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LEGISLATION

Assents to Acts

ACT OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney, 29 November 2001

IT is hereby notified, for general information, that Her Excellency the Governor has, in the name and on behalf of Her Majesty, this day assented to the undermentioned Act passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No. 87, 2001 – An Act to amend the Insurance Protection Tax Act 2001 to vary the arrangements for the imposition and collection of tax under that Act; and for other purposes.
[Insurance Protection Tax Amendment Act]

RUSSELL D. GROVE, PSM
Clerk of the Legislative Assembly

ACT OF PARLIAMENT ASSENTED TO**Legislative Assembly Office, Sydney, 4 December 2001**

IT is hereby notified, for general information, that Her Excellency the Governor has, in the name and on behalf of Her Majesty, this day assented to the undermentioned Act passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No. 88, 2001 – An Act to amend the Liquor Act 1982 in respect of the sale and supply of liquor in nursing homes and hospitals, the sale of liquor on vessels, the promotion of liquor to minors and caterer's licences; to amend the Registered Clubs Act 1976 in relation to the promotion of liquor to minors; and for other purposes. [**Liquor and Registered Clubs Legislation Further Amendment Act**]

RUSSELL D. GROVE, PSM
Clerk of the Legislative Assembly

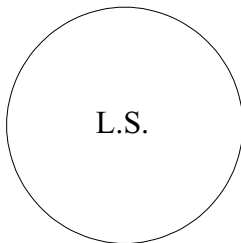
Proclamations

Electronic Transactions Act 2000 No 8—Proclamation

MARIE BASHIR, Governor

I, Professor Marie Bashir AO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Electronic Transactions Act 2000*, do, by this my Proclamation, appoint 7 December 2001 as the day on which that Act commences.

Signed and sealed at Sydney, this 5th day of December 2001.



By Her Excellency's Command,

BOB DEBUS, M.P.,
Attorney General

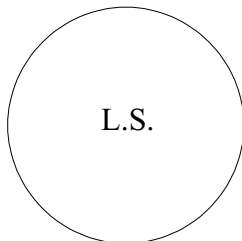
GOD SAVE THE QUEEN!

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 5th day of December 2001.



By Her Excellency's Command,

MICHAEL COSTA, M.L.C.,
Minister for Police

GOD SAVE THE QUEEN!

Police Service Act 1990 No—Proclamation

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

- (1) Omit “Assistant Commissioner–Executive Director, Human Resources and Development”.
Insert instead “Executive Director, Human Resource Services”.
- (2) Omit “General Manager, Information Technology Services”.
Insert instead “General Manager, Business and Technology Services”.
- (3) Omit “Director, Strategic Operational Planning”.
Insert instead “Director, Strategic Operations”.
- (4) Omit “Commander, Internal Affairs”.
Insert instead “Commander, Special Crime and Internal Affairs”.
- (5) Omit:
Commander, Olympic Security
Chief of Staff
Manager, Legal Services
Director, National Exchange of Police Information
Director, Employee Relations
Director, Health and Workplace Services
Director, Commercial Crime Agency
Director, Australian Bureau of Criminal Intelligence
Director, Intelligence, Olympic Security

Regulations

Electronic Transactions Regulation 2001

under the

Electronic Transactions Act 2000

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Electronic Transactions Act 2000*.

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The objects of this Regulation are:

- (a) to exclude certain laws from the operation of section 7 (1) of the Act, with the result that section 7 (1) will not validate electronic transactions for the purposes of those laws, and
- (b) to exclude certain requirements that are imposed by the laws of this jurisdiction from the operation of Division 2 of Part 2 of the Act, with the result that Division 2 will not authorise:
 - (i) the giving of information in electronic form, or
 - (ii) the use of electronic signatures, or
 - (iii) the production of documents in electronic form, or
 - (iv) the retention of information in electronic form,for the purposes of a person's compliance with such a requirement, and
- (c) to exclude certain permissions given by the laws of this jurisdiction from the operation of Division 2 of Part 2 of the Act, with the result that Division 2 will not authorise:
 - (i) the giving of information in electronic form, or
 - (ii) the use of electronic signatures, or

Electronic Transactions Regulation 2001

Explanatory note

- (iii) the production of documents in electronic form, or
 - (iv) the retention of information in electronic form,
- for the purposes of a person's exercise of such a permission, and
- (d) to exclude certain laws from the operation of Division 2 of Part 2 of the Act, with the result that Division 2 will not authorise:
- (i) the giving of information in electronic form, or
 - (ii) the use of electronic signatures, or
 - (iii) the production of documents in electronic form, or
 - (iv) the retention of information in electronic form,
- for the purposes of those laws.

This Regulation is made under the *Electronic Transactions Act 2000*, including section 15 (the general power to make regulations), and sections 7 and 12.

This Regulation relates to matters arising under legislation that is substantially uniform or complementary with legislation of the Commonwealth or another State or Territory and to matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

Electronic Transactions Regulation 2001

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Clause 1 Electronic Transactions Regulation 2001

Electronic Transactions Regulation 2001

1 Name of Regulation

This Regulation is the *Electronic Transactions Regulation 2001*.

2 Commencement

This Regulation commences on 7 December 2001.

3 Definitions

In this Regulation:

judicial body means court or tribunal, and includes any other body or person exercising judicial or quasi-judicial functions.

the Act means the *Electronic Transactions Act 2000*.

4 Certain laws excluded from section 7 (1) of the Act

Section 7 (1) of the Act does not apply to the following laws of this jurisdiction:

Consumer Credit (New South Wales) Code

Consumer Credit (New South Wales) Regulations

Conveyancing Act 1919, section 23C

Election Funding Act 1981, and any regulations under that Act

Freedom of Information Act 1989, and any regulations under that Act

Legal Profession Act 1987, and any regulations under that Act

Local Government Act 1993, Chapter 10, and any regulations under that Act with respect to the matters dealt with in that Chapter

Parliamentary Electorates and Elections Act 1912, and any regulations under that Act

Any other Act or regulation that makes provision for the conduct of polls or elections by the Electoral Commissioner, to the extent only to which it makes such provision.

5 Certain requirements excluded from Division 2 of Part 2 of the Act

Division 2 of Part 2 of the Act does not apply to the following requirements and classes of requirements:

- (a) any requirement under a law of this jurisdiction for a person to lodge or file a document with a judicial body in connection with legal proceedings,
- (b) any requirement under a law of this jurisdiction for a person to sign a document to be lodged or filed with a judicial body in connection with legal proceedings,
- (c) any requirement under a law of this jurisdiction for a person to produce a document:
 - (i) to a judicial body in connection with legal proceedings, or
 - (ii) to a party to legal proceedings in connection with those proceedings,
- (d) any requirement under a law of this jurisdiction for a person to retain a document:
 - (i) that has been lodged or filed with, or produced to, a judicial body in connection with legal proceedings, or
 - (ii) that has been admitted in evidence in any legal proceedings held before a judicial body, or
 - (iii) that has been issued by a judicial body in connection with any legal proceedings,
- (e) any requirement under a law of this jurisdiction for a document to be served personally or by post,
- (f) any requirement under a law of this jurisdiction for a document to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.

6 Certain permissions excluded from Division 2 of Part 2 of the Act

Division 2 of Part 2 of the Act does not apply to the following permissions and classes of permissions:

- (a) any permission under a law of this jurisdiction for a person to lodge or file a document with a judicial body in connection with legal proceedings,

Clause 6 Electronic Transactions Regulation 2001

- (b) any permission under a law of this jurisdiction for a person to sign a document to be lodged or filed with a judicial body in connection with legal proceedings,
- (c) any permission under a law of this jurisdiction for a person to produce a document:
 - (i) to a judicial body in connection with legal proceedings, or
 - (ii) to a party to legal proceedings in connection with those proceedings,
- (d) any permission under a law of this jurisdiction for a person to retain a document:
 - (i) that has been lodged or filed with, or produced to, a judicial body in connection with legal proceedings, or
 - (ii) that has been admitted in evidence in any legal proceedings held before a judicial body, or
 - (iii) that has been issued by a judicial body in connection with any legal proceedings,
- (e) any permission under a law of this jurisdiction for a document to be served personally or by post,
- (f) any permission under a law of this jurisdiction for a document to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.

7 Certain laws excluded from Division 2 of Part 2 of the Act

Division 2 of Part 2 of the Act does not apply to the following laws of this jurisdiction:

Consumer Credit (New South Wales) Code

Consumer Credit (New South Wales) Regulations

Conveyancing Act 1919, section 23C

Election Funding Act 1981, and any regulations under that Act

Freedom of Information Act 1989, and any regulations under that Act

Legal Profession Act 1987, and any regulations under that Act

Local Government Act 1993, Chapter 10, and any regulations under that Act with respect to the matters dealt with in that Chapter

Electronic Transactions Regulation 2001

Clause 7

Parliamentary Electorates and Elections Act 1912, and any regulations under that Act

Any other Act or regulation that makes provision for the conduct of polls or elections by the Electoral Commissioner, to the extent only to which it makes such provision.

Forestry (Miscellaneous Amendments) Regulation 2001

under the

Forestry Act 1916

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Forestry Act 1916*.

KIM YEADON, M.P.,
Minister for Forestry

Explanatory note

The *Forestry Regulation 1999* currently provides that the prescribed penalty for the offence of contravention of a condition or limitation of an authority, being an offence that is dealt with by way of a penalty notice, is \$1,000.

The object of this Regulation is to provide instead for the following penalties for that offence:

- (a) \$1,000 for contravention of a condition or limitation of an authority being a timber licence, contractor's licence or operator's licence,
- (b) \$100 for contravention of a condition or limitation of any other authority.

The proposed Regulation also amends the *Forestry Regulation 1999*:

- (a) to increase, from \$100 to \$1,000, the prescribed penalty for the offences of approaching within 100 metres of a person operating timber harvesting or hauling equipment, or interfering with such equipment, in a forestry area, being offences that are dealt with by way of penalty notices, and
- (a) to enable the Forestry Commission to delegate its function of authorising a person to take small amounts of timber or other products from a State forest or Crown land to any officer or employee of a local council and to any employee or agent of Australia Post, and

Forestry (Miscellaneous Amendments) Regulation 2001

Explanatory note

- (b) to enable offences relating to camping in a forestry area to be dealt with by way of penalty notices.

This Regulation is made under the *Forestry Act 1916*, including sections 41 (the general power to make regulations) and 46A.

Forestry (Miscellaneous Amendments) Regulation 2001

Clause 1

Forestry (Miscellaneous Amendments) Regulation 2001

1 Name of Regulation

This Regulation is the *Forestry (Miscellaneous Amendments) Regulation 2001*.

2 Amendment of Forestry Regulation 1999

The *Forestry Regulation 1999* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Forestry (Miscellaneous Amendments) Regulation 2001

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 2)

[1] Section 74 Prescribed matters

Insert at the end of clause 74 (1) (b) (ii):

- , and
- (iii) any officer or employee of a local council, and
 - (iv) any employee or agent of Australia Post.

[2] Schedule 3 Penalty notices and short descriptionsInsert before the matter relating to clause 46 (4) of the *Forestry Regulation 1999* in Schedule 3, in Columns 1, 2, 3 and 4 respectively:

Clause 32 (3) (a)	8238	contravene prohibition/ condition in notice	\$100
Clause 32 (3) (b)	8239	contravene camping direction	\$100
Clause 33 (2)	8240	camp without paying camping charge	\$100

[3] Schedule 3Omit all the matter relating to clause 69 (1) (a) and (b) of the *Forestry Regulation 1999*.

Insert instead:

Clause 69 (1) (a)	8244	approach person operating equipment	\$1,000
Clause 69 (1) (b)	9965	interfere with equipment	\$1,000

Forestry (Miscellaneous Amendments) Regulation 2001

Amendments

Schedule 1

[4] Schedule 3

Omit all the matter relating to clause 73 of the *Forestry Regulation 1999*.

Insert instead:

Clause 73, in relation to an authority being a timber licence, contractor's licence or operator's licence	6063	contravene condition/ limitation of licence	\$1,000
Clause 73, in relation to an authority other than a timber licence, contractor's licence or operator's licence	5596	contravene condition/ limitation of authority	\$100

Protection of the Environment Operations Amendment (Waterways Authority) 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

The object of this Regulation is to amend the *Protection of the Environment Operations (General) Regulation 1998* to prescribe the Waterways Authority (instead of local authorities or the Environment Protection Authority) as the appropriate regulatory authority under the Act for certain non-scheduled activities involving vessels for which pilotage is not compulsory.

This Regulation also contains a law revision amendment.

This Regulation also contains a consequential amendment to the *Protection of the Environment Operations (Penalty Notices) Regulation 1999* to prescribe officers or employees of the Waterways Authority as authorised officers in relation to certain penalty notice offences.

This Regulation is made under the *Protection of the Environment Operations Act 1997*, including sections 6 (Appropriate regulatory authority), 226 (Authorised officers) and 323 (the general regulation-making power).

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

Protection of the Environment Operations Amendment (Waterways Authority) Regulation 2001

1 Name of Regulation

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

2 Amendment of Protection of the Environment Operations (General) Regulation 1998

The *Protection of the Environment Operations (General) Regulation 1998* is amended as set out in Schedule 1.

3 Amendment of Protection of the Environment Operations (Penalty Notices) Regulation 1999

The *Protection of the Environment Operations (Penalty Notices) Regulation 1999* is amended as set out in Schedule 2.

4 Notes

The explanatory note does not form part of this Regulation.

Protection of the Environment Operations Amendment (Waterways Authority) Regulation 2001

Amendment of Protection of the Environment Operations (General) Regulation 1998

Schedule 1

Schedule 1 Amendment of Protection of the Environment Operations (General) Regulation 1998

(Clause 2)

[1] Clause 64 Marine Parks Authority

Omit clause 64 (1) (c). Insert instead:

- (c) activities carried on by the State or a public authority, whether at premises occupied by the State or a public authority or otherwise,

[2] Clause 64A

Insert after clause 64:

64A Waterways Authority

- (1) The Waterways Authority is declared, under section 6 (3) of the Act, to be the appropriate regulatory authority for non-scheduled activities involving a non-pilotage vessel in navigable waters, except in relation to the following:
 - (a) the exercise of functions under Chapter 3 of the Act,
 - (b) premises defined in an environment protection licence as the premises to which the licence applies, and all activities carried on at those premises,
 - (c) activities carried on by the State or a public authority, whether at premises occupied by the State or a public authority or otherwise,
 - (d) a matter for which a public authority (other than a local authority or the Waterways Authority) is declared under section 6 (3) of the Act to be the appropriate regulatory authority,
 - (e) non-scheduled activities in marine parks (within the meaning of clause 64).

Protection of the Environment Operations Amendment (Waterways Authority) Regulation 2001

Schedule 1 Amendment of Protection of the Environment Operations (General) Regulation 1998

(2) For the purposes of this clause:

non-pilotage vessel means any vessel other than:

- (a) a vessel for which pilotage is compulsory under Part 6 of the *Ports Corporatisation and Waterways Management Act 1995* in any port, and
- (b) a vessel for which pilotage would be compulsory under Part 6 of the *Ports Corporatisation and Waterways Management Act 1995* in any port if the master did not hold a pilotage exemption certificate.

