 122 – Gosford in the manner set out in clause 5.

Amendment of Interim Development Order No. 122 – Gosford

5. Interim Development Order No. 122 – Gosford is amended:
 - (a) by inserting in appropriate order at the end of the definition of I.D.C Map in clause 3 (1) the following words:

Gosford Local Environmental Plan No. 418.
 - (b) by inserting in appropriate order the following clause:

Development of certain land – Crystal Avenue, Pearl Beach

100C. (1) This clause applies to land, being Lot 217, DP 755251, Crystal Avenue, Pearl Beach, as shown edged heavy black on the map marked "Gosford Local Environmental Plan No. 418" deposited in the office of the Council.

(2) Despite any other provision of this Order, a person may, with the consent of the Council, subdivide into 2 allotments so much of the land to which this clause applies as is shown edged with a broken line on the map marked "Gosford Local Environmental Plan No. 418".

(3) The Council may grant consent in pursuance of this clause only if so much of the land to which this clause applies as is within Zone No. 6 (b) is dedicated as a public reserve,

Hastings Local Environmental Plan 2001 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(G00/00208/S69; E.350.10.317)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Hastings Local Environmental Plan 2001 (Amendment No 1)

Hastings Local Environmental Plan 2001 (Amendment No 1)

1 Name of plan

This plan is *Hastings Local Environmental Plan 2001 (Amendment No 1)*.

2 Aims of plan

This plan aims to allow, with the consent of Hastings Council, subdivision of the land to which this plan applies so as to create allotments with a minimum area of 700 square metres.

3 Land to which plan applies

This plan applies to part of Lot 11, DP 1022105, Kingfisher Road, Port Macquarie, as shown edged heavy black and with a vertical stipple on the map marked "Hastings Local Environmental Plan 2001 (Amendment No 1)" deposited in the office of Hastings Council.

4 Amendment of Hastings Local Environmental Plan 2001

Hastings Local Environmental Plan 2001 is amended:

- (a) by inserting at the end of Schedule 3 under the headings of "**Land**" and "**Additional development permitted**", respectively, the following matter:

Part of Lot 11, DP 1022105, Kingfisher Road, Port Macquarie, as shown edged heavy black and with a vertical stipple on the map marked "Hastings Local Environmental Plan 2001 (Amendment No 1)"	Subdivision creating allotments with a minimum area of 700 m ²
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- (b) by inserting in appropriate order in Part 2 of Schedule 6 the following words:

Hastings Local Environmental Plan 2001 (Amendment No 1)

Nambucca Local Environmental Plan 1995 (Amendment No 38)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(G00/00195/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Nambucca Local Environmental Plan 1995 (Amendment No 38)

Nambucca Local Environmental Plan 1995 (Amendment No 38)

1 Name of plan

This plan is *Nambucca Local Environmental Plan 1995 (Amendment No 38)*.

2 Aims of plan

This plan aims to amend *Nambucca Local Environmental Plan 1995* so as:

- (a) to reclassify the land to which this plan applies from community to operational land within the meaning of the *Local Government Act 1993*, and
- (b) to rezone the land from Public Recreation to General Industrial under that plan.

3 Land to which plan applies

This plan applies to Lot 1, DP 1011698, Tilly Willy Street, Macksville, as shown by distinctive colouring on the map marked “Nambucca Local Environmental Plan 1995 (Amendment No 38)” deposited in the office of Nambucca Shire Council.

4 Amendment of Nambucca Local Environmental Plan 1995

Nambucca Local Environmental Plan 1995 is amended:

- (a) by inserting in appropriate order in the definition of *the map* in clause 5 (1):
Nambucca Local Environmental Plan 1995 (Amendment No 38)

Nambucca Local Environmental Plan 1995 (Amendment No 38)

Clause 4

-
- (b) by inserting in Part 3 of Schedule 7 in alphabetical order of locality in Columns 1, 2 and 3, respectively, the following matter:

Macksville

Tilly Willy Street	Lot 1, DP 1011698, Tilly Willy Street, Macksville, as shown by distinctive colouring on the map marked "Nambucca Local Environmental Plan 1995 (Amendment No 38)"— <i>Nambucca Local Environmental Plan 1995 (Amendment No 38)</i>	Nil.
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Wagga Wagga Local Environmental Plan 1985 (Amendment No 44)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(Q00/00066/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Wagga Wagga Local Environmental Plan 1985 (Amendment No 44)

Wagga Wagga Local Environmental Plan 1985 (Amendment No 44)

1 Name of plan

This plan is *Wagga Wagga Local Environmental Plan 1985 (Amendment No 44)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from the Special Uses Zone to the Residential Zone under *Wagga Wagga Local Environmental Plan 1985*.

3 Land to which plan applies

This plan applies to land situated in the City of Wagga Wagga, being Lot 1, DP 854409 and known as 23 Charleville Road, Wagga Wagga, as shown edged heavy black on the map marked “Wagga Wagga Local Environmental Plan 1985 (Amendment No 44)” deposited in the office of Wagga Wagga City Council.

4 Amendment of Wagga Wagga Local Environmental Plan 1985

Wagga Wagga Local Environmental Plan 1985 is amended by inserting in appropriate order in the definition of *the map* in clause 5 (1) the following words:

Wagga Wagga Local Environmental Plan 1985 (Amendment No 44)

Warringah Local Environmental Plan 2000 (Amendment No 2)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(S01/00429/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Warringah Local Environmental Plan 2000 (Amendment No 2)

Warringah Local Environmental Plan 2000 (Amendment No 2)

1 Name of plan

This plan is *Warringah Local Environmental Plan 2000 (Amendment No 2)*.

2 Aims of plan

This plan aims to remove various anomalies within *Warringah Local Environmental Plan 2000*.

3 Land to which plan applies

This plan applies to all land within Warringah.

4 Amendment of Warringah Local Environmental Plan 2000

Warringah Local Environmental Plan 2000 is amended as set out in Schedule 1.

Warringah Local Environmental Plan 2000 (Amendment No 2)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 What effect has this plan on other environmental planning instruments?

Omit “, 55” from clause 5 (1).

[2] Clauses 34, 35 and 36

Omit “local” from “local public open space” wherever occurring.

[3] Clauses 34, 35 and 36

Omit “public” from “regional public open space” wherever occurring.

[4] Clause 35 How will reserved land be acquired?

Insert at the end of the clause before the note:

- (2) Upon receipt of a notice referred to in subclause (1), the public authority concerned shall acquire any reserved land to which it applies, subject to subclauses (3) and (4).
- (3) The Council need not take any action to acquire land referred to in subclause (1) (a) for 90 days (or for such other period as may be agreed between the owner and the Council before that period expires) after receiving the notice if the Council, within 14 days after receiving the notice, notifies the owner that it is reviewing the planning controls applying to the land.
- (4) The Council need not acquire land referred to in subclause (1) (a) pursuant to the notice if the land has ceased to be reserved land, or the Council has decided to prepare a local environmental plan to remove the reservation of the land, before the period of 90 days (or the agreed period) expires.

Warringah Local Environmental Plan 2000 (Amendment No 2)

Schedule 1 Amendments

[5] Clause 68 Conservation of energy and water

Omit the fifth dot point. Insert instead:

- the consent authority must consider a certificate of energy rating prepared by an accredited certifier under the *National House Energy Rating Scheme* (NatHERS) for new housing as well as major alterations and additions to housing that increase the existing floor space by more than 40%. New housing (subject to the following) and major alterations and additions to housing that increase the floor space by more than 40% are to achieve a 3.5 star rating pursuant to NatHERS. At least 80% of new houses, where proposals contain 5 or more attached houses, are to achieve a minimum 3.5 star rating. Where there are less than 5 new attached houses, each house is to achieve a minimum of 3.5 stars. For a subdivision creating 10 or more parcels of land, at least 80% of all created lots are to achieve at least a 5 star rating, with the rest achieving a minimum of 3 stars, pursuant to an Energy Performance Report (Guidelines for Solar Efficient Residential Subdivision in NSW),
- Hot water systems installed into new housing are to achieve a minimum 3.5 rating based on the Greenhouse Scorecard developed by the Sustainable Energy Development Authority (SEDA). Clothes dryers installed into new multi-unit housing are to achieve a minimum 3.5 rating as determined by the Sustainable Energy Development Authority (SEDA).

Warringah Local Environmental Plan 2000 (Amendment No 2)

Amendments

Schedule 1

[6] Schedule 2 Other development not requiring consent

Insert after the matter relating to maintenance dredging in Schedule 2:

<p>PUBLIC UTILITY UNDERTAKINGS, being water, sewerage, drainage or telecommunication services, or electricity or gas undertakings</p>	<p>Development of any description at or below the surface of the ground. The installation of any plant inside an existing building or the installation or erection within the premises of an existing generating station or substation of any plant or other structures or erections required in connection with the station or substation. Additions, extensions or replacement of structures already installed or erected, including the installation in an electrical transmission line of substations, feeder pillars or transformer housing, but not including the erection of overhead power lines for the supply of electricity or pipes above the surface of the ground for the supply of water, or the installation of substations, feeder pillars or transformer housings of stone, concrete or brickworks. Provision of overhead service lines in pursuance of any statutory power to provide a supply of electricity, or to provide telecommunication services. Erection of service reservoirs on land acquired for that purpose provided reasonable notice is given to the Council.</p>
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[7] Dictionary

Insert at the end of the definition of *the map*:

Warringah Local Environmental Plan 2000 (Amendment No 2)

[8] Appendices C and F

Omit “(except within LRC where not on ground floor)” wherever occurring after the word “housing” in the matter under the heading “**Category Three**” for the following localities:

C6 Cook Street

C9 Austlink Business Park

F3 Brookvale Industrial

Warringah Local Environmental Plan 2000 (Amendment No 2)

Schedule 1 Amendments

[9] Appendices D, E, F and G

Omit "Future" wherever occurring in the second paragraph of the matter under the heading "**DESIRED FUTURE CHARACTER**" for the following localities:

D1 Collaroy/Narrabeen

E2 Dee Why Lagoon Suburbs

F4 Brookvale Valley

G3 Manly Lagoon Suburbs

Insert instead "Outside the 'medium density areas', future".

[10] Appendices E and G

Omit "(within LRC where not on ground floor)" wherever occurring after the word "housing" in the matter under the heading "**Category Three**" for the following localities:

E3 Cromer Industrial

G1 Harbord Industrial

G4 Rodborough Road

G10 Brookvale Industrial West

G11 Aquatic Drive

[11] Appendix E Dee Why Locality Statements

Omit "Pacific Parade" from the matter under the heading "**Building height**" for locality E4 Dee Why Parade.

Insert instead "Dee Why Parade".

[12] Appendix E

Omit "hotel" wherever occurring in the first paragraph of the matter under the heading "**DESIRED FUTURE CHARACTER**" for locality E8 Sturdee Parade.

Insert instead "motel".

Warringah Local Environmental Plan 2000 (Amendment No 2)

Amendments

Schedule 1

[13] Appendix E

Omit “tourist hotel” from the third paragraph of the matter under the heading “**DESIRED FUTURE CHARACTER**” for locality E8 Sturdee Parade.

Insert instead “new tourist motel”.

[14] Appendix E

Omit “Map E” wherever occurring from the second and third dot points of the matter under the heading “**Building height (mid-block)**” for locality E8 Sturdee Parade.

Insert instead “Diagram E8”.

[15] Appendix E

Omit “A build-to line has” from the first paragraph of the matter under the heading “**Build-to lines**” for locality E8 Sturdee Parade.

Insert instead “Build-to lines have”.

[16] Appendix E

Omit the second paragraph of the matter under the heading “**Build-to lines**” for locality E8 Sturdee Parade.

[17] Appendix E

Omit the first and second dot points of the matter under the heading “**Build-to lines**” for locality E8 Sturdee Parade.

Insert instead:

- Where a proposed building, or part of a proposed building, adjoins a 100% build-to line the whole of the relevant building façade is to be built on this line. Variations of up to 300 mm may be permitted to add visual interest and allow articulation of building façades.
- Where a proposed building, or part of a proposed building, adjoins a 40–60% build-to line, between 40–60% of the relevant building façade is to be built on this line. Variations of up to 300 mm may be permitted to add visual interest and allow articulation of building façades within the 40–60% component of the building.

Warringah Local Environmental Plan 2000 (Amendment No 2)

Schedule 1 Amendments

[18] Appendix E

Omit “5” from the fourth dot point of the matter under the heading “**Build-to lines**” for locality E8 Sturdee Parade.

Insert instead “9”.

[19] Appendix E

Insert at the end of the matter under the heading “**Build-to lines**” for locality E8 Sturdee Parade:

The 100% build-to line is 5 metres from the kerb. The 40–60% build-to line is 8 metres from the kerb.

[20] Appendix E

Omit “Map E” from the first paragraph of the matter under the heading “**Building massing and buildable area**” for locality E8 Sturdee Parade.

Insert instead “Diagram E8.2 available from the office of the Council”.

[21] Appendix E

Omit “Map E” wherever occurring from the first and third dot points of the matter under the heading “**Landscaped open space**” and the dot point of the matter under the heading “**Access**” for locality E8 Sturdee Parade.

Insert instead “Diagram E8.3 available from the office of the Council”.

[22] Appendix E

Insert at the end of the matter under the heading “**DESIRED FUTURE CHARACTER**” for locality E9 Pittwater Road:

Site amalgamation will be encouraged to facilitate new development and enable all carparking to be provided below ground or behind buildings using shared driveways where possible.

Roads and Traffic Authority

ROADS ACT 1993

Notice under Clause 17 of the Road Transport (Mass, Loading and Access) Regulation 1996

BATHURST CITY COUNCIL, in pursuance of Division 2 of Part 3 of the Road Transport (Mass, Loading and Access) Regulation 1996, by this Notice, specify the routes and areas on or in which B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

P. PERRAM,
General Manager,
Bathurst City Council
(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as the Bathurst City Council B-Doubles Notice No. 1/2001.

2. Commencement

This Notice takes effect on the date of Gazettal.

3. Effect

This Notice remains in force until five (5) years from date of approval unless it is amended or repealed earlier.

4. Application

4.1 This Notice applies to B-Doubles which comply with Schedule 1 to the Road Transport (Mass, Loading and Access) Regulation 1996 and Schedule 4 to the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

B-Double routes within the Bathurst City Council

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting point</i>	<i>Finishing point</i>	<i>Conditions</i>
25	000	Hampden Park Road, Bathurst	Littlebourne Street	Eastern end of Hampden Park Road	

ROADS ACT 1993

Notice under Clause 17 of the Road Transport (Mass, Loading and Access) Regulation 1996

WYONG SHIRE COUNCIL, in pursuance of Division 2 of Part 3 of the Road Transport (Mass, Loading and Access) Regulation 1996, by this Notice, specify the routes and areas on or in which B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

J. S. DAWSON,
General Manager,
Wyong Shire Council
(by delegation from the Minister for Roads)

SCHEDULE
1. Citation

This Notice may be cited as the Wyong Shire Council B-Doubles Notice No. 1/ 2001.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 1 October 2006 unless it is amended or repealed earlier.

4. Application

4.1 This Notice applies to B-Doubles which comply with Schedule 1 to the Road Transport (Mass, Loading and Access) Regulation 1996 and Schedule 4 to the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes**B-Double routes within the Wyong Shire Council**

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting point</i>	<i>Finishing point</i>	<i>Conditions</i>
25	7758	Enterprise Drive	Wyong Road	Catamaran Drive	
25	000	Catamaran Drive	Enterprise Drive	K.B.T. Depot	

Sydney Water

SEWER MAINS

SYDNEY WATER

Sewer Mains

NOTICE is hereby given that sewer mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for sewerage to be discharged.

CITY OF SHELLHARBOUR, AT BLACKBUTT (Lakeview Estate Stage 9): Contract Number 964375S4, Project Number 3001235. Lines 1-3, inclusive and their appurtenant junctions, sidelines and inlets serving CYGNET AVENUE, ALBATROSS DRIVE.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

MARGARET McTAINSH,
Developer Activity Officer

5th October 2001.

SYDNEY WATER

Sewer Mains

NOTICE is hereby given that sewer mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for sewerage to be discharged.

CITY OF HOLROYD, AT WENTWORTHVILLE: Contract Number 974923S3, Project Number 3002413. Line 1 inclusive and its appurtenant junctions, sidelines and inlets serving CURRONG STREET.

CITY OF HOLROYD, AT MERRYLANDS: Contract Number 965019SB, Project Number 3000707. Sideline 1 inclusive and its appurtenant junctions, sidelines and inlets serving LOCKWOOD STREET and LEEDS STREET.

CITY OF HOLROYD, AT MERRYLANDS: Contract Number 974848S9, Project Number 3002307. Property connection sewer 1 and its appurtenant junctions, sidelines and inlets serving MYALL STREET.

SHIRE OF BAULKHAM HILLS, AT BAULKHAM HILLS: Contract Number 974468S5, Project Number 3002189, appurtenant junctions, sidelines and inlets serving SOLENT CIRCUIT.

SHIRE OF BAULKHAM HILLS, AT CASTLE HILL: Contract Number 968795S4, Project Number 3002074. Line 1 inclusive and its appurtenant junctions, sidelines and inlets serving JARRAH PLACE.

SHIRE OF BAULKHAM HILLS, AT BELLA VISTA: Contract Number 968412S4, Project Number 3001684. Lines 1 to 7 inclusive and their appurtenant junctions, sidelines and inlets serving PITTMAN PLACE, LILYVALE CLOSE and PRESTIGE AVENUE.

SHIRE OF BAULKHAM HILLS, AT BELLA VISTA: Contract Number 968332S9, Project Number 3001598. Lines 1 to 6 inclusive and their appurtenant junctions, sidelines and inlets serving NORWEST BOULEVARDE, ROAD NO 2, WESTWOOD WAY.

CITY OF BLACKTOWN, AT ACACIA GARDENS: Contract Number 968832S8, Project Number 3001668. Lines 1 to 2 inclusive and their appurtenant junctions, sidelines and inlets serving CHASE DRIVE, BOUVARDIA COURT and DEWDROP PLACE.

CITY OF BLACKTOWN, AT ACACIA GARDENS: Contract Number 968815SB, Project Number 3001254. Lines 1 to 12 inclusive and their appurtenant junctions, sidelines and inlets serving CHASE DRIVE, HICKORY PLACE, HIBISCUS CLOSE, YULAN GROVE, TAMARIND DRIVE, TEAK WAY and ACORN WAY.

CITY OF BLACKTOWN, AT ACACIA GARDENS: Contract Number 968818S2, Project Number 3001270. Lines 1 to 7 inclusive and their appurtenant junctions, sidelines and inlets serving DEWDROP PLACE, HAKEA WAY, WELBY TERRACE, KINNANE CRESCENT, TUPELO WAY, BOUVARDIA COURT, HYDRANGEA COURT, CORINNE STREET and CRESTREEF DRIVE.

CITY OF BLACKTOWN, AT BLACKTOWN: Contract Number 974489SA, Project Number 3002427. Line 1 inclusive and its appurtenant junctions, sidelines and inlets serving STEPHEN STREET and LUCAS STREET.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

VICKI MAWBY,
Developer Activity Officer

5th October 2001.

SYDNEY WATER

Sewer Mains

NOTICE is hereby given that sewer mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for sewerage to be discharged.

CITY OF CAMPBELLTOWN, AT INGLEBURN: Contract Number 964852S0, Project Number 3001741. Property connection sewer lines 1, inclusive and its appurtenant junctions, serving WOLSELEY PL.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

KEVIN ADAMS,
Developer Activity Officer
Liverpool Commercial Centre

5th October 2001.

SYDNEY WATER

Sewer Mains

NOTICE is hereby given that sewer mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for sewerage to be discharged.

CITY OF LIVERPOOL, AT WEST HOXTON: Contract Number 973818S7, Project Number 3002515. P.C.S.1, inclusive and its appurtenant junctions, sidelines and inlets serving FLINT CLOSE.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

MITKO BALALOVSKI,
Developer Activity Officer
Urban Development
Liverpool Regional Office

5th October 2001.

SYDNEY WATER

Sewer Mains

NOTICE is hereby given that sewer mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for sewerage to be discharged.

CITY/MUNICIPALITY OF KU-RING-GAI, AT KILLARA: Contract Number 959898S1, Project Number 3000428. Line 1, inclusive and its appurtenant junctions, sidelines and inlets serving BLAXLAND ROAD.

CITY/MUNICIPALITY OF HORNSBY, AT BEROWRA: Contract Number 972309SB, Project Number 3001726. Line 1, inclusive and its appurtenant junctions, sidelines and inlets serving CROWLEY ROAD.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

MARTHA AMADOR,
Developer Activity Officer
Chatswood

5th October 2001.

SYDNEY WATER

Sewer Mains

NOTICE is hereby given that sewer mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for sewerage to be discharged.

BANKSTOWN COUNCIL, AT CONDELL PARK: Contract Number 968201S3, Project Number 3001723. Sideline 1 inclusive and its appurtenant junctions sidelines and inlets serving SIMMAT AVENUE.

LEICHHARDT COUNCIL, AT ROZELLE: Contract Number 952043S2, Project Number 380985. Line 1 to Line 13 and sideline 1 to sideline 6 inclusive and its appurtenant junctions sidelines and inlets serving WULUMAY ROAD and TERRY STREET.

LEICHHARDT COUNCIL, AT ROZELLE: Contract Number 406513S0, Project Number 381556. Line 1 inclusive and its appurtenant junctions sidelines and inlets serving MANNING STREET.

LEICHHARDT COUNCIL, AT ROZELLE: Contract Number 966349SA, Project Number 3000497. Line 1 inclusive and its appurtenant junctions sideline and inlets serving VICTORIA ROAD, TERRY STREET, MARGARET STREET and WARAYAMA PLACE.

SUTHERLAND COUNCIL, AT ENGADINE: Contract Number 396334F2, Project Number 381506. Line 1 inclusive and its appurtenant junctions sideline and inlets serving PRESTON AVENUE, ENGADINE LANE and RAILWAY PARADE.

SUTHERLAND COUNCIL, AT TAREN POINT: Contract Number 973976SA, Project Number 3002116. Line 1 inclusive and its appurtenant junctions sideline and inlets serving PRODUCTION ROAD.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

GERRY DACOCO,
Developer Activity Officer

5th October 2001.

WATER MAINS

SYDNEY WATER

Water Mains

NOTICE is hereby given that water mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for water to be supplied.

CITY OF SHELLHARBOUR, AT BLACKBUTT (Lake View Estate Stage 9): Contract Number 964376W1, Project Number 1000521. Water mains are now laid and capable of serving identified properties in ALBATROSS DRIVE, HONEYEATER DRIVE.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

MARGARET McTAINSH,
Developer Activity Officer

5th October 2001.

SYDNEY WATER

Water Mains

NOTICE is hereby given that water mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for water to be supplied.