Protection of the Environment Operations Amendment (Waterways Authority) Regulation 2001

Amendment of Protection of the Environment Operations (Penalty Notices) Regulation 1999 Schedule 2

Schedule 2 Amendment of Protection of the Environment Operations (Penalty Notices) Regulation 1999

(Clause 3)

[1] Clause 6 Authorised officers: section 226

Omit “the Waterways Authority or of” from clause 6 (5) (d).

[2] Clause 6 (5) (o)

Insert after clause 6 (5) (n):

- (o) class 15—an officer or employee of the Waterways Authority.

[3] Clause 10

Insert after clause 9:

10 Savings provision

An officer or employee duly authorised as referred to in clause 6 (2) by the Waterways Authority in relation to class 4 under clause 6 (5) immediately before the commencement of the *Protection of the Environment Operations Amendment (Waterways Authority) Regulation 2001* is taken to be duly authorised by the Waterways Authority in relation to class 15 under clause 6 (5).

[4] Schedule 1 Penalty notice offences

Insert “, 15” after “14” wherever occurring in Column 3 of the matter relating to sections 91, 94, 97, 100, 120, 145, 145A, 146A, 146B, 146C and 211 (1) of the *Protection of the Environment Operations Act 1997*.

Protection of the Environment Operations Amendment (Waterways Authority) Regulation 2001

Schedule 2 Amendment of Protection of the Environment Operations (Penalty Notices) Regulation 1999

[5] Schedule 1

Insert “, 15” after “13” wherever occurring in Column 3 of the matter relating to section 146E (1), 146E (2) and 146E (3) of the *Protection of the Environment Operations Act 1997*.

[6] Schedule 1

Insert “, 15” after “4” in Column 3 of the matter relating to section 265 of the *Protection of the Environment Operations Act 1997*.

[7] Schedule 1

Insert “, 15” after “8” wherever occurring in Column 3 of the matter relating to section 277 (1) (a), 277 (1) (b), 277 (2) (a) and 277 (2) (b) of the *Protection of the Environment Operations Act 1997*.

[8] Schedule 1

Insert “, 15” after “5” wherever occurring in Column 3 of the matter relating to clauses 29, 30, 31 (1), 31 (2) (a), 31 (2) (b), 32 (1), 33 (5), 34 (4) and 34 (5) of the *Protection of the Environment Operations (Noise Control) Regulation 2000*.

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

under the

Road Transport (Driver Licensing) Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Driver Licensing) Act 1998*.

CARL SCULLY, M.P.,
Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (Driver Licensing) Regulation 1999* (the 1999 Regulation) so as to bring into line demerit points offences under the 1999 Regulation with a table of demerit point offences (as set out in Appendix B of the part headed “Supporting Principles” in the document titled *National Driver Licensing Scheme: Policy Proposal* prepared by the National Road Transport Commission in October 1997) endorsed by the Australian Transport Council. For example, this Regulation prescribes offences under the *Australian Road Rules* of driving in a bus lane and driving in a truck lane as offences for which demerit points may be incurred and the number of demerit points incurred for each offence.

This Regulation is made under the *Road Transport (Driver Licensing) Act 1998*, including sections 15 (Offences for which demerit points are incurred) and 19 (the general regulation-making power).

Clause 1 Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

1 Name of Regulation

This Regulation is the *Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001*.

2 Amendment of Road Transport (Driver Licensing) Regulation 1999

The *Road Transport (Driver Licensing) Regulation 1999* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Demerit points offences and penalties

(Clause 36)

Part 1

Column 1	Column 2	Column 3	Column 4
Offences	Demerit points	Long weekend demerit points	Provisions where offences created, except where indicated
Exceeding speed limit by more than 45 km/h	6	12	Rule 20 of <i>Australian Road Rules</i>
Exceeding speed limit by more than 30 km/h but not more than 45 km/h	4	8	Rule 20 of <i>Australian Road Rules</i>
Exceeding speed limit by more than 15 km/h but not more than 30 km/h	3	6	Rule 20 of <i>Australian Road Rules</i>
Exceeding speed limit by not more than 15 km/h	1	2	Rule 20 of <i>Australian Road Rules</i>

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

Schedule 1 Amendment

Column 1	Column 2	Column 3	Column 4
Offences	Demerit points	Long weekend demerit points	Provisions where offences created, except where indicated
Disobeying traffic light	3	4	Rule 57, 60, 61, 63 (2), 66 (except at level crossing) or Part 17 of <i>Australian Road Rules</i> Rule 56 or 59 of <i>Australian Road Rules</i> , but only at traffic lights other than traffic lights at toll booths
Disobeying stop or give way sign or line, or police directing traffic	3	4	Rule 67, 68, 69, 71 or 101 of <i>Australian Road Rules</i>
Failing to give way	3	4	Rule 62, 63 (3), 64, 73, 74, 75, 84, 87, 148 or 149 of <i>Australian Road Rules</i> Rule 72 (1) of <i>Australian Road Rules</i> , but only in the circumstances referred to in rule 72 (2), (3) (a) or (4) (a)
Failing to stop or give way at pedestrian, children's or level crossing	3	4	Rule 65 (2) (a), 80, 81 (2), 121 or 122 of <i>Australian Road Rules</i>
Driving with unrestrained passengers under the age of 16 years	3	6	Rule 266 of <i>Australian Road Rules</i>
Using vehicle contrary to defect notice:			Clause 84 (2) of <i>Road Transport (Vehicle Registration) Regulation 1998</i>
(a) in the case of a major defect	3	4	
(b) in the case of a minor defect	1	2	
Driving on wrong side of dividing lines	3	4	Rule 132 (2) of <i>Australian Road Rules</i>

Page 4

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

Amendment

Schedule 1

Column 1	Column 2	Column 3	Column 4
Offences	Demerit points	Long weekend demerit points	Provisions where offences created, except where indicated
Driver not wearing seat belt (no unrestrained passengers)	3	6	Rule 264 of <i>Australian Road Rules</i>
Ride motor bike without helmet (rider alone)	3	6	Rule 270 (1) (a) of <i>Australian Road Rules</i>
Unlawfully driving past safety zone or tram or failing to give way to pedestrian crossing near stopped tram	3	4	Rule 162, 163 or 164 of <i>Australian Road Rules</i>
Negligent driving	3	4	Section 42 (1) (c) of <i>Road Transport (Safety and Traffic Management) Act 1999</i>
Improper passing or overtaking	2	3	Rule 93, 94, 140, 141, 142, 143 or 144 of <i>Australian Road Rules</i>
Changing direction or stopping without signalling	2	3	Rule 46 (1) or 48 (1) of <i>Australian Road Rules</i> , but only in the circumstances referred to in rule 46 (2) or 48 (2) respectively or rule 53, 112, 113, 117 or 118 (1) of those Rules
Turning improperly	2	3	Rule 27, 28, 29, 31, 32, 33 or 43 of <i>Australian Road Rules</i>
Failing to keep left	2	3	Rule 129, 130, 131, 132 (1), 135 or 137 of <i>Australian Road Rules</i>
Failure to dip headlights	1	2	Rule 218 of <i>Australian Road Rules</i>

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

Schedule 1 Amendment

Column 1	Column 2	Column 3	Column 4
Offences	Demerit points	Long weekend demerit points	Provisions where offences created, except where indicated
Following too closely	1	2	Rule 126 of <i>Australian Road Rules</i>

Part 2

Column 1	Column 2	Column 3	Column 4
Offence	Demerit points	Long weekend demerit points	Provision where offence created, except where indicated
Exceeding speed limit by more than 45 km/h	6	12	Clause 38 (1), (5) or (6) or 39 of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Exceeding speed limit by more than 30 km/h but not more than 45 km/h	4	8	Clause 38 (1), (5) or (6) or 39 of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Exceeding speed limit by more than 15 km/h but not more than 30 km/h	3	6	Clause 38 (1), (5) or (6) or 39 of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Exceeding speed limit by not more than 15 km/h	1	2	Clause 38 (1), (5) or (6) or 39 of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Conduct associated with road or drag racing	3	4	Section 41 (1) or (2) of <i>Road Transport (Safety and Traffic Management) Act 1999</i>

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

Amendment

Schedule 1

Column 1	Column 2	Column 3	Column 4
Offence	Demerit points	Long weekend demerit points	Provision where offence created, except where indicated
Not stop and supply required particulars at scene of crash	3	4	Rule 287 of <i>Australian Road Rules</i>
Disobey give way sign on bridge/narrow road	3	4	Rule 70 of <i>Australian Road Rules</i>
Drive vehicle towing excess weight	2	3	Clause 15 (6) (a) of <i>Road Transport (Driver Licensing) Regulation 1999</i>
Ride motor bike or motor trike towing other vehicle	2	3	Clause 15 (6) (b) of <i>Road Transport (Driver Licensing) Regulation 1999</i>
Not comply with conditions of licence	2	3	Clause 56 of <i>Road Transport (Driver Licensing) Regulation 1999</i>
Use vehicle when child is in child restraint in front seat position where airbag fitted	3	6	Clause 46 of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Drive vehicle with one unrestrained passenger	3	6	Clause 47B of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Drive vehicle with 2 or more unrestrained passengers	6	12	Clause 47B of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Drive vehicle not wearing seatbelt and with one unrestrained passenger only	6	12	Clause 47B of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

Schedule 1 Amendment

Column 1	Column 2	Column 3	Column 4
Offence	Demerit points	Long weekend demerit points	Provision where offence created, except where indicated
Drive vehicle not wearing seatbelt and with 2 or more unrestrained passengers	9	18	Clause 47B of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Ride motor bike with one passenger not wearing helmet	3	6	Rule 270 (1) (b) of <i>Australian Road Rules</i>
Ride motor bike with 2 or more passengers not wearing helmet	6	12	Rule 270 (1) (b) of <i>Australian Road Rules</i>
Ride motor bike without helmet and with one passenger only not wearing helmet	6	12	Rule 270 (1) (a) and (b) of <i>Australian Road Rules</i>
Ride motor bike without helmet and with 2 or more passengers not wearing helmet	9	18	Rule 270 (1) (a) and (b) of <i>Australian Road Rules</i>
Disobey trucks and buses low gear sign	3	4	Rule 108 of <i>Australian Road Rules</i>
Drive contrary to roundabout road rules	3	4	Part 9 (except rules 112, 113, 117 and 118 (1)) of <i>Australian Road Rules</i>
Bus or truck driver fail to drive in bus lane or in truck lane where required	3	4	Rule 159 of <i>Australian Road Rules</i>
Drive in bus lane	3	4	Rule 154 of <i>Australian Road Rules</i>
Drive in truck lane	3	4	Rule 157 of <i>Australian Road Rules</i>
Disobey overhead lane control device	3	4	Rule 152 of <i>Australian Road Rules</i>

Page 8

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties) Regulation 2001

Amendment

Schedule 1

Column 1	Column 2	Column 3	Column 4
Offence	Demerit points	Long weekend demerit points	Provision where offence created, except where indicated
Cross continuous line separating marked lanes	3	4	Rule 147 of <i>Australian Road Rules</i>
Not drive within single marked lane or line of traffic	3	4	Rule 146 of <i>Australian Road Rules</i>
Overtake or pass stationary vehicle at pedestrian crossing or children's crossing	3	4	Rule 82 of <i>Australian Road Rules</i>
Increase speed while being overtaken	3	4	Rule 145 of <i>Australian Road Rules</i>
Long vehicle following other long vehicle too closely	3	4	Rule 127 of <i>Australian Road Rules</i>
Make unlawful U-turn	2	3	Rule 37, 38, 39, 40, 41 or 42 of <i>Australian Road Rules</i>
Not give proper signal when drawing out from side of road	3	4	Rule 46 (1) or 48 (1) of <i>Australian Road Rules</i> , but only in the circumstances referred to in rule 46 (3) or 48 (3) respectively
Not have proper control of vehicle	3	4	Rule 297 of <i>Australian Road Rules</i>
Unauthorised carriage of pillion passenger on motor bike or motor trike	2	3	Clause 12 (2) of <i>Road Transport (Driver Licensing) Regulation 1999</i> , clause 45A (1) or 47A (1) of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i> or rule 271 (4) of <i>Australian Road Rules</i>

Road Transport (Driver Licensing) Amendment (Demerit Points Offences
and Penalties) Regulation 2001

Schedule 1 Amendment

Column 1	Column 2	Column 3	Column 4
Offence	Demerit points	Long weekend demerit points	Provision where offence created, except where indicated
Driving at night/dark without headlight alight	1	2	Clause 53 (1) of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
Pass bus at speed in excess of 40 km/h:			Clause 40 of <i>Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999</i>
(a) where the motor vehicle is driven at a speed that exceeds 85 km/h	6	12	
(b) where the motor vehicle is driven at a speed that exceeds 70 km/h but does not exceed 85 km/h	4	8	
(c) where the motor vehicle is driven at a speed that exceeds 55 km/h but does not exceed 70 km/h	3	6	
(d) where the motor vehicle is driven at a speed that exceeds 40 km/h but does not exceed 55 km/h	1	2	

Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Flashing Headlights) Regulation 2001

under the

Road Transport (Safety and Traffic Management) Act 1999

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Safety and Traffic Management) Act 1999*.

CARL SCULLY, M.P.,
Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999*:

- (a) to allow emergency services vehicles to use flashing headlights when responding to an emergency, and
- (b) to make a minor correction by way of law revision.

This Regulation is made under the *Road Transport (Safety and Traffic Management) Act 1999*, including section 71 (the general regulation-making power).

Clause 1 Road Transport (Safety and Traffic Management) (Road Rules)
Amendment (Flashing Headlights) Regulation 2001

Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Flashing Headlights) Regulation 2001

1 Name of Regulation

This Regulation is the *Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Flashing Headlights) Regulation 2001*.

2 Amendment of Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999

The *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Road Transport (Safety and Traffic Management) (Road Rules)
Amendment (Flashing Headlights) Regulation 2001

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 55 Lights on motor vehicles generally

Insert after clause 55 (c):

- (c1) any headlight or additional headlight permitted to be fitted to a motor vehicle by clause 85 (6) of Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998* to flash unless:
 - (i) the vehicle is being used to respond to an emergency, and
 - (ii) the vehicle is being driven by a person who is authorised to drive the vehicle and wears a badge or other distinguishing mark indicating that authority, or

[2] Clause 55 (d) (ii)

Omit “mines rescue vehicle or Red Cross vehicle”.

Insert instead “mines rescue or other rescue vehicle, Red Cross vehicle or another emergency vehicle within the meaning of the *Australian Road Rules*”.

Road Transport (Vehicle Registration) Amendment (Flashing Headlights) Regulation 2001

under the

Road Transport (Vehicle Registration) Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Vehicle Registration) Act 1997*.

CARL SCULLY, M.P.,
Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (Vehicle Registration) Regulation 1998* to allow emergency services vehicles to be fitted with headlights that are capable of flashing.

This Regulation is made under the *Road Transport (Vehicle Registration) Act 1997*, including section 14 (the general regulation-making power).

Clause 1 Road Transport (Vehicle Registration) Amendment (Flashing Headlights)
 Regulation 2001

Road Transport (Vehicle Registration) Amendment (Flashing Headlights) Regulation 2001

1 Name of Regulation

This Regulation is the *Road Transport (Vehicle Registration) Amendment (Flashing Headlights) Regulation 2001*.