SHIRE OF BAULKHAM HILLS, AT KELLYVILLE: Contract Number 968398W7, Project Number 1000756. Water mains are now laid and capable of serving identified properties at PRINCESS AVENUE.

SHIRE OF BAULKHAM HILLS, AT KELLYVILLE: Contract Number 968398W7, Project Number 7000116. Recycled water mains are now laid and capable of serving identified properties at PRINCESS AVENUE.

SHIRE OF BAULKHAM HILLS, AT ROUSE HILL: Contract Number 963784W5, Project Number 1000216. Water mains are now laid and capable of serving identified properties at TRUMBLE PLACE and MILE END ROAD.

SHIRE OF BAULKHAM HILLS, AT ROUSE HILL: Contract Number 963784W5, Project Number 7000011. Recycled water mains are now laid and capable of serving identified properties at TRUMBLE PLACE and MILE END ROAD.

SHIRE OF BAULKHAM HILLS, AT KELLYVILLE: Contract Number 968707W0, Project Number 1000450. Water mains are now laid and capable of serving identified properties at GLASSHOUSE ROAD, CROSBY AVENUE, FOX PLACE, WILSON AVENUE and LARCOM ROAD.

SHIRE OF BAULKHAM HILLS, AT KELLYVILLE: Contract Number 968707W0, Project Number 7000058. Recycled water mains are now laid and capable of serving identified properties at GLASSHOUSE ROAD, CROSBY AVENUE, FOX PLACE, WILSON AVENUE and LARCOM ROAD.

CITY OF BLACKTOWN, AT ACACIA GARDENS: Contract Number 968815W3, Project Number 1000536. Water mains are now laid and capable of serving identified properties at HICKORY PLACE, HIBISCUS PLACE, YILAN GROVE and TAMARIND DRIVE.

CITY OF BLACKTOWN, AT ACACIA GARDENS: Contract Number 968815W3, Project Number 7000078. Water mains are now laid and capable of serving identified properties at HICKORY PLACE, HIBISCUS PLACE, YILAN GROVE and TAMARIND DRIVE.

SHIRE OF BAULKHAM HILLS, AT ROUSE HILL: Contract Number 968553W8, Project Number 7000122. Recycled water mains are now laid and capable of serving identified properties at HIGHLANDS WAY, EMPRESS AVENUE, MORRISEY WAY and DARLEY COURT.

SHIRE OF BAULKHAM HILLS, AT ROUSE HILL: Contract Number 968553W8, Project Number 1000795. Water mains are now laid and capable of serving identified properties at HIGHLANDS WAY, EMPRESS AVENUE, MORRISEY WAY and DARLEY COURT.

SHIRE OF BAULKHAM HILLS, AT BELLA VISTA: Contract Number 968332W1, Project Number 1000693. Water mains are now laid and capable of serving identified properties WESTWOOD WAY and PROPOSED ROAD off WESTWOOD WAY.

CITY OF BLACKTOWN, AT ACACIA GARDENS: Contract Number 968818W6, Project Number 7000080. Recycled water mains are now laid and capable of serving identified properties CHASE DRIVE, HYDRANGEA COURT, TUPELO WAY and BOUVARDIA COURT.

CITY OF BLACKTOWN, AT ACACIA GARDENS: Contract Number 968818W6, Project Number 1000544. Water mains are now laid and capable of serving identified properties DEWDROP PLACE, HAKEA WAY, HYDRANGEA COURT, TUPELO WAY, CHASE DRIVE and BOUVARDIA COURT.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

VICKI MAWBY,
Developer Activity Officer

5th October 2001.

SYDNEY WATER

Water Mains

NOTICE is hereby given that water mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for water to be supplied.

CITY OF WOLLONGONG, AT KANAHOOKA (Forest Grove Estate Stage 6): Contract Number 970309WB, Project Number 1000771. Water mains are now laid and capable of serving identified properties in DELMONT PLACE, WHITELEY PLACE, KALBARRI GROVE, STANTHORPE DRIVE, SCOTTSDALE AVENUE, LONGLEY GROVE.

CITY OF WOLLONGONG, AT PORT KEMBLA: Contract Number 970497W2, Project Number 1000885. Water mains are now laid and capable of serving identified properties in GLOUCESTER BOULEVARDE, GALLIPOLI STREET.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

MARGARET McTAINSH,
Developer Activity Officer

5th October 2001.

SYDNEY WATER

Water Mains

NOTICE is hereby given that water mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for water to be supplied.

LEICHHARDT COUNCIL, AT ROZELLE: Contract Number 952043W6, Project Number 104978. Water mains are now laid and shown on said plan and capable of serving the properties in TERRY STREET.

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

GERRY DACOCO,
Developer Activity Officer

5th October 2001.

Other Notices

ABORIGINAL LAND RIGHTS ACT 1983

Exemption of Aboriginal Land from the Payment of Rates

I, the Honourable ANDREW JOHN REFSHAUGE, MP, Minister for Aboriginal Affairs, being of the opinion that special circumstances exist which warrant my doing so, DECLARE in pursuance of the provisions of section 43 of the *Aboriginal Land Rights Act 1983*, that the lands described in the Schedule below and vested in the Leeton & District Local Aboriginal Land Council, be exempt from the payment of rates under the *Local Government Act 1993*.

A. REFSHAUGE, M.P.,
Minister for Aboriginal Affairs

SCHEDULE

LGA *n*Leeton Shire Council

Being

Lot Number	DP Number	Address
1	821512	69-77 Walsh Road, Stanbridge
1	821513	Wattle Avenue, Murrami
3, 4	821813	Wattle Avenue, Murrami

DISTRICT COURT RULES 1973

Direction

BY this direction made under Part 51A rule 1(2) of the District Court Rules 1973, I specify the following venues to be a prescribed place for the purpose of section 63A of the District Court Act 1973, for the periods indicated:

Venue	Period (Week Commencing)
Lismore	8 October 2001, in lieu of 15 October 2001
Port Macquarie	19 November 2001
Albury	29 April 2002

Dated this 27th day of September 20001

R. O. BLANCH,
Chief Judge

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical names listed hereunder.

Assigned Name: Timbertop Reserve
 Designation: Reserve
 L.G.A.: Blacktown City Council
 Parish: Prospect
 County: Cumberland
 Latitude: 33 48 08
 Longitude: 150 54 34
 L.P.I.Map: Prospect
 100,000 Map: Penrith 9030
 Reference: GNB4824
 Assigned Name: Smalley
 Designation: Trig Station
 L.G.A.: Wentworth Shire Council
 Parish: CalLal
 County: Tara

Latitude: 33 53 09
 Longitude: 141 00 05
 L.P.I.Map: Lake Victoria
 100,000 Map: Lake Victoria 7130
 Reference: GNB4828
 Assigned Name: Knights Hill NTL Tower
 Designation: Trig Station
 L.G.A.: Kiama Council
 Parish: Wallaya
 County: Camden
 Latitude: 34 37 20
 Longitude: 150 41 40
 L.P.I.Map: Robertson
 100,000 Map: Kiama 9028
 Reference: GNB4827
 Assigned Name: Doeberl Reserve
 Designation: Reserve
 L.G.A.: Queanbeyan City Council
 Parish: Queanbeyan
 County: Murray
 Latitude: 35 22 30
 Longitude: 149 14 55
 L.P.I.Map: Tuggeranong
 100,000 Map: Canberra 8727
 Reference: GNB4830
 Assigned Name: Kokoda Reserve
 Designation: Reserve
 L.G.A.: Blacktown City Council
 Parish: Rooty Hill
 County: Cumberland
 Latitude: 33 45 50
 Longitude: 150 48 19
 L.P.I.Map: Prospect
 100,000 Map: Penrith 9030
 Reference: GNB4825
 Assigned Name: Koorawatha Nature Reserve
 Designation: Reserve
 L.G.A.: Young Shire Council
 Parish: Illunie
 County: Monteagle
 Latitude: 34 01 02
 Longitude: 148 34 27
 L.P.I.Map: Koorawatha
 100,000 Map: Boorowa 8629
 Reference: GNB4829
 Assigned Name: Knights Hill Win 4 Tower
 Designation: Trig Station
 L.G.A.: Kiama Council
 Parish: Wallaya
 County: Camden
 Latitude: 34 37 00
 Longitude: 150 41 50
 L.P.I.Map: Robertson
 100,000 Map: Kiama 9028
 Reference: GNB4827
 WARWICK WATKINS,
 Chairperson
 Geographical Names Board
 PO Box 143
 Bathurst NSW 2795

DISPOSAL OF LAND

Killarney Vale Fire Station

HER Excellency the Governor, with the advice of the Executive Council, has approved of the sale by the Minister for Emergency Services of the land described in the Schedule hereto (such land having been purchased for Fire Brigades purposes, but now being superfluous) for such consideration and in such manner and upon such terms and conditions and subject to such easements, covenants, provisions, exceptions and reservations as the Minister for Emergency Services may deem, expedient, and that the purchase money arising from such sale be applied as the Minister for Emergency Services shall direct.

SCHEDULE

All that piece or parcel of land situate at Killarney Vale in the Local Government Area of Wyong, Parish of Tuggerah and County of Northumberland being Lot 3 in Deposited Plan 27040 and being the whole of the land in Volume 7479, Folio 218.

FORESTRY AND NATIONAL PARK ESTATE ACT 1988

Extension of Period to Publish Order

I, BOB DEBUS, Minister for the Environment, being the Minister administering the National Parks and Wildlife Act 1974, in accordance with section 7(5) of Schedule 7 of the Forestry and National Park Estate Act 1988, No 163, extend by a further 12 months to 31 December 2002 the period during which an Order may be published under this sub-section. NPWS F/2971

BOB DEBUS, M.P.,
Minister for the Environment

INJURY MANAGER ORDER No. 4

under the

Workplace Injury Management and Workers
Compensation Act 1998

I, Kate McKenzie, General Manager of the WorkCover Authority of New South Wales, pursuant to clauses 3 and 4 of Schedule 5A to the Workplace Injury Management and Workers Compensation Act 1998, make the following Order.

Dated this 28th day of September 2001.

KATE MCKENZIE,
General Manager
WorkCover Authority of NSW

1 Name of Order

This Order is the *Injury Manager Order No 4*.

2 Revocation of appointment

(1) The appointment of Warrakanji Care Integration Pty Ltd (ABN 56 094 035 720) as injury manager for the employers identified in the Injury Manager Order No 2 (and as agent and attorney of those employers and of their insurers) is revoked.

(2) In the case of the appointment of Warrakanji Care Integration Pty Ltd (ABN 56 094 035 720) as injury manager for the employers so identified who are classified by the class code numbers 8613 (Nursing homes) or 8721 (Aged care) in the Australian and New Zealand Standard Industrial Classification, 1993 edition published by the Australian Bureau of Statistics (and as agent and attorney of those employers and of their insurers), the revocation made by this clause takes effect on 31 October 2001.

INDUSTRIAL AND COMMERCIAL TRAINING ACT 1989

Notice of Making of a Vocational Training Order

NOTICE is given that the Director-General, Department of Education and Training, in pursuance of section 22 of the *Industrial and Commercial Training Act 1989*, has made the following Vocational Training Order in relation to the declared calling of Local Government.

CITATION

The order is cited as the Local Government Order.

ORDER

A summary of the Order is given below.

(a) Term of Training

(i) Full-time

Training shall be given for a nominal period of 12 months for a Certificate II outcome and 24 months each for a Certificate III or IV outcome or until achievement of the relevant competencies to this Vocational Training Order is demonstrated.

(ii) Part-time

The nominal term for a part time traineeship is determined by the average weekly hours worked in the traineeship (including structured training) and the nominal full-time term for that traineeship.

The table below identifies the allowable hours which may be undertaken and the nominal terms for part-time traineeships.

Full-time Trainee- ship Terms	6	12	18	24	30	36	48
	mths	mths	mths	mths	mths	mths	mths
Weekly Hours	Nominal Term Required (Months)						
15	15	30	45	Not Allowable			
16	15	29	44				
17	14	28	42				
18	14	27	41				
19	13	26	39				
20	13	25	38				
21	12	24	36	48			
22	12	23	35	46			
23	11	22	33	44	55		
24	11	21	32	42	53		
25	10	20	30	40	50	60	
26	10	19	29	38	48	57	
27	9	18	27	36	45	54	72
28	9	17	26	34	43	51	68
29	8	16	24	32	40	48	64
30	8	15	23	30	38	45	60
31	Not Allowable		22	28	35	42	56
32			20	26	33	39	52

- (b) Competency Outcomes
Trainees will be trained in and achieve competence in the units of competence specified in the Local Government Training Package LGA00⁰

† To be amended to be relevant to Roads and Related Infrastructure

- (c) Courses of Study to be undertaken

Trainees will undertake the following courses of study:

Certificate II in Local Government (Governance and Administration)
LGA20100

Certificate III in Local Government (Governance and Administration)
LGA30100

Certificate IV in Local Government (Planning and Management of the Physical Environment) LGA40200

Certificate II in Local Government (Environmental Health and Regulation)
LGA20200

Certificate III in Local Government (Environmental Health and Regulation)
LGA30200

Certificate II in Local Government (Roads and Related Infrastructure)

Certificate III in Local Government (Roads and Related Infrastructure)

AVAILABILITY TO PURCHASE/INSPECT

A copy of the Vocational Training Order may be obtained from any Industry Training Services Centre of the Department of Education and Training.

INDUSTRIAL AND COMMERCIAL TRAINING ACT 1989 ORDER

I, John Aquilina, Minister for Education and Training, in pursuance of section 21 of the *Industrial and Commercial Training Act 1989*, make the Order set forth hereunder.

JOHN AQUILINA, M.P.,
Minister for Education and Training

Commencement

- This Order takes effect from the date of publication in the NSW Government Gazette.

Amendment

- The Industrial and Commercial Training (Declared Trades and Declared Callings) Order 1989 is amended by:

- omitting from Schedule 2 the following declared calling:

Local Government Works

- by inserting in Schedule 2 in appropriate alphabetical order the following vocation which is designated as a declared calling for the purposes of the *Industrial and Commercial Training Act 1989*:

Local Government

LOCAL GOVERNMENT ACT 1993

Kew/Kendall Sewerage

Vesting of easements in Hastings Council

THE Minister for Land and Water Conservation of the State of New South Wales, declares that the easement described in the Schedule hereto, which was acquired for the purpose of the Kew/Kendall Sewerage Scheme is vested in Hastings Council.

RICHARD AMERY, M. P.,
Minister For Agriculture
and Minister for Land and Water Conservation

SCHEDULE

INTEREST IN LAND

Easement rights as described under the heading Sewer Pipeline in Memorandum E931212 filed in the Office of Land and Property Information NSW over the site shown in:

Deposited Plan 1023002 (SB55143) as: *æEi* PROPOSED
EASEMENT FOR SEWER PIPELINE 3 WIDE.

DPWS Reference 131.

IN THE SUPREME COURT OF NEW SOUTH WALES

APPOINTMENT OF SITTINGS FOR 2002

Sittings of the Court shall be held at the places and begin at 10.00 am on the dates mentioned below:

Civil

Sydney	Tuesday 29 January
Central West	Monday 23 September
Goulburn	Tuesday 29 January
Newcastle	Monday 5 August
Northern Rivers	Monday 17 June
Riverina	Monday 3 June
Wollongong	Monday 22 April

Criminal trials will be held in places other than Sydney as and when the need arises.

DATED THIS 24th day of September, Two thousand and one.

The Hon Chief Justice,
J. J. SPIGELMAN

SUPREME COURT CIRCUIT SITTINGS FOR 2002 CIVIL

Circuit	Sittings Commence	Duration
Central West (Venue: Orange)	Monday 23 September 2002	1 week
Goulburn	Tuesday 29 January 2002	7 weeks
Newcastle	Monday 5 August 2002	2 weeks
Northern Rivers (Venue: Lismore)	Monday 17 June 2002	2 weeks
Riverina (Venue: Wagga Wagga)	Monday 3 June 2002	2 weeks
Wollongong/Goulburn (Venue: Wollongong)	Monday 22 April 2002	2 weeks

Criminal trials will also be listed at venues other than Sydney as and when the need arises.

**NSW NATIONAL PARKS AND WILDLIFE
SERVICE**

Notice of Exhibition of the draft *Grevillea caleyi*
Recovery Plan

THE National Parks and Wildlife Service hereby gives notice of the exhibition of the draft *Grevillea caleyi* Recovery Plan. Public submissions are invited from 10 October 2001 to 21 November 2001. Exhibition details will be published on 10 October 2001 in the Sydney Morning Herald and Manly Daily.

ROBERT HUMPHRIES,
A/Manager
Conservation Programs and Planning Division
Central Directorate

**NSW NATIONAL PARKS AND WILDLIFE
SERVICE**

Notice of Approval of the Bathurst Copper Butterfly (*Paralucia spinifera*), Blue Mountains Water Skink (*Eulamprus leuraensis*), Botany Bay Bearded Greenhood (*Pterostylis* sp. 15), *Epacris hamiltonii*, *Grevillea obtusiflora* subsp. *obtusiflora* and subsp. *fecunda* and *Leionema lachnaeoides* Recovery Plans

THE National Parks and Wildlife Service hereby gives notice of the exhibition of the approved Recovery Plans for the Bathurst Copper Butterfly (*Paralucia spinifera*), Blue Mountains Water Skink (*Eulamprus leuraensis*), Botany Bay Bearded Greenhood (*Pterostylis* sp. 15), *Epacris hamiltonii*, *Grevillea obtusiflora* subsp. *obtusiflora* and subsp. *fecunda* and *Leionema lachnaeoides*. Information relating to the sale and inspection of the recovery plans will be published during the week commencing 8 October 2001 in the Sydney Morning Herald, the Blue Mountains Gazette (Blue Mountains Water Skink, *Leionema lachnaeoides*, *Epacris hamiltonii*) the Oberon Review (Bathurst Copper Butterfly), the Western Advocate (Bathurst Copper Butterfly), the Lithgow Mercury (Bathurst Copper Butterfly, Blue Mountains Water Skink), the Mudgee Guardian (*Grevillea obtusiflora*), Gulgong Advertiser (*Grevillea obtusiflora*) and the St George and Sutherland Shire Leader (Botany Bay Bearded Greenhood).

ROBERT HUMPHRIES,
A/Manager
Conservation Programs and Planning Division
Central Directorate

**OFFICE OF THE COMMISSIONERS OF INQUIRY
FOR ENVIRONMENT AND PLANNING**

Notice of Public Hearing
(under s68 of the Environmental Planning and
Assessment Act 1979)

Draft Local Environmental Plan LP 321

Shoalhaven City Council resolved that a Public Hearing into the abovementioned draft LEP be held and appointed Commissioner Kevin Cleland, Deputy Chairperson of the Office of the Commissioners of Inquiry for Environment and Planning to conduct the Hearing. The Terms of Reference are:

- Conduct a public hearing pursuant to Section 68 of the Environmental Planning and Assessment Act 1979 with respect to draft Shoalhaven Local Environmental Plan LP 321.

- To investigate the density and minimum lot sizes as proposed in draft Local Environmental Plan LP 321 in relation to the rural 1(c) zones at:
 1. Berry to Beach Road area
 2. Berry to Bundewallah Road area
 3. Bomaderry to Princes Highway area
 4. East Nowra to Worrigea Road area
 5. Falls Creek to Parma Road area
 6. Kangaroo Valley to Nugents Creek area
 7. Lake Conjola to Conjola Park area
 8. Milton to Garrads Lane area
 9. Milton to Little Forest Road
 10. Milton to Matron Porter Drive
 11. South Nowra to Central Avenue area
 12. Wandandian to Wandean Road area
 13. Tapitallee (formerly West Cambewarra) to Illaroo Road area
 14. West Ulladulla area to Slaughterhouse Road area
 15. Yatte Yattah to Pointer Road area
 16. Tomerong to Battunga Drive; and
- Make recommendations to Shoalhaven City Council for consideration when Council considers the draft Local Environmental Plan LP 321.

Commissioners of Inquiry are independent of Council and government departments.

The Commissioner will report his findings and recommendations to Council and the report will be publicly released. Each party appearing before the Hearing will be advised of the Commissioner's findings and recommendations.

COMMENCEMENT DATE AND VENUE OF HEARING: The Public Hearing will be held at the Shoalhaven City Council Chambers, Bridge Road, Nowra and at the Ulladulla Civic Centre, Princes Highway, Ulladulla. The Hearing will be open to the public, will commence at **9.30am on Wednesday, 7 November 2001** at Shoalhaven City Council Chambers and continue as required.

LODGING SUBMISSIONS AND REGISTERING FOR APPEARANCE: Persons seeking to make a submission to the Public Hearing are required to register by sending **SIX COPIES** of their submission in writing together with any supporting submissions to the Office of the Commissioners of Inquiry (GPO Box 3415, Sydney 1043) by **2:00pm, Friday 26 October 2001**. Please indicate at the beginning of your submission if you wish to appear before the Public Hearing, the location at which you wish to be heard and the estimated time necessary to present your submission.

Submissions to the Hearing are public documents and will be placed on public display unless otherwise determined by the Commissioner.

INSPECTING DOCUMENTS: Any person may, before the commencement of the Hearing, inspect the background documents from **11.00am, Friday, 28 September 2001** and submissions to the Hearing from **11.00am, Tuesday, 30 October 2001**. The documents will be available for inspection at:

- Office of the Commissioners of Inquiry, Level 13, 301 George Street, Sydney.
- Shoalhaven City Council, Bridge Road, Nowra.
- Shoalhaven Library, Berry Street, Nowra.

- Shoalhaven City Council, (Ulladulla Office), Dearing Street, Ulladulla.
- Ulladulla Library, Princes Highway, Ulladulla.

QUESTIONS AND ANSWERS: Parties registered to appear have the opportunity to ask questions at the hearing. Questions are to be directed through the Commissioner who may ask you to justify your question and may request questions and answers to be put in writing.

Further written information on the preparation of submissions and conduct of the Hearing is available on the Internet at <http://www.coi.nsw.gov.au> or from Mr Paul Freeman on (02) 9299 2904.

PAUL FREEMAN,
Registrar

OFFICE OF THE COMMISSIONERS OF INQUIRY FOR ENVIRONMENT AND PLANNING

Notice of Public Inquiry

Into the ecological significance of land covered by the
North Hawks Nest Draft Local Environmental Study

Great Lakes Council is investigating future zonings, including urban and environmental protection, for land to the north of the town of Hawks Nest but before any decisions can be made the environmental features of the area must be understood. To this end Council resolved that a Public Inquiry examine and report on the core issues relating to the ecological significance of land covered by the North Hawks Nest Draft Local Environmental Study. Commissioner Dr Mark Carleton of the Office of the Commissioners of Inquiry for Environment and Planning has been appointed to conduct the Inquiry. The Terms of Reference of the Inquiry are as follows:

1. Report on the importance, if any, of the North Hawks Nest Study Area for the survival of the local Koala population, this population being listed as an endangered population under the Threatened Species Conservation Act.
2. In the event that the area is determined as important for the Koala, what are the core and secondary habitat areas and how should these areas be delineated?
3. The local significance, if any, of the Study area, or parts of the Study area, for species listed on Schedule 1 & 2 of the Threatened Species Conservation Act.
4. The regional significance, if any, of the Study area, or parts of the Study area, for species listed on Schedule 1 & 2 of the Threatened Species Conservation Act.
5. In the event that the Study area demonstrates local or regional significance for Threatened Species then what land within the Study area is of habitat value for these species and how should these areas be delineated.
6. The significance, if any, of the Study, or parts of the study area, for the maintenance of local and regional biodiversity.