2 Amendment of Road Transport (Vehicle Registration) Regulation 1998

The *Road Transport (Vehicle Registration) Regulation 1998* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Road Transport (Vehicle Registration) Amendment (Flashing Headlights)
Regulation 2001

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Schedule 4 Vehicle standards

Insert after clause 85 (5):

- (6) Despite any requirement of the third edition ADR, an emergency services vehicle may be fitted with headlights or additional headlights that are capable of flashing if:
 - (a) the headlights flash only when on low beam, and
 - (b) the headlights are wired to operate in conjunction with any flashing or rotating lights fitted to the vehicle as permitted by clause 123 (4).
- (7) In this clause, an *emergency services vehicle* means any of the following:
 - (a) a police vehicle,
 - (b) an ambulance,
 - (c) a firefighting vehicle,
 - (d) a Red Cross vehicle used for conveyance of blood for urgent transfusions,
 - (e) a mines rescue or other rescue vehicle,
 - (f) another vehicle that is an emergency vehicle within the meaning of the *Australian Road Rules*.

Orders

Health Services Amendment (Institute for Clinical Excellence) Order 2001

under the

Health Services Act 1997

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 42 of the *Health Services Act 1997*, make the following Order.

Dated, this 5th day of December 2001.

By Her Excellency's Command,

CRAIG KNOWLES, M.P.,
Minister for Health

Explanatory note

The object of this Order is to amend Schedule 2 to the *Health Services Act 1997* to constitute the Institute for Clinical Excellence as a statutory health corporation.

Clause 1 Health Services Amendment (Institute for Clinical Excellence) Order 2001

Health Services Amendment (Institute for Clinical Excellence) Order 2001

1 Name of Order

This Order is the *Health Services Amendment (Institute for Clinical Excellence) Order 2001*.

2 Amendment of Health Services Act 1997 No 154

The *Health Services Act 1997* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Order.

Schedule 1 Amendment

(Clause 2)

Schedule 2 Names of statutory health corporations

Insert "Institute for Clinical Excellence" at the end of the Schedule.

OFFICIAL NOTICES

Appointments

PUBLIC SECTOR MANAGEMENT ACT 1988

Appointment of Acting Deputy Director-General,
Department of Juvenile Justice

HER Excellency the Governor, with the advice of the Executive Council has approved the appointment of Peter James MUIR, pursuant to the provisions of section 10B (1) of the Public Sector Management Act 1988, to act in the position of Director-General of the New South Wales Department of Juvenile Justice, while the holder of that office is absent on leave on and from 14 January 2002 up to and including 10 February 2002.

CARBEL TEBBUTT, M.L.C.,
Minister for Juvenile Justice
Minister Assisting the Premier on Youth
Minister Assisting the Minister for the Environment

PUBLIC SECTOR MANAGEMENT ACT 1988

Appointment of Acting General Manager,
WorkCover Authority

HER Excellency the Governor, with the advice of the Executive Council and in pursuance of the provisions of section 10B of the Public Sector Management Act 1988, appoint Margaret Michele PATTERSON to act in the position of General Manager of the WorkCover Authority from 31 December to 21 November 2001 inclusive.

Hon. J. J. DELLA BOSCA, M.L.C.,
Special Minister of State
Minister for Industrial Relations
Assistant Treasurer
Minister Assisting the Premier on Public Sector
Management
Minister Assisting the Premier on the Central Coast

C B ALEXANDER FOUNDATION INCORPORATION ACT 1969

Reappointment of member of the
C B Alexander Foundation

I RICHARD AMERY MP, Minister for Agriculture, pursuant to section 3 (4) of the C B Alexander Foundation Incorporation Act 1969, hereby appoint Dianne Rona BENTLEY as member of the C B Alexander Foundation for a period commencing on the date hereof and expiring on 25 October 2008.

Dated this 30th day of October 2001.

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

RURAL ASSISTANCE ACT 1989

Appointment of Member to the
New South Wales Rural Assistance Authority Board

I, RICHARD AMERY, Minister for Agriculture and Minister for Land and Water Conservation, in pursuance of Section 9 of the Rural Assistance Act 1989, hereby appoint the following member to the New South Wales Rural Assistance Authority Board for a period up to 30 June 2003:

MALCOLM JOHN PETERS of Ashford as a Member to represent farmers, pursuant to Section 9(3)(a);

Dated this 22nd day of October 2001.

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

SYDNEY WATER CATCHMENT MANAGEMENT ACT 1998

Acting Appointment of Chief Executive Service
Sydney Catchment Authority

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 December 2001 until 31 January 2002.

The Hon. R. J. DEBUS, M.P.,
Minister for the Environment

The Cabinet Office, Sydney
5 December 2001

CONSTITUTION ACT 1902

Ministerial arrangements during the absence from
the State of The Minister of Health

PURSUANT to section 36 of the Constitution Act, 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable J. J. DELLA BOSCA, MLC, Special Minister of State, Minister for Industrial Relations, Assistant Treasurer, Minister Assisting the Premier on Public Sector Management, and Minister Assisting the Premier for the Central Coast, to act for and on behalf of the Minister for Health, as on and from 22 December 2001, with a view to him performing the duties of the Honourable C. J. KNOWLES, M.P., during his absence from the State.

BOB CARR,
Premier

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 the Bellinger River, Deep Creek, Hastings River and Kalang River, described in the Schedule, below.

The Hon EDWARD OBEID OAM, MLC,
Minister for Mineral Resources
and Minister for Fisheries

Schedule

Bellinger River, Deep Creek,
Hastings River and Kalang River

Waters
The whole of the waters of Bellinger River, from its confluence with the Pacific Ocean upwards to its source, including Kalang River and all its tributaries, creeks, bays, inlets and lagoons.
The whole of the waters of Deep Creek, from its confluence with the Pacific Ocean upwards to its source, including all its tributaries, creeks, bays and inlets.
The whole of the waters of Hastings River from a line drawn between the eastern extremities of the northern and southern breakwalls upstream to its source, including all its tributaries, creeks, bays and inlets.

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 the Camden Haven River and Manning River, described in the Schedule, below.

The Hon EDWARD OBEID OAM, MLC,
Minister for Mineral Resources
and Minister for Fisheries

Schedule

Camden Haven River and Manning River

Waters
The waters of Camden Haven River, from a line drawn between the eastern extremities of the northern and southern breakwalls upstream to North Haven Bridge and Dunbogan Bridge, including the waters under the bridges and including Gogleys Lagoon and the rivers, tributaries, creeks, bays and inlets.
<p>The waters of Manning River, from its confluence with the South Pacific Ocean upwards to and including:</p> <ul style="list-style-type: none"> • Ghinni Ghinni Creek, from a line drawn from the upriver bank of Ghinni Ghinni Creek due south to the eastern side of the Manning River, in the north channel, and • Berady Creek, from a line drawn from the upriver bank of Berady Creek due east to the eastern side of the Manning River, in the south channel. <p>The closure of the Manning River includes Scotts Creek, and the rivers, tributaries, creeks, bays and inlets.</p>

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 Schedule hereunder are appointed, for the term of office specified in that Column, 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 Schedule.

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

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Gilbert Bruce FITZHANNIM (re-appointment) Terrence James GRAHAM (re-appointment) Kenneth Ralston HARRISON (re-appointment) Margaret Jane MELL (new member) Desmond Edmond RETALLACK (re-appointment) David Edward THOMPSON (re-appointment) Robert John WHITE (re-appointment) The person for the time being holding the office of REPRESENTA- TIVE, Ashford Show Society (ex-officio member)	Ashford Showground Trust	Reserve No. 110015 Public Purpose: Public Recreation and Showground Notified: 5 February 1988 Locality: Ashford File Reference: AE83 R 41

For a term commencing 1 January 2002 and expiring
31 December 2006.

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Craig John ADAMSON (re-appointment) Robert Victor ADAMSON (re-appointment) Kenneth John BEDDIE (re-appointment) Albert Joseph LANSDOWN (re-appointment) Charles Raymond McCLUSKEY (re-appointment) Jody Louise WHITE (new member) Alistair Thomas Llewelyn WILLIAMS (re-appointment)	Inverell Rifle Range (R67992) Reserve Trust	Reserve No. 67992 Public Purpose: Rifle Range Notified: 4 November 1938 Locality: Inverell File Reference: AE91 R 1

For a term commencing 1 January 2002 and expiring
31 December 2006.

DUBBO OFFICE
Department of Land and Water Conservation
142 Brisbane Street (PO Box 865), Dubbo, NSW 2830
Phone: (02) 6841 5200 Fax: (02) 6841 5231

APPOINTMENT OF TRUST BOARD MEMBER

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, 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 Schedule.

JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation
 and Minister for Fair Trading

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
The person for the time being holding the office of COUNCILLOR, Mudgee Shire Council (ex-officio member)	Cudgegong River Park Trust	Reserve No. 84236 Public Purpose: Public Recreation Notified: 14 June 1963 Locality: Mudgee File Reference: DB80R68

For a term commencing this day and expiring on 30 August 2006.

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder is appointed to manage the affairs of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule

JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation
 and Minister for Fair Trading

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Dubbo City Council	Dubbo City Tennis Club Trust	Reserve No. D520102 Public Purpose: Tennis Courts Notified: 29 November 1935 Locality: Dubbo File Reference: DB81R95

Commencing this day.

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Mudgee Shire Council	Eurunduree Recreation Reserve Trust	Reserve No. 88830 Public Purpose: Public Recreation Notified: 26 January 1973 Locality: Mudgee File Reference: DB81R77

Commencing this day.

NOTIFICATION OF CLOSING OF ROADS

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder specified are closed and the lands comprised therein are freed and discharged from any rights of the public or any other person to the same as highways.

JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation
 and Minister for Fair Trading

Description

*Land District of Coonabarabran;
 Local Government Area of Coonabarabran*

Lot 1 DP 1035620, Parish of Coonabarabran, County of Gowen (not being land under the Real Property Act).
 File No: DB00H109.

Note: On closing, the title for Lot 1 shall remain vested in The State of New South Wales as Crown Land.

Description

*Land District of Mudgee;
 Local Government Area of Mudgee*

Lot 1 DP 1034545, Parish of Grattai, County of Wellington (not being land under the Real Property Act).
 File No: DB00H105.

Note: On closing, the title for Lot 1 shall remain vested in Mudgee Shire Council as Operational Land.

FAR WEST REGIONAL OFFICE
Department of Land and Water Conservation
45 Wingewarra Street (PO Box 1840), Dubbo, NSW 2830
Phone: (02) 6883 3000 Fax: (02) 6883 3099

**ALTERATION OF PURPOSE OF A WESTERN
LANDS LEASE**

IT is hereby notified that in pursuance of the provisions of section 18J, Western Lands Act 1901, the purpose of the undermentioned Western Lands Lease has been altered as shown.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

*Administrative District – Broken Hill;
Unincorporated Area; County – Yancowinna*

The purpose of Western Lands Lease 545 being the land contained within Folio Identifiers 5381/768292, 5380/768291, 5379/768290 has been altered from “Pastoral Purposes” to “Pastoral Purposes, Farm Tourism and Film Making” effective from 5 November 2001.

The purpose of Western Lands Leases 281, 1141, 1528, 1803, 1821, 1995, 2018, 2240, 3871, 4670 and 9642 being the land contained within Folio Identifiers 2974/765173, 5347/768258, 5348/768259, 5366/768277, 5365/768276, 5364/768275, 256/760860, 71/760633, 44/757268, 242/760921, 246/760925, 699/761773, 1771/763690, 2523/764486, 4270/766958 have been altered from “Grazing” to “Grazing, Farm Tourism and Film Making” effective from 5 November 2001.

Annual rental and lease conditions remain unaltered as a consequence of the change except for the addition of those special conditions following:

1. No right of exclusive possession is conferred on the lessee by reason of the variation of purpose of the leases by the addition of the purpose of film making.
2. No excavation will be undertaken on the lease area for the purpose of film making.
3. No building, structure or other thing that is a fixture (other than a fence or gate) shall be constructed or placed on the lease area for the purpose of film making.
4. No garbage or poisonous, toxic or hazardous substance arising from the use of the land for film making shall be stored or disposed of on the lease area.
5. No clearing of the land shall be undertaken for the purpose of film making.
6. (a) Before using the lease area for film making or granting any licence for that purpose the lessee shall take steps in the manner provided for in paragraph (c) to identify any Aboriginal sites or relics located on that part of the lease area to be used for film making.
 (b) Where the existence and location of any Aboriginal site or relic is identified as a result of action taken under this condition or the existence or location of such a site or relic is otherwise within the knowledge of the lessee, the lessee shall ensure by taking such precautions as may be necessary that the site or relic is not interfered with, damaged, destroyed or defaced.

- (c) The lessee shall consult with the applicant for any native title determination in respect of the lease area, any parties to that application of Aboriginal descent and the local Aboriginal land council with a view to identifying and locating any Aboriginal site or relics on the lease area.
 - (d) The lessee shall ensure that any licensee is aware of the provisions of the National Parks and Wildlife Act 1974 relating to the protection of interference with or the damaging or destruction of Aboriginal sites or relics.
7. The lessee may grant a licence to a person to undertake film making on the lease area provided:
 - (a) the licence is in writing; and
 - (b) contains conditions in or to the effect of the following:
 - (i) the licence does not confer on the licensee any right to the exclusive possession of the land;
 - (ii) the licensee shall not excavate or clear any land;
 - (iii) the licensee shall not construct or place on the land by building, structure or other thing being a fixture (other than a fence or gate);
 - (iv) the licensee shall not deposit or store on the land any garbage or poisonous, toxic or hazardous substances;
 - (v) (A) The licensee shall ensure that before any film making operations commences and during such operations on the licence area, steps are taken to protect any aboriginal sites or relics on the licence area from damage, interference or destruction.
 (B) The licensee shall ensure that all persons engaged in film making operations on the licence area are aware of the provisions of the National Parks and Wildlife Act 1974 relating to the protection of, interference with and the damaging and destruction of Aboriginal sites and relics.
 - (vi) the licence will expire when an approved determination of native title (within the meaning of section 13 of the Native Title Act 1993 (Cth)) is made in relation to any part of the land where the determination is that native title exists.
 8. The variation of the purpose of the leases by the addition of the purpose of film making will lapse when an approved determination of native title (within the meaning of section 13 of the Native Title Act 1993 (Cth)) is made in relation to any part of the land where the determination is that native title exists.