Commissioners of Inquiry are independent of Council and government departments.

The Commissioner will report his findings and recommendations to Council and cause such report to be publicly released. Each party appearing before the Inquiry will be advised of the Commissioner's findings and recommendations.

COMMENCEMENT DATE AND VENUE OF INQUIRY: The Public Inquiry will be held at the Council Chambers, Great Lakes Council, Breese Parade, Forster. It will commence at **10:00am on Tuesday, 6 November 2001** and continue as required. Any person may attend the Inquiry.

LODGING SUBMISSIONS AND REGISTERING FOR APPEARANCE: Persons seeking to make a submission to the Public Inquiry are required to register by sending FIVE COPIES of their submission in writing, together with any supporting submissions, to the Office of the Commissioners of Inquiry (GPO Box 3415, Sydney 1043) by 4:00pm Friday, 26 October 2001. Please indicate in your submission if you wish to appear before the Public Inquiry and the estimated time necessary to present your submission.

Submissions to the Inquiry are public documents and will be placed on public display unless otherwise determined by the Commission.

INSPECTING DOCUMENTS: Any person may, before the commencement of the Inquiry, inspect background documents from **11:00am, Friday 28 September 2001** and submissions to the Inquiry from **9:00am, Tuesday, 30 October 2001** at the following locations:

- The Office of the Commissioners of Inquiry, Level 13, Thakral House, 301 George Street, Sydney;
- Great Lakes Council, Breese Parade, Forster;
- Great Lakes Council (District Office), Myall Street, Tea Gardens; and
- Hawks Nest Golf Club, Corner Mungo Brush Road and Sanderling Avenue, Hawks Nest

Further written information on the preparation of submissions and conduct of the Inquiry is available on request from the Registrar, Mr Paul Freeman on (02) 9299 2904 or from the Internet at www.coi.nsw.gov.au.

PAUL FREEMAN,
Registrar

RESCISSION NOTICE

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

TRANSPORT ADMINISTRATION ACT 1988

Notice of Rescission of Easement for Transmission Line by
Rail Infrastructure Corporation

RAIL Infrastructure Corporation, with the approval of Her Excellency the Governor, declares that the Land described in the Schedule of this Notice which was acquired by Notification in Government Gazette 193 of 18 December, 1987 is to be rescinded under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 as amended, for purposes of Rail Infrastructure Corporation as authorised by the Transport Administration Act, 1988.

Dated this 8th day of August 2001.

JOHN COWLING,
Chief Executive Officer

SCHEDULE
(EASEMENT)
Land Burdened

All that piece or parcel of land situate at Towradgi in the Local Government Area of Wollongong, Parish of Wollongong, County of Camden being part of the land comprised within Folio Identifier 12/29937, shown as Proposed Easement for Transmission Line 7.5 Wide and Variable in Deposited Plan 640018.

The above-described land is said to be in the possession of Dennis Thomas and Fiona Scobie Thomas.

RESCISSION NOTICE

**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

TRANSPORT ADMINISTRATION ACT 1988

Notice of Rescission of Easement for Transmission Line
By

RAIL INFRASTRUCTURE CORPORATION

RAIL Infrastructure Corporation, with the approval of Her Excellency the Governor, declares that the Land described in the Schedule of this notice which was acquired by Notification in Government Gazette 193 of 18 December, 1987 is to be rescinded under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 as amended, for purposes of Rail Infrastructure Corporation as authorised by the Transport Administration Act, 1988.
Dated this 8th day of August 2001.

JOHN COWLING,
Chief Executive Officer

SCHEDULE
(EASEMENT ONLY)
Land Burdened

All that piece or parcel of land situate at Austinmere in the Local Government Area of Wollongong Parish of Southend County of Cumberland being part of the land comprised within Folio Identifier 3/18080 shown as Proposed Easement for Transmission Line 3 wide and variable in Deposited Plan 640000 and said to be in the possession of Gregory Peter Anning and Gail Ann Anning.

All that piece or parcel of land situate at Bulli in the Local Government area of Wollongong Parish of Southend County of Cumberland being part of the land comprised within Folio Identifier 1/592932 shown as Proposed Easement for Transmission Line variable width in Deposited Plan 640003 and said to be in the possession of Robert Benjamin Chennell.

All that piece and parcel of land situate at Corrimal in the Local Government area of Wollongong Parish of Woonona County Camden being part of the land comprised within Folio Identifier 1/795791 shown as Proposed Easement for Transmission Line variable width in Deposited Plan 640011 and said to be in the possession of Illawarra Coke Company Pty. Limited.

All that piece and parcel of land situate at Coledale in the Local Government Area of Wollongong Parish of Southend County of Cumberland being part of the land comprised within Folio Identifier 3/204674 shown as Proposed Easement for Transmission Line variable width in Deposited Plan 639999 and said to be in the possession of Ian Gilbert Jelley and Lynette Mavis Jelley

All that piece and parcel of land situate at Coledale in the Local Government Area of Wollongong Parish of Southend County of Cumberland being part of the land comprised within Folio Identifier 5/204674 shown as Proposed Easement for Transmission Line variable width in Deposited Plan 639999 and said to be in the possession of William Walter Anthony Pavert.

All that piece and parcel of land situate at Coledale in the Local Government Area of Wollongong Parish of Southend County Cumberland being part of the land comprised within Folio Identifier 2/204674 shown as Proposed Easement for Transmission Line variable width in Deposited Plan 639999 and said to be in the possession of David Mackay Lyon and Kerry Jennifer Lyon.

All that piece and parcel of land situate at Coledale in the Local Government Area of Wollongong Parish of Southend County Cumberland being part of the land comprised within Folio Identifier 6/204674 shown as Proposed Easement for Transmission Line variable width in Deposited Plan 639999 and said to be in the possession of Hilton Leonard King.

All that piece and parcel of land situate at Coledale in the Local Government Area of Wollongong Parish of Southend County of Cumberland being part of the land comprised within Folio Identifiers 11/1016488 shown as Easement for Transmission Line variable width in Deposited Plan 1016488 and said to be in the possession of Leslie Weiner.

All that piece and parcel of land situate at Coledale in the Local Government Area of Wollongong Parish of Southend County of Cumberland being part of the land comprised within Folio Identifier 4/204674 shown as Proposed Easement for Transmission Line variable width in Deposited Plan 639999 and said to be in the possession of Felicity Helen Fairlie-Cunninghame.

All that piece and parcel of land situate at Helensburgh in the Local Government Area of Wollongong Parish of Heathcote County of Cumberland being part of the land comprised within Folio Identifier 52/262950 shown as Proposed Easement for Transmission Line 20 wide and variable width in Deposited Plan 638559 and said to be in the possession of Kenneth Norma Smith and Leanne Gay Smith.

All that piece and parcel of land situate at Thirroul in the Local Government Area of Wollongong Parish of Southend County of Cumberland being part of the land comprised within Folio Identifier 19/13365 shown as Proposed Easement for Transmission Line 6.5 wide in Deposited Plan 640002 and said to be in the possession of Stewart John McCauley..

All that piece and parcel of land situate at Towradgi in the Local Government area of Wollongong Parish of Woonona County of Camden being part of the land comprised within Folio Identifier 4/29937 shown as Proposed Easement for Transmission Line 7.5 wide and variable in Deposited Plan 640018 and said to be in the possession of Jawad Habah and Emeline Habah.

SPORTING INJURIES INSURANCE ACT 1978

SPORTING INJURIES COMMITTEE

Sydney, 26 September 2001

Order of Declaration under Section 5

IN pursuance of Section 5 of the Sporting Injuries Insurance Act 1978, I declare by this order the

THE UNIVERSITY OF NEW SOUTH WALES SOCCER CLUB

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activities of Soccer.

JOHN GARBUTT,
Acting Chairperson

Date: 26 September 2001.

THE ACCOUNTANTS SCHEME

The Professional Standards Act 1994 (NSW)

Preamble**Occupational Associations**

The Accountants Scheme (the scheme) is a scheme under the Professional Standards Act 1994 (NSW) (the Act) in respect of CPA Australia (CPAA) and the Institute of Chartered Accountants in Australia (ICAA).

CPA Australia

CPAA is a national professional association whose details are as follows: CPA Australia Level 28, 385 Bourke Street, Melbourne Victoria 3000

CPA Australia, a company limited by guarantee, was incorporated in 1952 and changed its name to the Australian Society of Certified Practising Accountants (ASCPA) in 1990 and to CPA Australia in April 2000. The 1952 incorporation was created by the merger of three major accountancy bodies: the Commonwealth Institute of Accountants; the Federal Institute of Accountants; and the Association of Accountants in Australia and two somewhat smaller bodies. Each of these bodies had existed for many years prior to 1952.

The CPAA has in excess of 22,000 members in New South Wales.

The CPAA is governed by a National Council comprising 15 representatives nominated by State Divisional Councils. NSW and Victoria each elect three members, South Australia, Queensland and Western Australia two members each, and Tasmania, the ACT and Asia region one member each. The principal office bearers of the CPAA are the President, Deputy President, three Vice-Presidents (responsible for Membership Services, Intellectual Capital and Professional Development respectively) and the Immediate Past President, who (with the exception of the latter) are elected annually. The National Council meets four times each year. There is also an Executive Committee, a delegate of National Council, which meets six to eight times annually and deals with matters that may arise between National Council meetings which are delegated to it by the National Council. Appointments to National Council are for three years with the ability to be re-appointed.

State Branches are governed by their respective State Divisional Councils, elected by and from the respective State members of the CPAA. Appointments to State Divisional Councils are for three years with the ability to be re-appointed.

The Constitution of the CPAA includes the following objects:

- (a) To support, protect and advance the character, status and interests of the accountancy profession generally and particularly of Accountants being members of the Society.
- (b) To promote honourable practice, to repress malpractice, to settle disputed points of practice and to decide all questions of professional usage, etiquette or courtesy and all disputes between or amongst accountants.
- (c) To consider all questions affecting the interests of the accountancy profession and to initiate, promote, watch over and consider and if necessary to petition Parliament and organise deputations in relation to measures for the protection and the advancement of the accountancy profession and of Accountants and general measures whether legislative or otherwise affecting the profession and the practice of accountancy and to procure improvements and promote uniformity in the principles, methods and practices of accountancy.
- (d) To prescribe and adopt standards and classification of attainments and qualifications of Accountants for such purposes to conduct examinations and other tests in the theory and practice of accountancy and other subjects and to prescribe and receive fees for such examinations and tests and to grant diplomas and confer qualifications to designate the standard and status of Accountants and in particular of members of the Society.

Institute of Chartered Accountants in Australia

The ICAA is a national professional association whose details are as follows: The Institute of Chartered Accountants in Australia (ICAA), Level 14, 37 York Street, Sydney NSW 2000.