9. The change of purpose of these leases to include "farm tourism" does not confer any greater right to the exclusive occupation of the land than was conferred by the original grant of the leases.
- (a) Before using the lease area for farm tourism the lessee shall take steps in the manner provided for in paragraph (c) to identify any Aboriginal sites or relics located on that part of the lease area to be used for farm tourism.
- (b) Where the existence and location of any Aboriginal site or relic is identified as a result of action taken under this condition or the existence or location of such a site or relic is otherwise within the knowledge of the lessee, the lessee shall ensure by taking such precautions as may be necessary that the site or relic is not interfered with, damaged, destroyed or defaced.
- (c) The lessee shall consult with the local Aboriginal land council with a view to identifying and locating any Aboriginal site or relics on the lease area.
- (d) The lessee shall be familiar with the provisions of the National Parks and Wildlife Act 1974 relating to the protection of, interference with or the damaging or destruction of Aboriginal sites or relics.
10. The lessee shall not in using the subject land for farm tourism, observe, or allow any other person to observe, activities or cultural works of Aboriginal peoples or Torres Strait Islanders.
11. The lessee shall not use any vehicle for the purpose of "farm tourism" (and shall take all reasonable steps to prevent any other person from using any vehicle for the purpose of "farm tourism") on any part of the lease identified under the provisions of the Soil Conservation Act 1938 as protected land or as being environmentally sensitive.
12. The lessee shall not destroy populations of any endangered or threatened species, damage the critical habitat of endangered species, populations and ecological communities or damage the habitat of any threatened species, populations or ecological communities scheduled in the Threatened Species Conservation Act 1995 on any part of the lease whilst using the land for the purpose of "farm tourism" and shall prevent any other person from doing the same.
13. If an Aboriginal site is discovered the lessee should contact the Manager, Cultural Heritage Unit, National Parks & Wildlife Services on Phone (02) 6883 5324 or at 58-62 Wingewarra St, Dubbo.
14. Any fuel management and/or fire trail access should be undertaken in accordance with fire mitigation measures to the satisfaction of the Bush Fire Authority.
15. The lessee shall ensure that any European Heritage sites, artefacts or buildings will not be damaged, destroyed or defaced by either the lessee or any other persons present on the leased land.

**REVOCATION OF DEDICATION OF CROWN LAND
FOR A PUBLIC PURPOSE**

PURSUANT to Section 84 of the Crown Lands Act 1989, the dedication of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

SCHEDULE

COLUMN 1	COLUMN 2
Land District: Coomealla	The whole being
Local Government Area: Wentworth Shire Council	Lot 837
County: Wentworth	DP No. 756961
Locality: Mourquong	Parish Mourquong
Dedicated No: 630007	County Wentworth
Purpose: General Cemetery	of an area of 28.85 hectares.
Date of notification: 6 July 1962	
File No.: WL95R20	

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

**REVOCATION OF RESERVATION OF
CROWN LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown Land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedules.

HON JOHN AQUILINA M.P.,
Minister for Land & Water Conservation
and Minister for Fair Trading

SCHEDULE

COLUMN 1	COLUMN 2
Land District: Young	Whole being Lot 302 & 303
Shire: Young	DP 754598 of 28.58 ha
Parish: Murringo	
County: Monteaagle	
Reserve No: 77744	
Purpose: From Sale Generally	
Date of Notification:	
1 July 1955	
Torrens Title Identifiers: 302	
& 303/754598	
File No: GB 01 H 338 &	
GB 01 H 337	

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 Schedule hereunder are appointed, for the terms of office specified in that Column, 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 Schedule.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation
and Minister for Fair Trading

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Neil Clifton	Collector	Dedication No. 530020
LOVELOCK	Racecourse Trust	Public Purpose:
(new member)		Racecourse
Grant Francis		Notified: 2 November 1945
O'DEA		Locality: Collector
(new member)		File Reference:
Patricia Louise		GB83R20/2
TUCKER		
(new member)		

For a term commencing the date of this notice and
expiring 26 August 2003.

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

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

PURSUANT to Section 117, Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder is appointed as administrator for the term also specified in Column 1, 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 1

COLUMN 1	COLUMN 2	COLUMN 3
Nigel John	Cudgen Lake	Reserve No. 83495
Greenup	Round Mountain	Public Purpose:
	Reserve Trust	Public Recreation
		Notified: 6 October 1961
		File Reference: GF 93 R 42

For a term commencing 8 November 2001 and expiring
7 February 2002.

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.

JOHN AQUILINA, M.P.,
 Minister for Fair Trading
 and Minister for Land and Water Conservation

Description

*Parish – Morisset; County – Northumberland;
 Land District – Newcastle;
 Local Government Area – Lake Macquarie*

Road Closed: Lot 1 DP 1034242 at Brightwaters (not being land under the Real Property Act).

File Reference: MD 97 H 167(2).

Note: On closing, the land within Lot 1 DP 1034242 will remain land vested in the Crown as Crown land.

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.

JOHN AQUILINA, M.P.,
 Minister for Fair Trading
 and Minister for Land and Water Conservation

Description

*Parish – Liddell; County – Durham;
 Land District – Singleton;
 Local Government Area – Singleton*

Road Closed: Lot 2 DP 48536 and Lot 3 DP 48556 at Liddell (not being land under the Real Property Act).

File Reference: MD 96 H 245.

Note: On closing, the land within Lot 2 DP 48536 and Lot 3 DP 48556 will remain land vested in the Crown as Crown land.

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.

JOHN AQUILINA, M.P.,
Minister

Description

Land District – Rylstone; Council – Rylstone

Road closed: Lot 1 DP 1035050, Parish Rylstone, County Roxburgh being land not under the Real Property Act. File Reference: OE01H118.

Note: On closing the land remains vested in the Crown as Crown land.

**NOTIFICATION OF PROPOSED OPENING AND
CLOSING OF A ROAD(S)**

IN pursuance of the provisions of the Roads Act 1993, I propose to consider the opening and closing of certain road(s) as hereunder described.

All persons interested are hereby called upon to set forth in writing and forward to the officer specified in the notice for the purpose, within one month from the date of the publication of this notice, any objections/submissions which may appear to them to exist to this proposal.

Any person who wishes to make a claim for compensation in respect of the acquisition of their interest in the land required for road purposes, must lodge a claim with the District Office mentioned within twenty-eight (28) days of the publication of this notice or within such other period as the compensating authority allows.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

Description

Land District – Orange; Shire – Cabonne

R G & H Investments Pty Limited. Firstly, proposed opening of a Crown public road 20 metres wide separating lot 1 in DP 630030 from lot 115 in DP 756895 and its continuation northerly through lot 115, 114 and 100 in DP 756895, lot 6 in DP 846929 to its intersection with the Council public road traversing lot 6 in DP 846929, Parish of Mulyan, County of Wellington. Secondly, proposed closing of the Council public road 20.115 metres wide partly through lot 6 in DP 846929, Parish of Mulyan, County of Wellington. Thirdly, proposed closure of the Crown public roads 20.115 metres wide through and south of lot 103 in DP 756888, Parish of Larras Lake, County of Wellington, the Crown public roads west of lots 50 and 41 in DP 756895, south of lots 42, 41 in DP 756895, east, north and south of lot 47 in DP 756895, north and part north of lots 96 and 100 in DP 756895, north and east lot 70 in DP 756895, east of lot 98 in DP 756895, north of lots 51 and 59 in DP 756895, separating lots 98, lot 99 and part lot 114 from part lot 115 in DP 756895, Parish of Mulyan, County of Wellington.

Objections/submissions should be forwarded to the Manager, Department of Land and Water Conservation, PO Box 2146, Orange NSW 2800. File Ref: OE01H354.

SYDNEY METROPOLITAN OFFICE
Department of Land and Water Conservation
2-10 Wentworth Street (PO Box 3935), Parramatta, NSW 2124
Phone: (02) 9895 7503 Fax: (02) 9895 6227

APPOINTMENT OF NAME TO A RESERVE TRUST

PURSUANT to paragraph 4 (3) of Schedule 8 of the Crown Lands Act 1989 the name specified in Column 1 of the Schedule is assigned to the reserve trust constituted as trustee for the reserve specified in Column 2 of the Schedule.

JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation

SCHEDULE

COLUMN 1	COLUMN 2
Tambourine Bay (R89059) Reserve Trust	Reserve No. 89059 at Riverview notified for the purpose of Public Recreation on 26 October 1973. File No.: MN83R132

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.

JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation

Descriptions

Land District – Picton; L.G.A. – Wollondilly

Lots 1 & 2, DP 1035458 at Wilton, Parish Wilton County Camden (not being land under the Real Property Act).

MN00H20.

Note: On closing, titles for the land in lots 1 & 2 remain vested in the Crown.

Descriptions

Land District – Metropolitan; L.G.A. – Fairfield

Lot 1, DP 1034868 at Yennora, Parish St John (Sheet 2), County Cumberland, being land in CT Vol. 2808, Folio 15, 1/35273, 1/713881, 6/785248, 12/805022 & 1/951135.

MN99H96.

Notes: [1] On closing, title for the land in lot 1 remains vested in Fairfield City Council as operational land.

[2] The road is closed subject to the easement for services, easement for underground cables, easement for water supply purposes, easement for access and drainage purposes and positive covenant as shown on DP 1034868.

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:

Murray River Valley

ALINGA GROVE PTY LTD, for a pump on the Murray River, Lot R73260, Parish of Gol Gol, County of Wentworth, for irrigation of 4.94 ha (replacement licence – due to permanent transfer of water entitlement). (Ref: 60SL085341) (GA2:499497).

Written objections to the applications specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed local area and must be lodged with the Department's Natural Resource Project Officer at Buronga within twenty-eight (28) days as provided by the Act.

P. WINTON
Natural Resource Project Officer
Murray Region

Department of Land and Water Conservation
PO Box 363
32 Enterprise Way
BURONGA NSW 2739 Ph: (03) 5021 9400

WATER ACT 1912

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, has been received as follows:

Lachlan River Valley

GRACEWOOD AUSTRALIA PTY LIMITED for 2 Pumps on the Belubula River on Part Lot 2/155553, Parish of Collett, County of Ashburnham, for water supply for stock purposes and irrigation of 195.33 hectares (Vegetables) (New Licence—Increase in allocation – Combining existing entitlement with additional entitlement obtained by way of permanent transfer scheme.) (GA2:494380) (Ref:70SL090765).

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 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 (02) 6852 1222

WATER ACT 1912

APPLICATIONS 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

SPRINGWATERS PTY LTD for a pump on the Murrumbidgee River, lots 2, 3 and 4 DP754537, Parish of Berry Jerry, County of Mitchell, for a water supply for stock and domestic purposes and irrigation of 145.33 hectares (cropping and pasture). Application by way of permanent water transfer of 386 megalitres, no increase in valley allocation. Reference: 40SL70744.

WILANI NOMINEES PTY LTD for a two pumps on the Billabong Creek, lot 113 DP737302, Parish of Jerilderie South, County of Urana, for a water supply for stock and domestic purposes and irrigation of 287 hectares (pasture and cereal crops including rice). Application by way of permanent water transfer of 300 megalitres, no increase in valley allocation. Reference: 40SL70733.

Mark JOHNSTONE for a bywash dam and pump on an unnamed watercourse, lot 3 in the subdivision of Lot 1 DP861140, Parish of Wallaroo, County of Murray, for the conservation of a water supply for stock and domestic purposes. New Licence. (Reference: 40SL70735).

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's Regional Director at Leeton within the 28 days as fixed by the Act.

S. F. WEBB,
Water Access Manager
Murrumbidgee Region

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

WATER ACT 1912

AN application for a licence under Part 5 of the Water Act 1912, as amended, has been received as follows:

Murrumbidgee Valley

WIRRILLA PTY LIMITED for a bore on Lot 7 DP1000247, Parish of Bundarbo, County of Buccleuch for a water supply for stock, domestic, farming and industrial (feedlot) purposes. The license will also supply domestic water to Lot 12 DP875246, Parish of Jugiong, County of Harden. New Licence. (Reference: 40BL188444).

BLIGHT HOLDINGS PTY LIMITED for spearpoints on Lot 1 DP131032, Parish of Baillie, County of Sturt for a water supply for irrigation purposes (rice, corn, wheat, pastures). New Licence. (Reference: 40BL188431).

Arthur Harold and Patricia Evelyn GIBBS for a bore on Lot 4 DP561113, Parish of Urana, County of Urana for a water supply for stock, domestic and industrial (piggery) purposes. New Licence. (Reference: 40BL188477).

Robyn Kay PLUMMER and Glen Edward MALAM for a bore on Lot 3 DP846620, Parish of Bywong, County of Murray for a water supply for stock, domestic and irrigation purposes (orchard, pine trees and pastures). New Licence. (Reference: 40BL188472).

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 4th January, 2002 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

AN application for a license, under the Section 10 of Part 2 of the Water Act 1912, as amended, has been received as follows:

Raymond William and Alan John SHIPTON for dams and a pump on 346, 352 & 357//752152, Parish of Murrabine, County of Dampier for the conservation of water for the irrigation of 13 hectares (improved pasture) and farming (dairy washdown) purposes. (New licence) (Ref: 10SL55882) (GA2: 509110) (Lodged under the 1998 NSW Water Amnesty).

G N KEYS PTY LTD for a pump on Bemboka River being 1/220597, Parish of Colombo, County of Auckland for farming (dairy washdown) purposes (New licence) (Ref: 10SL55880) (GA2: 509131) (Lodged under the 1998 NSW Water Amnesty).

Written objections specifying grounds thereof must be lodged with the Department within 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

Department of Mineral Resources

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T01-0210)

No. 1828, ALKANE EXPLORATION LTD (ACN 000 689 216), area of 19 units, for Group 1, dated 28 November 2001. (Orange Mining Division).

(T01-0214)

No. 1829, E.SETTLE PTY LTD (ACN 087 384 012), area of 25 units, for Group 1, dated 30 November 2001. (Singleton Mining Division).

MINING LEASE APPLICATION

(T01-0211)

No. 194, BALRANALD GYPSUM PTY LTD (ACN 081 196 947), area of about 4.75 square kilometres, to mine for gypsum, dated 28 November 2001. (Broken Hill Mining Division).

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

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(T01-0090)

No. 1735, now Exploration Licence No. 5906, PYRMONT RAW MATERIALS PTY LTD (ACN 054 267 846), Counties of Argyle and Murray, Map Sheet (8827), area of 47 units, for Group 2, dated 22 November 2001, for a term until 21 November 2003.

(T01-0133)

No. 1771, now Exploration Licence No. 5907, JOHN MORTON BRADY, County of Goulburn, Map Sheet (8326), area of 4 units, for Group 1, dated 22 November 2001, for a term until 21 November 2003.

(T01-0137)

No. 1775, now Exploration Licence No. 5908, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), County of Argyle, Map Sheet (8728), area of 4 units, for Group 1 and Group 2, dated 22 November 2001, for a term until 21 November 2003. As a result of the grant of this title, Exploration Licence No. 5826 has partly ceased to have effect.

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

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

(M84-0740)

Authorisation No. 410, TAHMOOR COAL PTY LIMITED (ACN 076 663 968), area of 2638 hectares. Application for renewal received 30 November 2001.

(T99-0127)

Exploration Licence No. 5661, PORTMAN INVESTMENTS PTY LTD (ACN 010 104 408), area of 5 units. Application for renewal received 23 November 2001.

(C00-1100)

Consolidated Coal Lease No. 707 (Act 1973), COAL OPERATIONS AUSTRALIA LIMITED (ACN 062 894 464) and CATHERINE HILL RESOURCES PTY LIMITED (ACN 063 050 680), area of 1056 hectares. Application for renewal received 28 November 2001.

(C00-1104)

Coal Lease No. 224 (Act 1973), SAXONVALE COAL PTY LIMITED (ACN 003 526 467), area of 2580 hectares. Application for renewal received 29 November 2001.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(M85-0733)

Authorisation No. 364, CUMNOCK NO. 1 COLLIERY PTY LIMITED (ACN 051 932 122), County of Durham, Map Sheet (9033), area of 119 hectares, for a further term until 2 June 2006. Renewal effective on and from 26 November 2001.

(M86-0578)

Authorisation No. 385, CUMNOCK NO. 1 COLLIERY PTY LIMITED (ACN 051 932 122), County of Durham, Map Sheet (9033, 9133), area of 767 hectares, for a further term until 2 June 2006. Renewal effective on and from 26 November 2001.

(T87-1442)

Exploration Licence No. 3364, CLIMAX AUSTRALIA PTY LIMITED (ACN 002 164 598), County of Narromine, Map Sheet (8532, 8533), area of 16 units, for a further term until 25 September 2003. Renewal effective on and from 22 November 2001.

(T92-0656)

Exploration Licence No. 4566, CLIMAX AUSTRALIA PTY LIMITED (ACN 002 164 598), County of Gipps, Map Sheet (8430), area of 13 units, for a further term until 3 August 2003. Renewal effective on and from 19 November 2001.

(T98-1200)

Exploration Licence No. 5586, UAL PTY LTD (ACN 008 755 155), Map Sheet (8432), area of 11 units, for a further term until 5 July 2003. Renewal effective on and from 27 November, 2001.

(T98-1250)

Exploration Licence No. 5609, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), County of Bathurst, Map Sheet (8731), area of 1 unit, for a further term until 22 August 2003. Renewal effective on and from 22 November 2001.

(T99-0123)

Exploration Licence No. 5623, MILLENNIUM MINERALS (OPERATIONS) PTY LIMITED (ACN 077 507 521), County of Lincoln, Map Sheet (8633, 8733), area of 83 units, for a further term until 16 September 2003. Renewal effective on and from 26 November 2001.

(T66-1849)

Exploration (Prospecting) Licence No. 2364, PASMINGO AUSTRALIA LIMITED (ACN 004 074 962), County of Yancowinna, Map Sheet (7233), area of 1 unit, for a further term until 7 March 2003. Renewal effective on and from 13 November, 2001.

(T68-4556)

Exploration (Prospecting) Licence No. 3365, PASMINGO AUSTRALIA LIMITED (ACN 004 074 962), County of Yancowinna, Map Sheet (7233), area of 2 units, for a further term until 7 March 2003. Renewal effective on and from 14 November 2001.

(T68-4788)

Exploration (Prospecting) Licence No. 3661, PASMINGO AUSTRALIA LIMITED (ACN 004 074 962), County of Yancowinna, Map Sheet (7133), area of 1 unit, for a further term until 7 March 2003. Renewal effective on and from 15 November 2001.

(C97-0388)

Mining Purposes Lease No. 79 (Act 1973), COALPAC PROPRIETARY LIMITED (ACN 003 558 914), Parish of Cullen Bullen, County of Roxburgh, Map Sheet (8931-3-N), area of 12.25 hectares, for a further term until 11 May 2019. Renewal effective on and from 24 October 2001.

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

WITHDRAWAL OF APPLICATIONS FOR RENEWAL

NOTICE is given that the applications for renewal in respect of the following authorities have been withdrawn:

(T98-1135)

Exploration Licence No. 5595, SPARK MINING ASSOCIATES PTY LTD (ACN 001 891 167), County of Argyle, Map Sheet (8828), area of 10 units. The authority ceased to have effect on 26 November 2001.

(T97-0261)

Mining Lease No. 593 (Act 1973), JACK NILSSON TREVILLIAN, Parish of Yambulla, County of Auckland, Map Sheet (8823-4-S), area of 36.27 hectares. The authority ceased to have effect on 29 November 2001.

(T01-0070)

Mining Lease No. 1225 (Act 1973), RUTILE & ZIRCON MINES (NEWCASTLE) LIMITED (ACN 000 393 135), Parish of Eldon, County of Gloucester, Map Sheet (9232-2-N), area of 156.07 hectares. The title continues to have effect until 5 June 2005.

(T97-0262)

Mining Purposes Lease No. 142 (Act 1973), JACK NILSSON TREVILLIAN, Parish of Yambulla, County of Auckland, Map Sheet (8823-4-S), area of 24 hectares. The authority ceased to have effect on 29 November 2001.

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

MINES INSPECTION ACT 1901

As an adjunct to General Rule 2000 under the Mines Inspection Act 1901, the following 'Survey and Drafting Directions for Mining Surveyors 2001' are issued with the concurrence of the Surveyor General.

These Directions commence on the date of gazettal.

GRAHAM TERREY, Chief Inspector of Coal Mines

GENERAL RULE 2000 MINES INSPECTION ACT

Survey and Drafting Directions for Mining Surveyors, 2001



**SURVEY AND DRAFTING
DIRECTIONS
FOR
MINING SURVEYORS**

Issued as an adjunct to
General Rule 2000
under the
Mines Inspection Act 1901

SURVEY AND DRAFTING DIRECTIONS FOR MINING SURVEYORS

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1. GENERAL

1.1 General

- 1.1.1. These Directions are to be followed by all mining surveyors in all open cut and underground operations:
 - i. on current mining leases
 - ii. on mineral claims where advice by the Chief Inspector has been given under Section 41(1)(b) of the *Mines Inspection Act 1901*.
 - iii. involving extractive industries operations employing 20 or more persons
 - iv. involving other extractive industries operations where advice by the Chief Inspector has been given under Section 41(1)(b) of the *Mines Inspection Act 1901*.
- 1.1.2 These Directions are to be used in the compilation of a Mine Workings Plan for each mining operation.
- 1.1.3 A Mine Workings Plan consists of any number of sheets showing the entire workings of a mine in plan or section. Each sheet will represent a part or whole of one or more mining horizons or an area of the mining or quarrying operation shown in plan. The Mine Workings Plan as defined in these Directions includes any cross section or longitudinal section sheets used.
- 1.1.4 Other plans may be required as set out in Section 5 of these Directions.
- 1.1.5 The Chief Inspector may grant an exemption from any clause of these Directions if particular circumstances warrant. Any application for an exemption from compliance with any clause of these Directions must be made in writing to the Chief Inspector.

1.2 Preparation

These Directions provide for both the 3D digital and 2D non digital recording, storage and preparation of a Mine Workings Plan. Mines operating at the date of gazettal of these Directions which cannot conform with this requirement will prepare the Mine Workings Plan as detailed in Section 4.

Section 5 lists the details required for both the digital and non digital plans.

1.3 Compilation

- 1.3.1 Unless otherwise specified by the Chief Inspector the Mine Workings Plan shall be compiled on the Map Grid of Australia 1994 (MGA94) based on the Geocentric Datum of Australia 1994 (GDA94) values.
- 1.3.2 The Mine Workings Plan shall be sectionalised into sheets as a best fit for individual mines, while complying with sheet format and maximum scale requirements as set out in the Mines Inspection Act 1901 and these Directions.
- 1.3.3 The Surveyor General may request of the Department of Mineral Resources copies of all or any digital data themes used in the production of the Mine Workings Plan, to be lodged with the Central Plan Register in accordance with the *Survey Co-ordination Act 1949*.
- 1.3.4 All mine plans used in the compilation of the Mine Workings Plan should be regarded with suspicion until their accuracy has been verified, and every effort should be made to obtain all existing information about the extents and location of old workings.
- 1.3.5 Where old workings are known to exist which may constitute a danger, it shall be assumed, for the purpose of marking or annotating the Mine Workings Plan, that the workings contain water or fill, until the contrary has been proven.
- 1.3.6 Workings which have become inaccessible or which constitute a danger, (ie, bad ground, caving, no road), shall be annotated on the Mine Workings Plan by the mining surveyor. The annotation shall correctly describe the condition rendering the ground inaccessible or dangerous.

1.4 Conversion to MGA94

- 1.4.1 A period of two years from the date of gazettal of these Directions is provided for the transfer of the Mine Workings Plan to the MGA94. The general manager of an existing mine, where the life expectancy of the mine is less than two years from the date of gazettal of these Directions, may apply to the Chief Inspector for an exemption from this requirement.
- 1.4.2 When new sheets of the Mine Workings Plan are being prepared to comply with Clause 1.3.1 and the workings of any part of the mine are deemed to be completed, sealed or otherwise become inaccessible, it shall be acceptable to draw an outline of such workings and to endorse the new Mine Workings Plan to refer to the previously prepared Mine Workings Plans for detail.

- 1.4.3 Any previously prepared Mine Workings Plan referred to in clause 1.3.2, may also be a historical set of mine drawings, not in current usage, but accessible and in good condition. The relationship of the origin and height datum of any set of drawings to the current mine grid and datum or to MGA94 and AHD must be established.
- 1.4.4 Should the workings referred to in clause 1.3.2 become active, or are used for access in an area previously shown in outline the survey of the workings shall be transferred in full to the new Mine Workings Plan.
- 1.4.5 Nothing shall prevent the mining surveyor from transferring inactive mine workings in full to the new Mine Workings Plan.
- 1.4.6 An existing mine operating to a local grid and height datum, may apply in writing to the Chief Inspector for an exemption from clause 1.3.1, where the relationship between the local grid and height datum and MGA94 and AHD can be accurately provided.
- 1.4.7 If an exemption is granted under clause 1.4.6, the relationship in terms of bearing, distance and coordinates between local grid and MGA94 must be set out in a 'Letter of Datum Reference' to be provided to the Chief Inspector. The letter will be kept on file at the Department of Mineral Resources and the information updated as necessary.
- 1.4.8 A notation must appear on the Mine Workings Plan as to the location of any additional information relevant to the Mine Workings Plan including reference to datums.
- 1.4.9 Sufficient points of known coordinate value in both the local mine grid and MGA94 must be provided to allow 'rubber sheeting' of the Mine Workings Plan onto the MGA94 grid. The datum reference points should be chosen to give a broad coverage of the mine lease area or if there is no mine lease (as could be the case with an extractive operation) a broad coverage of the extent of the operation should be used. The lease external boundary pegs would be suitable for the purpose. It is envisaged that at least six points would be tabulated in the 'Letter of Datum Reference'.

1.5 Symbols

- 1.5.1 The technical symbols, sign conventions and definitions for strata to be shown on the Mine Workings Plan shall be in accordance with these Directions, and shall conform to those illustrated in the Australian Standard for Mine Symbols (AS-4368) and the AGSO-Geoscience Australia (formerly AGSO and BMR) 'Symbols Used on Geological Maps'.

- 1.5.2 If a symbol is not provided for in these publications, the mining surveyor may create a suitable symbol. Any such created symbol shall carry a full explanation on the sheet of the Mine Workings Plan.
- 1.5.3 An existing operating mine which has developed and utilised a set of their own symbols, may apply in writing to the Chief Inspector for an exemption from clause 1.5.1. Where an exemption is granted, a full explanation of the symbols must appear on the Mine Workings Plan.
- 1.5.4 Where mining operations are conducted in the vicinity of old workings, it shall be appropriate for a mining surveyor to use the symbols used for those old workings to ensure consistency between plans.

1.6 Liability of a mining surveyor or general manager

The liability of the mining surveyor or general manager for the provision and accuracy of the Mine Workings Plan shall be limited to the period of time of appointment as the mining surveyor or general manager for that mine.

2. DEFINITIONS & ABBREVIATIONS

In these Directions the following words and terms have the meanings indicated:

Abandoned

A mine shall be deemed to be abandoned where the working of the mine, or deposit, as the case may be, has ceased, and there is no care and maintenance in place.

Act

means the *Mines Inspection Act 1901*.

Adit

means a horizontal or near horizontal entrance to a mine

AGSO-GEOSCIENCE AUSTRALIA

Was formerly the Australian Geological Survey Organisation and previously known as the Bureau of Mineral Resources (BMR)

AHD

Australian Height Datum 1971

ANFO

Ammonium Nitrate - Fuel Oil explosive

Annotation

means a note on the Mine Workings Plan providing additional explanation of some feature or characteristic of the workings not otherwise evident from viewing the Plan. For example, the words, 'No Road', on a level plan would indicate a non-trafficable or inaccessible section of the mine. Similarly, the notation - 'Old Workings nearby - No survey' would alert the plan viewer to the possibility of workings of unknown extents and condition in the vicinity of the working mine.

AS

followed by a designation refers to the Australian Standard having that designation that is published by the Standards Association of Australia and includes a reference to that standard as at the date of gazettal of these Directions.

Bad ground

The term is used for any ground made inaccessible or non trafficable because of instability. The term includes any area of a mine where there is heavily faulted, stressed or caved ground, or where there has been pillar fracturing or failure.

Mine Baseline

A permanently marked survey line established as part of the State Survey Control Network. The mine baseline may be computed from conventional or GPS observations.

Underground Baseline

A permanently marked survey line established in underground workings from which underground surveys are developed.

Batter of a face or profile of an open cut

means the angle that the face or side of an open cut makes with the horizontal overall

Bench

means the horizontal step or floor along which ore, stone or overburden is worked or mined

Bench Marks

Marks established at or in a mine from which the levels of the mine workings are determined.

Berm

means a level surface or bench left or specially cut in the side of an open cut for the purpose of trapping falling material

Bin

means a structure used to hold loose material

Borehole

A borehole includes any hole, which may affect the safety of the mine, drilled for-

- (a) exploration (either vertically, horizontally or inclined),
- (b) gas or water drainage,
- (c) auger holes,
- (d) for transport of materials including (but not limited to), sand, inflammable materials or fuels, cement, slurry, sewage or water
- (e) Services (eg power, water and other services)

Brace

means a platform area around a shaft on the surface at a mine

Certification

A written statement or a schedule signed by the mining surveyor attesting that the surveying procedures and plan preparation for the period certified have been carried out pursuant to the standard required by the Survey and Drafting Directions for Mining Surveyors, the *Mines Inspection Act 1901* and the Regulations issued pursuant to that Act. In the case of information submitted digitally a signed write once read many compact disc or other medium approved by the Chief Inspector shall be deemed to be a certification.

Check Survey

means a survey traverse carried out to check or improve the accuracy of a previously run survey. The Check Survey will be carried out to a higher Class or Order (as defined in SP1), than the previously run survey.

Control Surveys

Substantially marked surveys developed from a mine baseline to define the direction and position of the workings of a mine.

Cross Section Sheet

A sheet prepared as part of the Mine Workings Plan for open cut or underground operations, which shows the cross sections referred to on the plan sheets of the Mine Workings Plan.

Department

means the Department of Mineral Resources, New South Wales

Decline

means a downward sloping entrance or a downward sloping area or development of less than 15° slope

Development

in relation to a mining operation, includes all work undertaken to open up a mine by driving development openings or pre-stripping an open-cut body of ore

Development opening or development heading

in relation to an underground mine, means any drive, cross-cut, tunnel, adit, incline, decline, ramp, winze, rise, or shaft which is driven to provide access and services to underground operations, however excavated

Directions

means the 'Survey and Drafting Directions for Mining Surveyors issued as an adjunct pursuant to General Rule 2000 under the *Mines Inspection Act 1901*'.

Director-General

means the Director-General of the Department of Mineral Resources, New South Wales

Discontinued

Where an open cut or underground mine or a deposit has ceased being mined, but the mine is on care and maintenance, that open cut or underground mine or deposit shall be deemed to be discontinued.

Endorsement

means a significant notation by the mining surveyor, on a plan prepared in accordance with these Directions. Any such notations may draw attention to any aspect of the compilation of the Mine Workings Plan that is considered necessary or informative. For example, any major event at the mine which

creates a significant hazard, such as an inrush of mud, a pillar failure or the failure of a stope fill bulkhead, would all warrant endorsement.

Face

means the current or most recently surveyed position of advance of a mine development or excavation.