The Institute of Chartered Accountants in Australia was constituted by Royal Charter in 1928. The ICAA now operates under a Supplemental Royal Charter (as amended from time to time) granted by the Governor-General on behalf of Queen Elizabeth II in 2000.

The ICAA has in excess of 13,000 members in New South Wales.

The ICAA is governed by a Board of Directors, consisting of 11 Directors, ten being directly elected by members in each respective region and one by members on the overseas register. The President and Deputy President are elected annually by the Board. Regional Councils are elected by members and provide advice to the Board on strategic policy and member issues, act as a link between the Board and members in their region, assist in public profiling and liaison with State and Territory governments, and carry out such functions as may be delegated to them by the Board.

The Principal Objects of the ICAA, as recorded within the 2000 Supplemental Royal Charter, are:

- (a) to advance the theory and practice of accountancy in all its aspects;

- (b) to recruit, educate and train a body of members skilled in such theory and practice;
- (c) to preserve at all times the professional independence of accountants in whatever capacities they may be serving;
- (d) to prescribe high standards of practice and professional conduct for, and to maintain the observance of such standards by:
 - (i) its members;
 - (ii) non-members who participate with members in practice entities and have agreed to be bound by the standards of practice and professional conduct and by the discipline of the Institute;
 - (iii) practice entities which have agreed to be bound by the standards of practice and professional conduct and by the discipline of the Institute;
 - (iv) registered graduates;
- (e) to prescribe disciplinary procedures and sanctions, to exercise disciplinary powers and to impose sanctions for the better observance of the standards of practice and professional conduct of the Institute by members, by non-members referred to in Article 3(d)(ii), the practice entities referred to in Article 3(d)(iii) and by registered graduates;
- (f) to do all such things as may advance the profession of accountancy, whether in relation to the practices of public accountants (including the provision by such parties, in addition to public accountancy services, of other services by persons from other professions) or in relation to industry, commerce, education, the public service or otherwise.

Nature of the Scheme

A scheme operates for the purpose of improving the occupational standards of professionals and others and to protect the consumers of their services. It also limits the civil liability of persons to whom the scheme applies.

The liability limited by the scheme includes, to the extent permitted by the Act, all civil liability arising (in tort, contract or otherwise) directly or vicariously from anything done or omitted by a member of the CPAA or ICAA or to any person to whom the scheme applies in acting in the performance of his or her occupation. The scheme does not apply to liability for damages arising from any matter to which the Act does not apply, including, but not limited to, liability for damages arising from death or personal injury to a person, a breach of trust, fraud or dishonesty.

The scheme does not affect damages which are below \$500,000. Where damages are above \$500,000, the scheme limits liability for those damages to an amount that is between \$500,000 and \$20 million. The amount of the limited liability is calculated by multiplying the reasonable charge for the service by 10. This is called the *limitation amount*. However, the *limitation amount* cannot be less than \$500,000. The limitation amount cannot be higher than \$20 million.

Participating members are required to obtain insurance to cover their occupational liability. The insurance policy can include a deductible amount which the person can cover from other assets. However, the scheme provides that a person can also have a combination of insurance and business assets to cover their liability.

Standards of Insurance

Participating members, as defined in clause 2.2 and 2.3 of the scheme, are required to maintain a current professional indemnity insurance policy that meets the standards specified from time-to-time by the CPAA or ICAA, whichever is applicable. Participating members are required to take measures to ensure that the levels of PI insurance they maintain meet the required standards. The amount payable under the insurance policy in respect of occupational liability, and the value of the person's business assets, when combined, are to be not less than the amount of the person's limitation of liability. In addition, participating members are to maintain sufficient assets to cover any deductible amount applicable under the insurance policy.

Risk Management

Members of the CPAA and ICAA are bound by the ethical rules of the relevant body and by all relevant statements of accounting/auditing practice issued or endorsed by the bodies

Members of the CPAA and ICAA operate in a co-regulatory environment; that is, they are subject to the rules of their professional body and to the requirements of regulatory authorities where applicable. For example, company auditors and insolvency practitioners must be registered with the Australian Securities and Investments Commission (and satisfy the Commission's registration requirements, which includes membership of either the CPAA or ICAA or other approved body and minimum levels of qualifications and experience). Tax agents must be registered with the Tax Agents Board in the relevant state. Both the Australian Securities and Investments Commission (ASIC) and the Tax Agents Boards are independent statutory authorities. Registration in each case requires compliance with stringent educational, qualifications and experience standards. Other relevant registration or licensing regimes include the licensing of securities advisers and dealers by the ASIC.

Both the CPAA and ICAA maintain comprehensive programs for members designed to minimise risk through adherence to high standards of professional conduct and maintenance of professional competencies.

At the forefront of the risk management strategies of both the CPAA and ICAA are the entry requirements set for membership of both bodies. Applicants for membership of the CPAA and ICAA must satisfy stringent educational and experience pre-requisites.

Members must possess a recognised degree from an accredited tertiary institution and have completed the respective post-graduate educational requirements set by the CPAA and ICAA.

Other elements of the risk management strategies of the CPAA and ICAA are:

- i adherence to codes of ethical conduct
- i compliance with continuing professional development / continuing professional education requirements
- i compliance with quality control programs
- i mandatory professional indemnity insurance
- i technical standards and guidance
- i advisory and support services
- i self-regulated disciplinary processes

Members of the CPAA holding Public Practice Certificates, and members of the ICAA holding Certificates of Public Practice, are required to comply with requirements in respect of continuing professional development/continuing professional education, professional indemnity insurance and quality control. Members receiving and holding trust monies are also required to maintain and have their trust records audited annually.

Both the CPAA and ICAA have developed complaints and discipline procedures in respect of members who have acted contrary to the general or specific requirements of the respective bodies. These procedures, including the imposition of sanctions and penalties, are regularly reviewed to reflect community expectations and changing commercial circumstances. Investigations may be commenced as a result of a complaint received from any member of the public, a fellow member, or by the CPAA or ICAA.

Scheme Administration

Administration of the Accountants' Scheme will be undertaken by Scheme Management Committees (SMCs) established by the ICAA and CPAA reporting to the Joint Standing Committee of the ICAA and CPAA. The ICAA and CPAA will maintain registers of their members participating in the Scheme, including records of limitation amounts higher than \$20 million selected by member firms.

The respective associations may require a Participating Member to pay any fees in connection with the Scheme set by the respective professional association to which the member belongs or the relevant SMC. The relevant SMC may determine that a Participating Member is deemed to have paid fees in connection with the Scheme.

Scheme Compliance

Participating Members will be required to confirm that they have complied with the requirements of the Scheme in such manner as may be determined by the SMC(s).

Breach of the requirements of the Scheme by a Participating Member may be referred by the relevant SMC to the disciplinary committee of the respective professional association to which the member belongs.

Participating Members must comply with the requirements of the respective professional association to which the member belongs in respect of PI insurance and business assets, continuing professional education/continuing professional development, quality review/quality assurance, and the maintenance and audit of trust accounts.

Complaints and Discipline

Participating Members to whom the Scheme applies are subject to the complaints and discipline system of the ICAA and CPAA under section 5 of the By-Laws of the ICAA and Articles 26 to 33 inclusive and By-Laws 301 to 310.6 inclusive of the CPAA dealing with the Discipline of Members. All members of the ICAA and CPAA must comply with the Joint Code of Professional Conduct and other regulations of the respective associations to which the member belongs.

Monitoring of Claims

One of the functions of the SMCs is to establish processes (with the co-operation of major professional indemnity insurance brokers) to monitor and review liability claims with the objective of identifying those areas where further attention is required to reduce the frequency and value of claims against members covered by the scheme.

Continuation of Scheme Coverage

Where the scheme ceases to apply to a Participating Member or Other Person, they will still be protected under the scheme for civil liability arising from their acts, errors or omissions occurring during the period in which the scheme applied provided they meet the requirements of the scheme in respect of maintaining sufficient PI insurance and business assets to the amount of the limitation of liability applicable to the Participating Member or Other Person at the relevant time.

Commencement of Scheme

The scheme commences on 8 October 2001.

Scheme Duration

The scheme remains in force for a period of 5 years from its commencement unless it is revoked, extended or ceases in accordance with section 32 of the Act.

The Accountants Scheme

1. Occupational Association

1.1 The Accountants Scheme (the scheme) is a scheme under the Professional Standards Act 1994 (NSW) (the Act) of CPA Australia (CPAA), Level 28 Bourke Street, Melbourne Victoria 3000, and the Institute of Chartered Accountants in Australia (ICAA), Level 14, 37 York Street, Sydney NSW 2000.

2. Persons to Whom the Scheme Applies

- 2.1 The scheme applies to participating members and other persons as defined in clauses 2.2, 2.3 and 2.4, respectively, of the scheme.
- 2.2 All members of the CPAA ordinarily resident in NSW who hold a current Public Practice Certificate issued by the CPAA and who have not been exempted by the CPAA under clause 2.5 of the scheme.
- 2.3 All members of the ICAA ordinarily resident in NSW who hold a current Certificate of Public Practice issued by the ICAA and who have not been exempted by the ICAA under clause 2.5 of the scheme.
- 2.4 A person to whom the scheme applies by virtue of sections 18, 19 and 20 of the Act.
- 2.5 A person may, on application by the person, be exempted from the scheme by the CPAA or ICAA, whichever is applicable. This clause does not apply to other persons as defined in clause 2.4 of the scheme.

3. Limitation of Liability

- 3.1 Liability is limited in accordance with the provisions of this scheme for damages in respect of a cause of action in relation to occupational liability in excess of \$500,000.
- 3.2 A participating member or other person to whom this scheme applies and against whom a cause of action relating to occupational liability is brought is not liable in damages in relation to that cause of action above the *monetary ceiling* referred to in clause 3.3 or the *limitation amount* referred to in clause 3.4 where the participating member or other person is able to satisfy the court that

- (a) the participating member or other person has the benefit of an insurance policy insuring the participating member or other person against that occupational liability, and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action is not less than the monetary ceiling or limitation amount specified in the scheme in relation to the participating member or other person at the time at which the act or omission giving rise to the cause of action occurred;

OR

- (b) the participating member or other person has business assets and the benefit of an insurance policy insuring the participating member or other person against that occupational liability, and the net current market value of the assets and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action, if combined, is not less than the monetary ceiling or limitation amount specified in the scheme in relation to the participating member or other person at the time at which the act or omission giving rise to the cause of action occurred.

3.3 The *monetary ceiling* is \$20 million.

3.4 The *limitation amount* is a reasonable charge for the services provided by the participating member or other person or which the participating member or other person failed to provide and to which the cause of action relates, multiplied by the multiple specified in the scheme in relation to the participating member or other person at the time at which the act or omission giving rise to the cause of action occurred.

3.4.1 In determining the amount of a reasonable charge a court is to have regard to any amount actually charged and to:

- (a) the amount that would ordinarily be charged in accordance with a scale of charges accepted by the CPAA or ICAA, whichever is applicable; or
- (b) if there is no such scale, the amount that a competent person of the same qualifications and experience as the participating member or other person would be likely to charge in the same circumstances.

3.4.2 The multiple is 10.

3.4.3 This clause does not limit the amount of damages to which the participating member or other person is liable if the amount is less than the amount specified for the purpose in the scheme in relation to the participating member or other person.

3.5 The damages which may be awarded against the participating member or other person are to be determined in accordance with clause 3.2 and 3.4 but must not exceed the amount of the monetary ceiling specified in clause 3.3 in relation to the participating member or other person.

4. Commencement of Scheme

The scheme commences on 8 October 2001.

PROFESSIONAL STANDARDS ACT 1994

Notification pursuant to section 13

Accountants' Limitation of Liability Scheme

PURSUANT to section 13 of the *Professional Standards Act 1994*, I approve the publication of the Accountants' Limitation of Liability Scheme. This Scheme will commence on 8 October 2001.

BOB DEBUS,
Attorney General

REPORT CONCERNING THE APPROVAL OF

THE ACCOUNTANTS SCHEME

SCHEME APPROVAL

On 4/12/00, a joint application was received by the Professional Standards Council from CPA Australia (CPAA) and the Institute of Chartered Accountants in Australia (ICAA) for the approval of a scheme pursuant to the provisions of the *Professional Standards Act 1994* (the PSAct). In effect the application is an application for renewal of a scheme. A scheme (the current scheme) in respect of CPAA and ICAA currently operates and will cease on 7/10/01.

The effect of approval and commencement of the scheme will be that practitioners currently covered by the existing scheme will continue to be covered by a professional standards scheme. The scheme will reduce the monetary ceiling applicable to members of CPAA and ICAA covered by the scheme, but it does allow members to have a higher monetary ceiling.

On 15/6/01, the council decided to:

1. approve¹ a scheme in respect of CPAA,
2. *approve a scheme in respect of ICAA, and*
3. *submit² the schemes to the Minister to authorise their publication in the Gazette³.*

Before approving the schemes, the council:

1. *published⁴ a notice in a daily newspaper circulating throughout NSW:*
 - (a) *explaining the nature and significance of the schemes, and*
 - (b) *advising where a copy of the schemes may be obtained or inspected, and*
 - (c) *inviting comments and submissions within 21 days after publication of the notice; and*
2. *considered⁵:*
 - (a) *all comments and submissions made to it in accordance with section 9,*
 - (b) *the position of persons who may be affected by limiting the occupational liability of members of the occupational associations concerned,*

- (c) *the nature and level of claims relating to occupational liability made against members of the occupational associations,*
- (d) *the risk management strategies of the occupational associations,*
- (e) *the means by which those strategies are intended to be implemented,*
- (f) *the cost and availability of insurance against occupational liability for members of the occupational associations, and*
- (g) *the standards determined by the occupational associations in relation to insurance policies.*

The schemes are presented in a single document (the scheme).

The council is satisfied that the scheme will assist the improvement of occupational standards, the development of self-regulation and the protection of consumers.

THE SCHEME

Limitation of Liability

The scheme, to the extent provided by the PSAct, limits the occupational liability of certain members of CPA Australia (CPAA) and the Institute of Chartered Accountants in Australia (ICAA). Liability is limited for all members of the respective associations ordinarily resident in NSW who hold a current public practice certificate issued by the either CPAA or ICAA

The scheme specifies a monetary ceiling of \$20 million, and a limitation amount calculated by applying a multiple of 10 to fees for service.

In determining the limitation of liability the council had regard for the number and amounts of claims made against persons within the occupational association and for the need to adequately protect consumers. The council is satisfied that the limitation of liability is reasonable having regard for the nature and level of claims, will adequately protect consumers and not adversely affect other person to a significant degree.

Insurance and business assets

Members of CPAA and ICAA to whom the scheme applies are required to have the benefit of insurance, or a combination of insurance and business assets, of not less than the amount of the limitation of liability applicable to that person. The associations require that members have a minimum amounts of insurance, and they limit the amount of deductible allowable under an insurance policy. Those are determined by the associations from time-to-time. The current minimum level of mandatory insurance for members covered by the scheme is \$0.5 million for each and every claim or, in the case of ICAA, \$100 million in the aggregate for all claims during the period of insurance, whichever is the lesser. The balance of the limitation amount may be covered by insurance, or a combination of both insurance and business assets. The ICAA prescribe that a permissible deductible is limited to \$5,000 multiplied by the number of principals, or 3% of gross fee income of the member or every related entity, whichever is the greater. CPAA limits the deductible to 2% of gross fee income of the practice.

The policy of insurance is to be of the requisite standard determined by the CPAA or ICAA. The associations require that a policy cover (1) any civil legal liability or any act, error or omission, (2) principals, firm or company, and employees (ICAA), (3) each and every claim (but ICAA members may have \$100 million in the aggregate), (4) run-off, and (5) retrospectivity (ICAA). ICAA permit a cost inclusive for claims above \$20 million (each and every claim) or above \$100 million in the aggregate.

Each association will monitor claims to identify areas for improvement and report annually on claims monitoring.

The council is satisfied that insurance against occupational liability is reasonably available to members of CPAA and ICAA, and the standards of insurance determined by the associations in respect of their members are reasonable, adequately protect consumers and will not adversely affect other persons to a significant degree.

Risk Management

CPAA and ICAA have furnished the council with a detailed list of the risk management strategies they intends to implement in respect of its members, and the means by which those strategies are intended to be implemented⁶. They will continue to implement their strategies under existing and developing structures. The strategies are outlined in the scheme document. The associations will each report annually to the council concerning the implementation, monitoring and effect of those strategies.

The council is satisfied that the risk management strategies and the means by which they are intended to be implemented will facilitate the improvement of occupational standards of members of the CPAA and ICAA, assist in the development of self-regulation of the association, and serve to protect the consumers of the services provided by the members of the association.

Complaints and Disciplinary Matters

Persons covered by the scheme will be subject to complaints and discipline procedures of the respective associations. The procedures feature structures and procedures for receiving and processing complaints, investigating and resolving complaints, and defined disciplinary sanctions against members. Members have a right of legal representation, and notice of decisions and the reasons for decisions will be given.

The council is satisfied that the complaints and discipline mechanisms allow for the proper redress of consumer complaints, facilitate the improvement of occupational standards of members of CPAA and ICAA, and serve to protect the consumers of the services provided by the members of the association.

Commencement and Duration of the scheme

The scheme is subject to annual monitoring by the council. The scheme will cease to apply to the members of CPAA and ICAA at the end of 5 years after commencement of the scheme, but may be extended as provided by the PSAct. The scheme is to commence on 8/10/01.

RECOMMENDATION

The council recommends that the Attorney General authorise the publication in the Government Gazette of the scheme, as submitted.

The approved Accountants Scheme is herewith.

- 1 pursuant to section 7(3)
- 2 pursuant to section 12
- 3 pursuant to section 13
- 4 pursuant to section 8
- 5 pursuant to section 10
- 6 pursuant to section 36(1)

SUBMITTED

Professional Standards Council

WARWICK WILKINSON, AM,
Chairman

WORKERS COMPENSATION (PHYSIOTHERAPY FEES)

ORDER 2001 NO 2

under the

Workers Compensation Act 1987

I, KATE McKENZIE, General Manager of the WorkCover Authority of New South Wales, pursuant to section 61 of the Workers Compensation Act 1987, make the following Order.

Dated this 28th day of September 2001.

KATE McKENZIE,
General Manager
WorkCover Authority

1. Name of Order

This Order is the *Workers Compensation (Physiotherapy Fees) Order 2001 No 2*.

2. Amendment

Omit from Column 2 of Schedule B to the *Workers Compensation (Physiotherapy Fees) Order 2001 No 1* the amount specified for item 15 (Treatment in classes) and insert instead i34f.

TENDERS

Department of Public Works and Services

SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

TENDERS for the undermentioned Period Contracts, Supplies and Services, required for the use of the Public Service, will be received by the Department of Public Works and Services, Level 3, McKell Building, 2-24 Rawson Place, Sydney, NSW 2000, up till 9.30 a.m. on the dates shown below.

10 October 2001

S01/00274 (32) CLEANING CENTRAL SQUARE AT 323 CASLEREAGH ST FOR UP TO 2 YEARS .
DOCUMENTS: \$55.00 PER SET

11 October 2001

013/7225 MOTOR SPIRIT AND DIESEL TO LORD HOWE ISLAND. DOCUMENTS: \$110.00 PER SET

16 October 2001

S01/00238 (191) CLEANING DET BUILDING AT BRIDGE ST. DOCUMENTS: \$55.00 PER SET

014/7220 PROGRESSION OF REFORM WITHIN THE NSW POLICE SERVICE. DOCUMENTS: \$110.00 PER SET

25 October 2001

016/7182 PRINTING SERVICES FOR OTEN-DE. DOCUMENTS: \$110.00 PER SET

6 November 2001

025/7223 PUBLIC SECTOR MANAGEMENT COURSE. DOCUMENTS: \$110.00 PER SET

TENDER DOCUMENT FEE

Tender documents for inspection and purchase, and application forms for Expression of Interest are available at the address above. Where charges apply for tender documents, they are not refundable, cheques and credit cards (Bankcard, Mastercard and Visa) only are acceptable, payable to Department of Public Works and Services. NO CASH payments will be accepted. Documents can be Express Posted on request at an extra cost. Non attendance of mandatory site meetings will render tenders informal.

Further Information is available on the Internet (<http://www.dpws.nsw.gov.au/tenders>)

Government Printing Service

TENDERS FOR PRINTING

TENDERS will be received up to 9.30 am on the date specified for the undermentioned printing. Envelopes containing tenders must be addressed to: Government Printer, Unit 5, Block V, 391 Park Road, Regents Park NSW 2143, and have legibly endorsed upon the face thereof the items and description of the printing for which the tender is submitted. Special envelopes are available for this purpose.

Advertised for 3 weeks closing 22nd October 2001.

Tender No. 22842

Tenders are invited on behalf of the Australian Museum for the Design, film, printing, binding and distribution Australia wide of The Nature Australia Magazine

Tender documents will be available the 2nd of October 2001 from the contracts department of the NSW Government Printing Service. Job consists of 84pp plus cover 20,000 copies printed quarterly

For further information contact Gavin Potter or Phil Dobson on 9743 8777.

Department of Housing

Tenderers are required to comply with the New South Wales Government's Code of Practice and Tendering for the Construction Industry

WESTERN SYDNEY REGIONAL OFFICE

MAINTENANCE/UPGRADING

1) BLACKTOWN / LALOR PARK / SEVEN HILLS (JOB NO WSR 1750) Approx 155 Properties

2) DOONSIDE / MARAYONG / QUAKERS HILL / RIVERSTONE (JOB NO WSR 1751) Approx 151 Properties

External Repairs / External Painting

Note: **CLOSING 10.00 AM TUESDAY OCTOBER 16, 2001.**

FULL BUILDERS LICENCE REQUIRED FOR ALL EXTERNAL REPAIRS / EXTERNAL PAINTING CONTRACTS.

Tender documents are available from Western Sydney Regional Office; 106-108 Church Street Parramatta and tenders close at that office.

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BATHURST CITY COUNCIL

Roads Act 1993 — Section 10

Dedication of Land as Public Road

NOTICE is hereby given by Bathurst City Council that, pursuant to section 10 of the Roads Act 1993, the land described in the Schedule below is dedicated as public road. Dated at Bathurst, 19th September, 2001. P. PERRAM, General Manager, Bathurst City Council, PMB 17, Bathurst, NSW 2795.