First aid facilities

includes first aid kits, special first aid equipment, safety showers and eyewashes

General manager

of a mine means the person nominated under section 5 of the *Mines Inspection Act 1901* as general manager of the mine.

The Geocentric Datum of Australia 1994 (GDA94) and Map Grid of Australia 1994 (MGA94) Co-ordinate System

The datum for surveys in NSW is known as the Geocentric Datum of Australia 1994(GDA94). GDA94 is based on the Geodetic Reference System 1980 (GRS80) ellipsoid, the International Terrestrial Reference Frame 94 (ITRF94) and the geographical co-ordinates of the Australian Fiducial Network (AFN). Grid co-ordinates are obtained using a transverse mercator projection known as the Map Grid of Australia 1994 (MGA94) having the following specifications:

Designation of MGA94 Zones

- (a) the central meridians and the designation of the several zones are as follows:

Central Meridian Longitude East of Greenwich	Designation of MGA94 Zone
141 ^o	54
147 ^o	55
153 ^o	56

- (b) the central meridian scale factor is 0.9996,
 (c) the zone width, 6^o longitude plus ½^o overlaps on each side,
 (d) the co-ordinates of a point on the earth's surface, to be used in expressing the position or location of each point in the appropriate zone, consists of two distances expressed in metres and decimals of a metre; the first expressed of these distances, the East, or E. co-ordinate gives the position in an east direction, the second expressed, the North, or N co-ordinate gives the position in a north direction
 (e) the origin of co-ordinates of each zone is at the intersection of the central meridian of that zone with the equator, which origin is given the value of:
 E 500,000m; N 10,000,000m,
 (f) the units used will be the international metre,
 (g) co-ordinates stated for any point in the system shall be co-ordinate values determined in accordance with the principles of the

projection of the Map Grid of Australia 1994 and shall depend upon and conform to the co-ordinates of the State survey control marks.

General Rule

means general rule made or deemed to be made under Section 56 of the *Mines Inspection Act 1901*

GPS

Global Positioning System. This term covers all types of satellite positioning system, in these Directions. This includes both the US Department of Defence GPS NAVSTAR system and the Russian GLONASS system, and includes any other current or future satellite positioning system with the same purpose or functionality. All control survey carried out using GPS equipment and techniques should comply with the standards and practices set out in SP1. (The Inter-Governmental Committee on Survey and Mapping Special Publication 1 - "Standards and Practices for Control Surveys").

Hazard

means an agent which has the potential to injure or compromise the health or safety of a person

Height Datum

All levels shall be related to Australian Height Datum (AHD) minus 10,000 metres. Where a mine survey is based on another datum, the method of reducing to AHD minus 10,000 metres shall be indicated on the Mine Workings Plan or mine data sheets, or in a 'Letter of Datum Reference'.

ICSM

The Inter-Governmental Committee on Survey and Mapping

Incline

means a development opening driven up from any level to the surface or between any two levels in a mine at gradients permitting the use of trackless equipment

Inspector

means Inspector of Mines appointed under the *Public Sector Management Act 1988*, for the purposes of the *Mines Inspection Act 1901*, and includes the Chief Inspector of Mines, Deputy Chief Inspector of Mines and Senior Inspector of Mines.

The Integrated Survey Grid and Co-ordinate System

A system of co-ordinate surveys for the State of New South Wales. This grid is a Transverse Mercator projection of the Australian National Spheroid of 1966 having the following specifications:

- (a) The central meridians and the designation of the several zones is as follows:-

Central Meridian Longitude East of Greenwich	Designation of ISG Zone
141 ⁰	54/2
143 ⁰	54/3
145 ⁰	55/1
147 ⁰	55/2
149 ⁰	55/3
151 ⁰	56/1
153 ⁰	56/2

- (b) The central meridian scale factor is 0.99994.
- (c) The zone width is 2⁰ of longitude plus ¼⁰ overlaps on each side.
- (d) The co-ordinates of a point on the earth's surface, to be used in expressing the position or location of each point in the appropriate zone, consists of two distances expressed in metres and decimals of a metre; the first expressed of these distances, the East, or E, co-ordinate gives the position in an east direction, the second expressed, the North, or N, co-ordinate gives the position in a north direction.
- (e) The origin of co-ordinates of each zone is at the intersection of the central meridian of that zone with the equator which origin is given the co-ordinate value of: E 300 000 m; N 5 000 000 m.
- (f) The conversion factors to be followed in these Directions in the conversion of any dimensions from Imperial to Metric Units are those specified in the Weights and Measures (National Standards) Regulations, 1961, namely: 1 foot = 0.3048 metre exactly.
- (g) Co-ordinates stated for any point in the system shall be co-ordinate values determined in accordance with the principles of the projection of the Integrated Survey grid and shall depend upon and conform to the co-ordinates of the State survey control marks.

Laser

means any product or assembly of components which constitutes, incorporates or is intended to incorporate a laser. In particular, it is any device than can produce or amplify electromagnetic radiation in the wave length range from 100 nanometres to one millimetre by the process of controlled stimulated emission but does not include electric light globes, fluorescent light tubes, electric radiators used for heating, radio or video communication equipment, domestic cooking appliances using high powered lamps or navigation and search lights.

The class of the laser used will conform with any current mining regulations or directions and the Australian Standard (AS2211.1) and any other Code of Practice currently under development or specified under the Occupational Health and Safety Act. The class of laser used in mining shall be restricted to Classes 1, 2 and 3B, unless permission is obtained in writing from the Chief Inspector.

Note of Caution:

Australian Radiation Safety and Nuclear Protection Agency (ARPANSA) have provided the following Laser Hazard Categories and caution:

'Currently, Lasers are classified according to the hazard associated with their emissions, as defined in the Australian/New Zealand Standard AS/NZS 2211.1:1997 Laser Safety Part 1: Equipment classification, requirements and user's guide:

- *Class 1 lasers are considered safe under reasonably foreseeable conditions of operation.*
- *Class 2 lasers emit visible light at higher levels than Class 1, but eye protection is provided by aversion responses such as the human blink reflex.*
- *Class 3A lasers have higher power levels than Class 2 and the beam has a larger cross section such that the power of the beam entering the eye does not exceed the power of Class 2. This class of laser can be a hazard if optical devices such as binoculars focus the beam onto the retina.*
- *Class 3B (Restricted) lasers are similar to Class 3A except that the irradiance (power density) limit is increased by a factor of two.*
- *Class 3B lasers are sufficiently powerful to cause eye damage in a time shorter than the human blink reflex (0.25 seconds). Laser products with power output near the upper range of Class 3B may also cause skin burns.*
- *Class 4 lasers are high power devices capable of causing both eye and skin burns, and diffuse reflections may also be hazardous.*

In 1993, the Radiation Health Committee of Australia's National Health and Medical Research Council determined that laser pointers (and other consumer laser products) should not exceed Class 2. For visible laser emissions, a Class 2 laser is limited to a maximum power level of 1 milliwatt (mW) continuous wave emission. Unfortunately, there are laser pointers on the market with output powers well above 1 mW (that is, Class 3B). To make matters worse, some of these products are incorrectly labelled and hence their hazard potential is not known to the user. In particular, owing to different classification criteria in the U.S.A. and Australia, some lasers imported into Australia may be labelled as Class 3A when they are actually Class 3B. (Paragraph extracted from [URL:http://www.arpansa.gov.au/is_lsrptr.htm](http://www.arpansa.gov.au/is_lsrptr.htm))

Longitudinal Section Sheet

A sheet prepared as part of the Mine Workings Plan for open cut or underground operations, which shows the longitudinal sections referred to on the plan.

Magazine

means a building, storehouse, structure, or place in which any explosive or blasting agent is kept or stored, whether in or about a mine, and includes detonator storage buildings and buildings containing capped fuses

Metal and mineral

includes gold, sandstone, basalt, andesite, trachyte, porphyry, any substance which is for the time being a mineral within the meaning of the *Mining Act 1992* or the *Offshore Minerals Act 1999* and any other substance or rock used for commercial or industrial purposes or obtained for use by a council, or by a county council, within the meaning of *the Local Government Act 1993*, and includes coal and shale.

Mine Services Plan

Plan prepared showing services around the surface of the mine and any information that may assist in the case of an emergency.

Mine Surface Plan

Plan prepared in accordance with section 4 of these Directions showing surface features.

Mine

is defined in section 4A of the *Mines Inspection Act 1901*:

4A. (1) In this Act, "mine" means any aboveground or underground site where any of the following activities take place:

- (a) exploration for metals and minerals,
- (b) extraction of metals or minerals.

(2) Without limiting subsection (1), "mine" includes:

- (a) the treatment of metals or minerals extracted from a site referred to in subsection (1) if the treatment is carried out at a place at, adjoining or near the site, and
- (b) any machinery, equipment, appliance or plant, whether moveable or not, or any building, laboratory, tunnel, drift, haul road or other structure or work, that is situated at a site referred to in subsection (1) and that is used in connection with an activity referred to in subsection (1), and
- (c) any place where waste resulting from an activity referred to in subsection (1) is stacked, stored or treated if the place is at, adjoins or is near the site where the activity takes place, and
- (d) any quarry and any ready mix concrete or bitumen hot mix plant that adjoins, and is in common ownership with, the quarry (whether or not the plant uses material excavated from the quarry in the manufacture of the concrete or bitumen), and
- (e) any place on which treatment and separation plants are installed for the recovery and treatment of zircon, rutile, ilmenite, monazite and associated minerals, and
- (f) any part of a site referred to in subsection (1) where environmental rehabilitation is being carried out (irrespective of whether mining operations at the site have been completed), and
- (g) any abandoned mine (other than an abandoned mine used for the storage, treatment or disposal of waste that is unconnected with an activity referred to in subsection (1)), and

- (h) any place where operations for the care, security and maintenance of a site referred to in subsection (1) are being carried out during any time when mining operations at the site are suspended, and
- (i) any place where restoration, decommissioning or abandonment operations of a site referred to in subsection (1) are being carried out.

Mining Surveyor

The mining surveyor is the person referred to in Section 41(1A)(c) of the *Mines Inspection Act 1901*. The duties of the mining surveyor are as follows:

- To survey or supervise the surveying of the mine to the standards set out in these Directions.
- To prepare or supervise the preparation, update and maintenance of the Mine Workings Plan to the standards set out in these Directions.
- To endorse the Mine Workings Plan as required, and certify the accuracy and completeness of the Mine Workings Plan.

In any mine there may be a number of surveyors competent to carry out these tasks, but at any one time, only one surveyor will be designated as the mining surveyor for the purposes of Section 41(1A)(c) of the *Mines Inspection Act 1901*.

Mine Workings Plan

The plan required to be kept under Section 41 of the *Mines Inspection Act 1901* to accurately show the position of the mine workings and compiled in accordance with these Directions. For those plans prepared in accordance with Section 4.4 of these Directions, the Mine Workings Plan is the digital version of the plan. For those plans prepared in accordance with Section 4.5 of these Directions, the Mine Workings Plan is the hard copy.

(a) Digital

A digital image file of the Mine Workings Plan in accordance with section 5 of these Directions.

(b) Hard Copy

A copy of the Mine Workings Plan plotted on the appropriate medium in accordance with section 5 of these Directions.

Plan and sections

include correct copies of any original plan and section sheet forming part of the Mine Workings Plan. Sections includes both cross and longitudinal sections.

Open Cut

means a surface excavation

Ore pass

means an underground opening through which broken material is transferred, by gravity, from a higher level to a lower level

Owner

is defined in Section 4 of the Mines Inspection Act 1901:

means a person who is the immediate proprietor or lessee, or occupier of a mine, or of any part thereof, and does not include a person who merely receives a royalty, rent, or fine from a mine, or is merely the proprietor of a mine, subject to any lease, grant, or licence for the working thereof, or is merely the owner of the soil, and not interested in the minerals of the mine; but any contractor, subcontractor or tributer for the working of a mine, or any part thereof, shall be subject to this Act in like manner as if the contractor, subcontractor or tributer were an owner, but so as not to exempt the owner from any liability.

Pentice

means a cover or roof over a sinking shaft for the protection of employees working below in the shaft

Plat

means a platform area around a shaft at an underground level

Quarry

includes any place, open cut, or excavation wherein or whereby any operation is carried on above ground for or in connection with the purpose of obtaining any metal or mineral other than coal or shale and any place adjoining thereto on which any product of the quarry is stacked, stored or treated.

Raise or rise

means a development excavated upwards from a level drive or crosscut

Ramp

means a development opening driven up or down from any level development or the surface, or between any two mining horizons in a mine at gradients permitting the use of trackless equipment

Shaft

means an opening into a mine having an inclination to the horizontal of 15° or more through which persons or materials are raised or lowered, or which is used as a main intake or outlet for ventilation

SP1

The Inter-Governmental Committee on Survey and Mapping Publication 1 - "Standards and Practices for Control Surveys". This publication contains an explanation of the survey accuracy standards stated in these Directions.

Stope

means an excavation, other than development workings, made for the purpose of excavating ore

Subsidiary Survey

A survey based on control surveys to develop the workings of a mine or to locate the position of the workings of a mine.

Supervision

When a survey is carried out in accordance with these Directions the mining surveyor must exercise such immediate oversight and personal direction of the work as is necessary to ensure that the mining surveyor has the knowledge to certify all aspects of the survey and that the survey has been carried out in accordance with sound professional practice and these Directions.

Surveyor General

means the Surveyor General of New South Wales

Survey Records

For the purpose of these Directions, survey records shall be taken to mean field books, level books, co-ordinate books, computer data files, calculations and any other note books, sheets or plans used for recording relevant survey data, all survey observations, compilations and other relevant survey data whether recorded or stored in manual form or by electronic or other device.

Themes

Theme refers to a type of information presented on the Mine Workings Plan and stored on a single layer of a digital drawing document. The Department uses ArcInfo as a GIS database, and for the purposes of these Directions, a theme and a layer are similar.

Treatment

is defined in Section 4 of the Mines Inspection Act 1901:
means:

- (a) the crushing, grinding, classifying, reducing, smelting, concentrating, precipitating or separating of any product of a mine, or
- (b) any other process, or part of a process, for obtaining any metal or mineral from the product of a mine, or
- (c) the mixing of any product of a quarry with any substance so as to produce ready mix concrete or bitumen hot mix, or
- (d) the sorting, grading and preparation of recycled concrete, recycled brick, recycled bitumen, recycled stone or recycled rock to be blended with any product of a quarry.

Underground

means having an overlying cover of rock

Vertical or sub-vertical openings

includes stopes, access rises, fill passes, ore and waste passes, ventilation rises and shafts and escape ways.

Winze

means a development excavated downwards from a drive or crosscut

Working face

means the area of excavation which is being worked

3. SURVEY STANDARDS AND PROCEDURES

3.1 General

- 3.1.1 All surface and underground surveys for the production of the Mine Workings Plan for lodgement with the Department shall be made and carried out in accordance with these Directions.
- 3.1.2 The Chief Inspector may, in any particular case, approve in writing the survey of a mine by other methods or to an acceptable degree of accuracy other than set out in these Directions.
- 3.1.3 The standards of accuracy referred to in this document are as described in the Inter-Governmental Committee on Survey and Mapping Publication 1 - "Standards and Practices for Control Surveys" (ICSM SP1). The mining surveyor shall carry out surveys to the standards of accuracy listed in these Directions. The current technical description and procedures associated with the standard will be as defined in Part A of the (ICSM SP1) manual.
- 3.1.4 It is the responsibility of the mining surveyor to become conversant with the standards of accuracy, and to use survey methods which will achieve the standards of accuracy set out in these Directions.
- 3.1.5 The survey methods described in Part B of the (ICSM SP1) manual should be viewed as guidelines only in achieving the required standards of accuracy. The choice of technique is a professional decision of the mining surveyor, based on sound practice, and provided that methods employed are in compliance with all existing legislation and the safe working practices of the mine.
- 3.1.6 Laser devices used in mines shall generally be limited to classes 1, 2 and 3A. (refer to Laser entry in definitions) The use of any other class of laser device is prohibited except with the written permission of the Chief Inspector. The use of laser devices must conform to all relevant legislative requirements.

3.2 Origin of Co-ordinates

- 3.2.1 All surface and underground surveys made and carried out in accordance with these Directions shall be calculated and plotted by using the Universal Transverse Mercator Grid Coordinates: Map Grid of Australia (MGA94).

During the transition to the Geocentric Datum, the grids used may include:

- i. the New South Wales Integrated Survey Grid and Co-ordinate System.
- ii. the AGD66 coordinate set for geographical coordinates and the associated Australian Map Grid (AMG66) for projection coordinates.
- iii. a local or mine grid system if the mine was established prior to the gazettal of these Directions.

The transitional arrangements for transfer of existing grid and coordinate systems to MGA94 are set out in Clause 1.4 of these Directions.

- 3.2.2 Where an established mine uses a local grid, and the relationship with MGA94 has been established, an exemption from the requirements of Clause 3.2.1, may be applied for, in writing, from the Chief Inspector.
- 3.2.3 The mining surveyor shall ensure that if a local grid system is in use at a mine, the relationship between that local grid and the Map Grid of Australia (MGA94) is established in terms of distance, coordinates and with respect to orientation.
- 3.2.4 All mine surveys and plans shall originate from the Mine Baseline.
- 3.2.5 The horizontal survey of the Mine Baseline should be planned to a minimum of the Class B standards of accuracy as defined in ICSM SP1. The geometry of the subsidiary survey network should be consistent with this standard of accuracy.
- 3.2.6 Each end of the Mine Baseline should be assigned an AHD Reduced Level using a minimum standard of either:
 - (a) Class LD spirit levelling (ICSM, SP1)
 - or
 - (b) Class B from Trigonometric or GPS Heighting (ICSM, SP1)
- 3.2.7 Should the position, coordinate value, or reduced level of the Mine Baseline change, this information shall be forwarded to the Director General for retention.
- 3.2.8 At each end of the Mine Baseline there shall also be established a reference mark of durable nature connected by bearing and distance to the baseline.

3.3 Surface Baseline

- 3.3.1 The Mine Baseline shall not be less than 250 metres in length and each end substantially marked.
- 3.3.2 Mine Baseline terminals for both open cut and underground mines, should be approved Permanent Marks as described in Surveyor Generals Direction No.1.
- 3.3.3 Where Permanent Marks are placed for a Surface Baseline, a plan and an electronic record with digital survey data should be forwarded to the Director General who in turn shall forward the information onto the Surveyor General for approval to be included in the State Control Network.
- 3.3.4 For an existing mine, the current baseline marks should be retained provided they are of a durable nature.
- 3.3.5 Permanent Baseline details shall be recorded on the Mine Workings Plan.

3.4 Underground Baseline

- 3.4.1 Each underground mine shall establish a baseline in the underground workings of each level. The underground baseline shall be in a suitable position and be as long as practicable. At each end of a Baseline shall be Permanent Station Marks. The marks shall be stable and durable and established in the floor or back of a development heading. The location shall be chosen to minimise movement or damage caused by blasting, ground movement or mobile equipment. The station number or identifier must be painted on the adjacent wall. A durable tag indicating the station number or identifier could be attached. Permanent Baseline details shall be recorded on the Mine Workings Plan.
- 3.4.2 The method of transference of azimuth and reduced level to an underground baseline shall conform to the methods and standards set out in Section 3.6 of these Directions.

3.5 Traverses

- 3.5.1 Accuracy: Each underground control and subsidiary survey shall, where possible, be closed to the standard of accuracy as prescribed in ICSM, SP1 Class D. If loop closure is not practical, the survey techniques recommended in SP1, Part B for achieving Class D should be employed.

- 3.5.2 Marking: Each underground control station shall be adequately referenced and substantially marked. The station number should be painted adjacent to the survey station and again on the adjacent wall. A durable tag indicating the station number could also be attached as an adjunct to painting the number. As far as practicable the marks shall be placed in a position least likely to be disturbed by the effects of ground movement or mobile equipment.

3.6 Correlation of Surface and Underground Surveys

- 3.6.1 Correlation between surface and underground surveys shall be consistent with a Class D survey as prescribed in ICSM SP1.
- 3.6.2 In correlation of surface and underground surveys the methods may be by:
- traversing through an adit or a decline/incline ramp;
 - plummeting one or more vertical shafts,
 - using a gyro-theodolite to establish azimuth,
 - or a combination of these methods.
- 3.6.3 Where methods other than direct traverse through an adit or decline/incline ramp are employed for azimuth or coordinate transfer, the surveys shall be shown on a plan separate from the Mine Workings and shall disclose the survey methods employed. The plan shall be submitted to the Chief Inspector and the mining surveyor shall certify that the survey shown on the plan is accurate and meets the requirements of these Directions.
- 3.6.4 Where vertical measurement is necessary for transference of the value of the surface bench mark to a nominated underground bench mark, the maximum permissible error should not exceed 0.05 metre.

3.7 Accuracy of Levelling

3.7.1 Datum

- 3.7.1.1 Heights should be referred to the Australian Height Datum (AHD) - 10,000 metres as the datum for heights. This will avoid negative levels on mine plans.
- 3.7.1.2 A period of two years from the date of gazettal of these Directions is provided for the transfer of the Mine Workings Plan to the AHD - 10,000 metres datum. The general manager of a mine, where the life expectancy of the mine is less than two years from the date of gazettal of these Directions, may

apply to the Chief Inspector for an exemption from this requirement.

- 3.7.1.3 When connection to the Australian Height Datum is not possible, heights shall approximate as closely as possible to heights above mean sea level, and the datum used should be carefully defined. Further information on the AHD can be found in the GDA Technical Manual, Version 2.0.
- 3.7.1.4 Where an established mine uses a local height datum, and the relationship with AHD has been established, an exemption from the requirements of Clause 3.7.1.2, may be applied for in writing, from the Chief Inspector.

3.7.2 Order of accuracy of secondary bench marks

- 3.7.2.1. In an open cut mine it is expected that secondary benchmarks be established by traversing from the Mine Baseline Permanent Marks. Such levelling shall be to ICSM, SP1 Class LD standard of accuracy.
- 3.7.2.2. In an underground mine, secondary benchmarks should be to ICSM SP1 Class LE standard of accuracy.

3.7.3 Order of accuracy of position of workings

Such levelling shall be to ICSM SP1 Class LE standard of accuracy or to within 0.1 metre. In the case of inaccessible workings or where reflectorless EDM or laser ranging equipment is employed for cavity measurement, a lesser level of accuracy is acceptable, provided the Mine Workings Plan is appropriately annotated.

3.8 Survey Records and Supply of Survey Information

- 3.8.1 Systematic care should be taken for the safe and fireproof preservation of mine plans, note books, computer data files, traverse records and associated calculations, correlation records and associated calculations, coordinate books or sheets and other records from which the workings have been plotted
- 3.8.2 Survey records for each of the following purposes should be kept at the survey office for the mine:-
- (a) surface surveys
 - (b) surface levelling
 - (c) underground control surveys
 - (d) underground subsidiary surveys

- (e) underground check surveys
- (f) underground levelling
- (g) calculations
- (h) any other relevant information

3.8.3 Such survey records shall be maintained, either manually on a stable material or, by electronic or other means not visually perceptible without the aid of a machine or device.

3.8.4 Where survey records are maintained in manual form the following requirements are to be observed:-

- (a) All survey books shall be maintained in good order and shall have the following description attached:
 - (i) titled with the mine name,
 - (ii) sufficient information to indicate the location within the mine of the surveys contained in the survey book,
 - (iii) consecutive index number
- (b) Where practicable, the following procedures shall be adopted for entries into survey books:-
 - (i) all survey observations and measurements shall be recorded at the time of survey;
 - (ii) in the event of alteration of a mistake there shall be no erasure. The erroneous entry should be struck through and the correction written above;
 - (iii) the datum line of the survey and the azimuth adopted shall be clearly indicated;
 - (iv) lengths shall be entered at the time they are measured. Where appropriate, corrections shall be noted and the lengths deduced therefrom shall be clearly indicated;
 - (v) bearing and distance from reference marks must be clearly shown;
 - (vi) reference marks and bench marks placed by the mining surveyor shall be so noted and the positions and descriptions thereof shall be shown by a sketch in the appropriate book;
 - (vii) lines remeasured shall be so specified and original distances and bearings shown;
 - (viii) The mining surveyor shall sign the field book that the work shown therein was performed by him or under his supervision and indicate the date on which the work was performed

3.8.5 Where survey records are maintained in an electronic or other storage and retrieval device or system in a form not visually perceptible without the aid of a machine or device, a complete and separate duplicate of such records shall be preserved on paper or microfilm or on magnetic tape or disc or other permanent electronic medium.

- 3.8.6 The general manager or the mining surveyor of any mine, upon the request of the Chief Inspector, shall make available on a stable material all or any survey records or certified copies thereof.
- 3.8.7 The Mine Workings Plan must be revised if necessary, every three months to show any significant changes in respect of the workings that have been carried out, or the workings that are proposed to be carried out, at the mine.
- 3.8.8 Plans for lodgement with the Department must be compiled according to these Survey and Drafting Directions.
- 3.8.9 When suspension or abandonment of mining operations are imminent, the employer, or if a receiver has been appointed in respect of a principal employer, that receiver, or the general manager, must cause to be prepared by the mining surveyor, an update of the Mine Workings Plan to accurately reflect the surveyed mine workings at the time of suspension or abandonment.
- 3.8.10 Upon discontinuance of mining operations a copy of the Mine Workings Plan shall be submitted to the Chief Inspector for retention. The Mine Workings Plan shall be forwarded to the Department within 28 days of the abandonment of a mine.
- 3.8.11 Upon abandonment of a mine all survey records relevant to the preparation of the Mine Workings Plan shall be forwarded to the Chief Inspector for retention. The survey records shall be forwarded within 28 days of the abandonment of a mine.

3.9 Requirements when workings are to become inaccessible

Before any part of the workings of a mine become inaccessible, where practical and safe to do so, the position of all points of the workings shall be established from a subsidiary survey. Sufficient levels shall be taken to clearly indicate the height of the floor of the workings on any mining level, bench or berm on the Mine Workings Plan.

3.10 Surface Movement

- 3.10.1 Where the Chief Inspector directs a survey to be undertaken to record surface movement, such survey shall be carried out and certified by the mining surveyor.

- 3.10.2 Where the ground is expected to subside due to mining, the mining surveyor shall ensure that a topographical survey of the surface to be affected, is carried out prior to the commencement of mining.
- 3.10.3 If the site is suitable for the application of remote sensing techniques (aerial photography, photogrammetry, airborne laser sensing etc), in subsidence surveys, care must be taken to ensure that the levels can be measured to within 50mm.

3.11 Maintenance and Adjustment of Survey Equipment

- 3.11.1 Survey equipment used for baseline or other precise surveys should be maintained regularly and kept in good adjustment.
- 3.11.2 Electronic distance measuring equipment used for precise surveys should be verified against the State primary standard of measurement of length, by using pillared testlines, at least once each year and immediately after service or repair. If this is not practical, a local baseline, measured with a standardised steel band, should be used.
- 3.11.3 GPS equipment should be verified against an approved control network upon acquisition and after any change in software, firmware or hardware.

3.12 Summary of Accuracy Standards

All the Standards referred to in this section are as described in the Inter-Governmental Committee on Survey and Mapping Publication 1 - "Standards and Practices for Control Surveys" (ICSM SP1). The mining surveyor should check to ensure that the current standards are being used.

The following is a summary of Standards set out in the Directions. Please note these are minimum standards.

Surface Baseline

EDM Observations	Class B
Horizontal Angle	Class B
Spirit levelling	Class LD
EDM Height Traversing	Class LD
GPS Heighting	Class B GPS Survey
Trigonometric Heighting	Class B

Correlation of Surface and Underground Surveys

EDM Observations	Class D
Horizontal Angle	Class D
Maximum level error	0.05m

Underground Baseline

EDM Observations	Class D
Horizontal Angle	Class D
Spirit levelling	Class LD
EDM Height Traversing	Class LD

Subsidiary Traverses

EDM Observations	Class D
Horizontal Angle	Class D
Spirit levelling	Class LD

Subsidiary Traverses (continued)

EDM Height Traversing	Class LD
GPS Heighting	Class C GPS Survey

Secondary Benchmarks

Opencut mine	Class LD
Underground mine	Class LE

Accuracy of position of mine workings or surface topography

EDM Observations	Class E
Horizontal Angle	Class E
Spirit levelling	Class LE
EDM Height Traversing	Class LE
GPS Heighting	Class D GPS Survey

Or

To 0.1m where ranging equipment is used.

Horizontal Control for Photogrammetry

Ground Control Survey	Class B
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4. MINE WORKINGS PLAN

4.1 Authorisation of Plan

The Mine Workings Plan is required to be produced, maintained and kept by the *Mines Inspection Act 1901*.

Section 41 of the *Mines Inspection Act 1901* requires mine plans to be kept at mines employing 20 or more people. Mines employing less than 20 people are also required to keep mine plans if so advised by the Chief Inspector.

These Directions require the lodgement of plans with the Department and also constitute advice by the Chief Inspector under Section 41 (1) (b) for the following mines to prepare and lodge plans.

- i. All underground mines on current mining leases
- ii. All open cut mines on current mining leases

These Directions also apply to :

- i. any extractive Industries mining operations employing less than 20 people where the Chief Inspector has advised that Section 41 applies to these operations.
- ii. any underground or open cut mine on a mineral claim, where the Chief Inspector has advised that Section 41 applies to those mines.

4.2 Preparation of Plan

The following shall be observed in preparation of the Mine Workings Plan:

4.2.1 The owner or general manager of a mine must, before the commencement of any mining operations at the mine, cause an accurate plan of the proposed workings of the mine to be prepared in accordance with this clause by:

- i. a mining surveyor authorised by the Chief Inspector, or
- ii. a qualified mining engineer, or
- iii. a production manager

4.2.2 The plan must include any previous workings at the mine if any part of the mine has been worked in the past or if the mine was an abandoned mine.

4.2.3 The plan must be drawn to a maximum scale of not more than 1:1250 unless the Chief Inspector, in writing, permits the plan to be drawn to another scale.

4.2.4 The plan must be revised every 3 months to show any significant changes in respect of the workings that have been carried out, or the workings that are proposed to be carried out, at the mine.

4.2.5 The plan, or plan as revised from time to time, must be deposited at the office of the mine and must be produced, on request, to an inspector or to any other person authorised in writing by the Chief Inspector to inspect it.