SCHEDULE

Lot 3, DP 748065. [0900]

BLACKTOWN CITY COUNCIL

Reen Road, Prospect — Closure

COUNCIL is considering the possibility of closing Reen Road, Prospect by a locked gate near its eastern (Reservoir Road) end. The purpose is to prevent rubbish dumping, acts of vandalism and other unlawful acts in this isolated area. Arrangements would be made for access by key by landowners, tenants, Public Utility Authorities, Emergency Services etc. Any person may make a submission regarding this proposal by writing to the General Manager, Blacktown City Council, PO Box 63, Blacktown NSW 2148 within 28 days of the date of this notice. Telephone enquiries should be directed to Council's Transport Management Services Section on 9839 6343. [0886]

COROWA SHIRE COUNCIL

Notice of Revocation Bush Fire Danger Period

IN reference to Section 82(1) of the Rural Fires Act 1997, and in accordance with Corowa Service Level Agreement (Schedule 3, Part 2.11), hereby revoke the local bush fire danger period for the whole of Corowa Shire from 1 October until 2 November inclusive. [0884]

EVANS SHIRE COUNCIL

Roads Act 1993, Section 10

Dedication of land as Public Road

IN accordance with the provisions of Part 2, Section 10 of the Roads Act 1993, Council advises that the land known as Lots 1 to 10 of DP 877322 (Goulburn Road, Trunkey) is hereby dedicated as public road. G. TAYLOR, General Manager, Evans Shire Council, PO Box 703 Bathurst, NSW, 2795. [0885]

FORBES SHIRE COUNCIL

Revocation of Bush Fire Danger Period

NOTICE is hereby given that the Commissioner of the New South Wales Rural Fire Service has revoked the

Bush Fire Danger Period within the Forbes Shire Council area from 1 October 2001 until 31 October 2001, inclusive. K. J. NEVILLE for P. KOPERBERG, Commissioner. [0878]

GREATER TAREE CITY COUNCIL

Rescission of Notice

THE notice appearing in *Government Gazette* No. 135 of 7th September, 2001, Folio 7705, under the heading Greater Taree City Council, regarding Notice of Compulsory Acquisition of Land being the land described in Schedule A as Lot 7, DP 1010899 and Lot 1, DP 1025761, and Dedication as Public Road being the land described in Schedule B as Lot 7, DP 1010899 and Lots 1 and 2, DP 1025761, is hereby deleted. Dated at Taree, 2nd October, 2001. G. TREVASKIS, General Manager, Greater Taree City Council, PO Box 482, TAREE, NSW 2430. [0898]

GUNDAGAI SHIRE COUNCIL

Revocation of The Bush Fire Danger Period

I, RICHARD PETCH, Superintendent for the Rural Fire District of Gundagai Shire, under the provisions of the Gundagai Rural Fire Service Level Agreement (Schedule 3), in accordance with the powers delegated to me under the provisions of the Local Government Act, 1993, as amended, in pursuance of the provisions of Section 82 of the Rural Fires Act 1997 by this instrument in writing, declare that the Bush Fire Danger Period be revoked within the Shire of Gundagai from 1 October 2001 to 21 October 2001 inclusive. R. J. PETCH, Superintendent, Gundagai District, NSW Rural Fire Service. [0882]

GUNNING RURAL FIRE DISTRICT

Notice of Revocation of Bush Fire Danger Period

NOTICE is hereby given that Gunning Rural Fire District declares that the Statutory Bush Fire Danger Period be revoked within the Shire of Gunning to midnight, 5th November, 2001. PETER DYCE, Superintendent, Gunning Rural Fire Service, Fire Control Centre, 125 Yass Street (PO Box 41), Gunning, NSW 2581, tel.: 4845 1579. [0899]

HASTINGS SHIRE COUNCIL

Roads Act 1993 — Section 10

Dedication of Land as Public Road

HASTINGS Council advises that in accord with the provisions of Section 10 of the Roads Act 1993, the lands described in the Schedule below are hereby dedicated as public road. B. SMITH, General Manager, Hastings Council, cnr Lord and Burrawan Streets, Port Macquarie.

SCHEDULE

Lot 1 DP222478, Lot 4 DP574824 and Lot 41 DP1016237, all being in the Parish of Koree, County of Macquarie and situate off Randall Street at Wauchope. [0889]

JERILDERIE SHIRE COUNCIL

Revocation of Bush Fire Danger Period

NOTICE is hereby given that the Statutory Bush Fire Danger Period will be revoked within the Jerilderie Shire Council Local Government Area of New South Wales from 1 October to 31 October 2001 inclusive. CHRIS BARRON, Fire Control Officer for General Manager.

[0887]

LOCKHART SHIRE COUNCIL

Revocation of Bush Fire Danger Period

NOTICE is hereby given that the Mayor by his instrument in writing has declared that the statutory Bush Fire Danger Period be revoked within the area of the Lockhart Shire Council for the period 1 October to 31 October 2001 inclusive. L. R. CARTER, General Manager, PO Box 21, Lockhart 2656.

[0877]

SHELLHARBOUR CITY COUNCIL

Roads Act 1993 — Section 10

THE Council of the City of Shellharbour dedicates the land described in the Schedule below as public road under section 10 of the Roads Act 1993. B. A. WEIR, General Manager, Shellharbour City Council, PO Box 155, Shellharbour Square, Blackbutt, NSW 2529.

SCHEDULE

All that piece or parcel of land situated in Shellharbour City Council area, Parish of Terragong and County of Camden, shown as Lot 499, Deposited Plan 774663.

[0894]

TUMUT SHIRE COUNCIL

Revocation of Bush Fire Danger Period

I, GEOFFREY PRITCHARD, Mayor of the Tumut Shire Council, in accordance with the powers delegated to me under the provisions of the Local Government Act, 1993, as amended, in pursuance of the provisions of Section 82 of the Rural Fires Act 1997, and under the provisions of the Tumut Rural Fire Service Level Agreement (Schedule 3) by this instrument in writing, declare that the Bush Fire Danger Period be revoked within the Shire of Tumut from 1 October 2001 to 21 October 2001 inclusive. G. PRITCHARD, Mayor.

[0883].

TWEED SHIRE COUNCIL

Roads Act 1993 — Section 10

Dedication of Lands as Public Road

NOTICE is hereby given that the Tweed Shire Council, by resolution of the Council dated 21st February, 2001, has resolved to dedicate the land described hereunder as public road pursuant to section 10 of the Roads Act 1993. J. F. GRIFFIN, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484.

SCHEDULE

Lot 1, DP 1022083.

[0892]

WEDDIN SHIRE COUNCIL

Bushfire Danger Period

THE Weddin Shire wishes to advise that, under Section 82 of the NSW Rural Fires Act 1997, the Bushfire Danger Period within the Weddin Shire has been revoked from Monday 1 October 2001 until Thursday 1 November 2001. I. NEILSON, Fire Control Officer, Weddin RFS.

[0888]

YASS SHIRE COUNCIL

Revocation of Bush Fire Danger Period

I, Adrian Richard Carey, Fire Control Officer of NSW Rural Fire Service, Yass District, in accordance with the provisions of section 377 of the Local Government Act 1993, by this instrument in writing declare that the Statutory Bush Fire Danger Period be revoked within the Yass Shire for the period 1st October, 2001 to 4th November, 2001, inclusive. ADRIAN RICHARD CAREY, Fire Control Officer, PO Box 597, Yass, NSW 2582.

[0895]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of OLIVE BERYL MORTON, late of Fairfield, in the State of New South Wales, home duties, who died on 31st July, 2001, must send particulars of his claim to the executors, Margaret Ruth Peacock and John Cecil Morton, c.o. Cutri & Associates, Solicitors & Attorneys, Suite 20, 4 Station Street, Fairfield, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 24th September, 2001. CUTRI & ASSOCIATES, Solicitors & Attorneys, Suite 20, 4 Station Street, Fairfield, 2165, (DX 25107, Fairfield), tel.: (02) 9728 3333.

[0881]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ALAN HAMILTON OSBORNE PEATY, late of Granville, in the State of New South Wales, retired clerk, who died on 8th June, 2001, must send particulars of his claim to the executors, Alan James Ross Peatty and Janet Mary Ellen Byrnes, c.o. White & Halbert, Solicitors, 48 Macquarie Street, Parramatta, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 3rd September, 2001. WHITE & HALBERT, Solicitors, 48 Macquarie Street, Parramatta, 2150, (DX 8222, Parramatta), tel.: (02) 9635 5244.

[0876]

NOTICE of application for probate.—After 14 days from publication of this notice an application for Probate of the Will, dated 9th February, 1983, of LORENZA DI PALMA, late of Drummoyne, in the State of New South Wales, home duties, will be made by Louie Di Palma and Joseph Di Palma. Creditors are required to send

particulars of their claims upon her estate to WHITFIELD'S, Solicitors, Level 20, Suite 2002, 44 Market Street, Sydney, NSW 2000, tel.: 9299 8096. [0890]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JEROMY NIGEL PRYOR, late of Petersham, in the State of New South Wales, who died on 11th May, 2001, must send particulars of his claim to the executrix, Carol Anne Pryor, c.o. Newnhams, Solicitors, 122 Castlereagh Street, Sydney, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 26th September, 2001. NEWNHAMS, Solicitors, 122 Castlereagh Street, Sydney, NSW 2000, (DX 665, Sydney), tel.: (02) 9264 7788.

[0891]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of CECILIA ELIZABETH LE MARSNEY, late of Granville, in the State of New South Wales, widow, who died on 25th June, 2001, must send particulars of his claim to the executrix, Gweneth Amy Florence Weller, c.o. White & Halbert, Solicitors, 48 Macquarie Street, Parramatta, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 25th September, 2001. WHITE & HALBERT, Solicitors, 48 Macquarie Street, Parramatta, NSW 2150, (DX 8222, Parramatta), tel.: (02) 9635 5244.

[0893]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of WINIFRED ANNE POTTS, late of Randwick, in the State of New South Wales, retired, who died on 28th August, 2001, must send particulars of his claim to the executor, David Charles Potts, c.o. Makinson & d'Apice, Solicitors, Level 18, 68 Pitt Street, Sydney, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 24th September, 2001. MAKINSON & D'APICE, Solicitors, Level 18, 68 Pitt Street, Sydney, NSW 2000 (DX 296, Sydney), tel.: (02) 9233 7788.

[0896]

COMPANY NOTICES

IN the Supreme Court of New South Wales No. 4260 of 2001.—ALFRESCO PROVIDORES PTY LIMITED, A.C.N. 087 941 213.

1. A proceeding for the winding up of ALFRESCO PROVIDORES PTY LIMITED (A.C.N. 087 941 213) was commenced by the Plaintiff, Wilmeat Cut Meats Pty Limited on 29th August 2001 and will be heard by the Supreme Court of New South Wales at Court 7A, Level 7, Supreme Court, Queen's Square, Cnr King and Macquarie Streets, Sydney, at 11.00 a.m. on 18th October 2001. Copies of documents filed may be obtained from the Plaintiff's address for service.
2. The Plaintiff's address for service is Thurlow Fisher Solicitors, Suite 1, Level 1, 69 The Mall, Bankstown, NSW 2200, tel.: (02) 9708 2222.
3. Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit which the person intends to rely, and serve a copy of the notice and any affidavit on the Plaintiff's address for service at least 3 days before the date fixed for the hearing. Name of Plaintiff's Solicitor: Matthew John Fisher. 2nd October 2001.

[0879]

NOTICE of final meeting of members.—WASON INVESTMENTS PTY LIMITED (In voluntary liquidation), ACN 001 087 645.—Notice is hereby given that a final meeting of members of the above company will be held at 47 Wason Street, Milton, NSW, on Wednesday, 31st October, 2001, at 2.00 p.m., to have laid before it the liquidator's account showing how the winding up has been conducted and the property of the company disposed of and hearing any explanation which may be given by the liquidator. Dated this 28th September, 2001. P. J. CAMPBELL, Liquidator, c.o. Thomson Campbell & Co., Certified Practising Accountant, PO Box 194, Milton, NSW 2538, tel.: (02) 4455 1338.

[0897]