4.2.6 The owner or general manager of the mine must, if requested by an inspector or person authorised by the Chief Inspector:

- (a) mark on the plan, to the best of the owner's or general manager's ability, the progress of the workings of the mine up to the time at which the plan is produced to the inspector or authorised person, and
 - (b) allow the inspector or authorised person to examine the plan and to take a copy of it.
- 4.2.7 The owner or general manager of a mine must, if requested to do so by the Chief Inspector by notice in writing, provide an inspector or an authorised person with a copy of a plan (or latest revision of a plan) as deposited at the office of the mine within the time specified in the notice.
- 4.2.8 An inspector or authorised person must file any copy of a plan provided to the inspector or authorised person in accordance with Clause 4.2.7 in the records of the Department.

4.3 Composition of Plan

4.3.1 General

- 4.3.1.1 The Mine Workings Plan for the purpose of this section, may be produced by either:

DIGITAL METHODS - prepared from the digital form of the plan held in the computer. It is either produced in hard copy form for presentation and archiving or lodged as a digital document in a software format compatible with the Department of Mineral Resources' software.

or:

MANUAL METHODS - manually drafted and reproduced in hard copy form for presentation, lodgement with the Department and archiving, during the transitional period.

- 4.3.1.2 In the digital form the Mine Workings Plan shall be compiled as a minimum number of themes for the whole of the mine as described in Section 4.4 in a software program of the mining surveyor's choice and compatible with the Department of Mineral Resources' software. Section 6.3 contains current information concerning digital standards. **
- 4.3.1.3 In the case of an underground mine, the hard copy of the digital Mine Workings Plan shall consist of Mine Workings Plan sheets for each mine level, prepared in accordance with Section 4.4 of these Directions.
- 4.3.1.4 In the case of an open cut mine, the hard copy of the digital Mine Workings Plan shall consist of mine plan workings sheets for each

deposit being worked, cross section and longitudinal sheets prepared in accordance with Section 4.4 of these Directions.

- 4.3.1.5 In the case of an underground mine, the hard copy of the manually drafted Mine Workings Plan shall consist of Mine Workings Plan sheets for each mine level or sublevel, prepared in accordance with Section 4.5 of these Directions.

In the case where a mine is worked from ramps and not from regular levels or sublevels, the Mine Workings Plan shall consist of whatever number of plan sheets is required to adequately show the extents of mine workings.

- 4.3.1.6 In the case of an open cut mine, the hard copy of the manually drafted Mine Workings Plan shall consist of mine plan workings sheets for each deposit being worked, cross section and longitudinal sheets prepared in accordance with Section 4.5 of these Directions.

- 4.3.1.7 A reference in these Directions to the Mine Workings Plan includes a reference to plan sheets and longitudinal and cross sections sheets of the workings of the mine and correct copies or tracings of any original plan and sections.

- 4.3.1.8 At any mine where mining or development has taken place during the reporting period, only those plan and section sheets of the Mine Workings Plan where mining or development has taken place during the reporting interval need to be lodged with the Department. This may include new sheets as the workings are extended.

4.3.2 Transitional Arrangements

- 4.3.2.1 A period of two years from the date of gazettal of these Directions is provided for the transfer of the Mine Workings Plan to digital form.

- 4.3.2.2 The general manager of a mine, where the life expectancy of the mine is less than two years from the date of gazettal of these Directions, may apply in writing to the Chief Inspector for an exemption from this requirement.

4.4 Preparation by Digital Methods

4.4.1 Themes

- 4.4.1.1 For the preparation of the Mine Workings Plan for the deposit being worked within the mapping area of the mine plan sheets, the following information shall be captured as a minimum of theme layers:

- i. Mine holding's boundary

- ii. Mining lease boundaries
- iii. Mine development - Actual
- iv. Mine development - Planned
- v. Survey stations and their identification annotated
- vi. Cadastre parcels and how derived (Digital Cadastre Data Base [DCDB], survey, original plans), with appropriate endorsements.
- vii. Mine shafts, adits and declines
- viii. Grid lines and values
- ix. All workings in the deposit within 30 metres of the current workings including workings of adjacent mines.
- x. For underground mines - an outline (boundary) of all old workings in any horizon or mine level in any direction within 5 metres of the current level being worked
- xi. For underground mines - a detailed outline of current or associated workings within 5 metres in any direction of any development shown on a level plan sheet or section sheet
- xii. Boreholes

4.4.1.2 The general manager of a mine with good cause, may apply in writing to the Chief Inspector for an exemption or variation from any of the requirements of clause 4.4.1.1.

4.4.2 Copy of Mine Workings Plan

4.4.2.1 A copy of the revised Mine Workings Plan shall be prepared from the digitally held data and presented in the form described in Section 5 of these Directions

4.4.2.2 The plan sheets and section sheets (as the case may be) on which workings occurred during the three monthly survey revision period will be produced on paper. The previous copies may be archived or destroyed on preparation of the updated copy.

4.4.2.3 In the case of the discontinuance or abandonment of a mine, the Mine Workings Plan sheets, cross section and longitudinal section sheets will be produced on durable polyester film for certification and retention at the office for the mine except where the Chief Inspector otherwise determines.

4.4.2.4 In the case of the discontinuance or abandonment of a mine, the Mine Workings Plan sheets, cross section and longitudinal section sheets will be produced on durable polyester film for lodgement with the Department within 28 days of the date of discontinuance or abandonment.

4.5 Manually Drafted Plans

4.5.1 General

4.5.1.1 Where the Chief Inspector so approves, the Mine Workings Plan can continue to be produced by non-digital means. In those cases:

- i. The plan shall be drawn on durable, stable polyester matt drafting material and shall be in the form set out in Section 5 of these Directions.
- ii. All drafting and printing is to be in dense black ink.

4.5.1.2 Care should be taken to ensure that the inks used bond satisfactorily with the material.

4.5.1.3 The overall sheet size of the plan shall be, where appropriate, to International Standards Organisation (ISO) standard sheet sizes

4.5.1.4 In compiling a Mine Workings Plan by non digital means, the following shall be adhered to:

- i. The survey grid used shall be clearly identified.
- ii. Plotting of all surveys on a plan made in accordance with these Directions shall be done so that all points in the survey are correctly plotted within 1mm plan scale of their calculated co-ordinate position.

4.5.1.5 If the Mine Workings Plan is produced photographically:

- i. The reproduction must be an accurate same scale copy of the Mine Workings Plan with no error or distortions.
- ii. The reproduction shall be on a durable, stable polyester matt drafting material.

4.5.2 Copy of Mine Workings Plan

4.5.2.1 The revised Mine Workings Plan shall be prepared from the manually derived data and presented in the form set out in Section 5 of these Directions

4.5.2.2 The plan sheets and section sheets (as the case may be) on which workings occurred during the three monthly survey revision period will be produced on a durable, stable polyester matt drafting material. The previous copies may be archived or destroyed on preparation of the updated copy.

4.5.2.3 In the case of the discontinuance or abandonment of a mine, the Mine Workings Plan sheets, cross section and longitudinal section sheets will

be produced on durable polyester film for certification and retention at the office for the mine except where the Chief Inspector otherwise determines.

4.5.2.4 In the case of the discontinuance or abandonment of a mine, the Mine Workings Plan sheets, cross section and longitudinal section sheets will be produced on durable polyester film for lodgement with the Department within 28 days of the date of discontinuance or abandonment.

4.6 Additional Information

4.6.1 Nothing in these Directions shall prevent the mining surveyor from including any additional information on the Mine Workings Plan providing it is shown in a manner consistent with these Directions.

4.6.2 The mining surveyor shall show on the Mine Workings Plan any additional information as directed in writing by the Chief Inspector.

4.6.3 The mining surveyor shall ensure that any information that may create a danger either to the mine or to adjacent mines or to adjacent strata if worked, is recorded accurately on the plan.

4.7 Endorsement of Plan

4.7.1 Endorsement of the Mine Workings Plan shall have two forms:

- i. A Schedule of Endorsement indicating where information is absent or in doubt
- ii. A Schedule of Certification of completeness and accuracy

4.7.2 Where any information shown on the Mine Workings Plan is in doubt or any other information that the mining surveyor considers requires endorsement, the Mine Workings Plan shall be suitably endorsed. An example of a Schedule of Endorsement is shown below:

SCHEDULE OF ENDORSEMENTS

REF	DATE	DESCRIPTION/ REFERENCES	SIGNED

4.7.3 Old Workings/Surveys

Where possible, old workings/surveys should be changed to GDA94 and AMG94 and suitably endorsed.

Where an exemption has been approved under clause 3.2.2 and/or clause 3.7.1.4, this clause 4.7.3, will not apply.

4.7.4 The mining surveyor shall, by signing and dating the Certification of Accuracy schedule and by signing and dating the Compact Disc with a permanent marking pen, declare for that 3 monthly period that:

- i. the Mine Workings Plan has been prepared in accordance with these Directions, and,
- ii. the surveys shown on the Mine Workings Plan have been completed to an accuracy as prescribed in these Directions.

4.7.5 The Certification of Accuracy Schedule will appear on every Mine Workings Plan Sheet, and should follow the format shown below:

SCHEDULE OF CERTIFICATION OF ACCURACY

DATES		SIGNATURES	DATES		SIGNATURES
FROM	TO		FROM	TO	

4.8 Action upon Discontinuance or Abandonment

4.8.1 Authorisation

4.8.1.1 Section 42 of the *Mines Inspection Act 1901*, requires that the Mine Workings Plan be amended and lodged when operations at a mine are discontinued or abandoned. If the mine owner fails to comply with this section, that owner shall be guilty of an offence against the Act, and be liable to a fine not exceeding 10 penalty units.

4.8.1.2 An information for an offence under Section 42 may be laid at any time within 2 years after the abandonment of the mine, or after service on

the mine owner of a notice by an Inspector to comply with the requirements of Section 42, whichever last happens.

4.8.2 Action upon discontinuance or abandonment of a mine

- 4.8.2.1 Where any mine, of which a Mine Workings Plan is required, is discontinued or abandoned, a survey of the final position of the workings will be undertaken and the Mine Workings Plan amended. Upon the discontinuance or abandonment of a mine the Mine Workings Plan shall be dated and signed by the mining surveyor to the date of discontinuance or abandonment.
- 4.8.2.2 Upon the completion of the required survey and drafting, the Chief Inspector is to be notified that the Mine Workings Plan is available for inspection.
- 4.8.2.3 After the Chief Inspector is satisfied that the survey requirements have been met the owner shall, within three months after such discontinuance or abandonment, forward to the Minister the Mine Workings Plan.
- 4.8.2.4 A digital record in a form suitable for archiving and future reference and a plan in the form set out in Section 5 of these Directions on durable stable polyester matt material shall be produced and supplied to the Chief Inspector within 28 days of the date of abandonment.
- 4.8.2.5 Upon abandonment of a mine, unless otherwise directed in writing by the Chief Inspector, all survey records are to be submitted to the Chief Inspector for retention.

4.9 Cessation of Duties of the mining surveyor

- 4.9.1 Upon permanent cessation of duties of the mining surveyor the Mine Workings Plan shall be amended, dated and signed by the mining surveyor. The mining surveyor shall show the date of the workings at the time of cessation on these plans in a similar manner to that of the 3 monthly survey period.
- 4.9.2 The note 'Charted to date of Cessation of Duties' is to be shown in the 'Schedule of Accuracy' above the date and the mining surveyor's signature.
- 4.9.3 At the time of cessation of duties, and after certification under clause 4.7.4 has taken place, the mining surveyor shall produce a durable copy of the Mine Workings Plan for retention at the office for the mine except where the Chief Inspector otherwise determines.

- 4.9.4 The outgoing mining surveyor should where possible (with the consent of the mine owner) take a copy of the sheets for his own record.
- 4.9.5 The incoming mining surveyor should make a copy of the sheets for a record of his commencement of work.

4.10 Other Plans Required

4.10.1 General

Nothing shall prevent the mining surveyor from combining one or more of the following plans into the sheets of the Mine Workings Plan, provided legibility of the combined plans is retained.

4.10.2 Ventilation Plan (Underground Mines)

- 4.10.2.1 Clause 40 of the Mines Inspection General Rule 2000 under the *Mines Inspection Act 1901* requires that a plan of ventilation be kept.
- 4.10.2.2 The general manager of a mine must ensure that all major ventilating fans, air doors, brattices or other ventilating devices or controls in use at the mine are recorded on the plans and sections of the mine.
- 4.10.2.3 The general manager must arrange for the measurement (and recording on the plans and sections) of the direction, course and quantity of air currents in the mine at intervals that will enable the air in the mine to be adequately monitored.
- 4.10.2.4 The general manager must ensure that the information required to be recorded by Clause 4.10.2.1.2 and 4.10.2.1.3 is kept up to date and is made available to an inspector or a mine safety officer on request.

4.10.3 Surface Plan

- 4.10.3.1 The Surface Plan shall be of a scale of not less than 1:1250 and shall cover the areas where mining operations have been or are being carried out. Symbols used will be in accordance with AS 4368 and AS 1100-401. In the case of an underground mine, the Surface Plan shall show detail as set out in Section 5 of these Directions, and all streets, roads, reservoirs, swamps, water bodies, unconsolidated surface deposits, railways, main pipelines and any other feature whether of the same or a different kind.
- 4.10.3.2 In the case of an Open Cut Mine, the Surface Plan shall show all detail as set out in Section 5 of these Directions, and all streets, roads, reservoirs, swamps, water bodies and any other permanent

feature whether of the same or of a different kind which, if disturbed by mining operations, is likely to cause damage to or danger in the mine.

- 4.10.3.3 In the case of coastal mining operations below mean sea level (MSL), the Mean High Water Mark (MHW) should be indicated on the plan.

4.10.4 Accident Plan

- 4.10.4.1 Section 47 of the *Mines Inspection Act 1901* outlines the requirements for notification when a serious accident or dangerous incident occurs. The accident location must not be disturbed. Section 47A states:

“(1) The owner or general manager of the mine concerned must ensure that the place where a serious accident or dangerous incident occurred is left as it was immediately after the accident until:

- (a) the expiration of 3 days after the notice was given under section 47 (1), or
- (b) a visit to the place by an inspector

whichever occurs first.

(2) This section does not apply if compliance with the section would tend to increase or continue a danger or would unnecessarily impede the working of the mine”.

- 4.10.4.2 In the case of any accident causing a fatality, a survey of the accident location is required, and an Accident Plan must be produced.
- 4.10.4.3 The Accident Plan shall be prepared from the accident location survey, by the mining surveyor or under the direct supervision of the mining surveyor.
- 4.10.4.4 In the case of a serious but non-fatal accident, an Inspector may require a survey to be carried out or an Accident Plan to be prepared.
- 4.10.4.5 Where possible, photographs of the accident location should accompany the Accident Plan.
- 4.10.4.6 Where conditions or continuing danger prevent a location survey being made, the position of the accident should be indicated on a copy of a Mine workings Plan sheet, and annotated by the mining surveyor.

- 4.10.4.7 The information required on Accident Plan is set out in detail in Section 5 of these Directions. The detail shown must include an outline of the mine workings; the location within the mine; the location of all fixed and mobile plant; personal apparatus or clothing; together with sufficient annotation and labelling to clearly describe the condition and name of each object at the accident location.

4.10.5 Emergency Plan

- 4.10.5.1 An Emergency Plan shall be produced using the Mine Workings Plan as its basis.
- 4.10.5.2 The Emergency Plan shall be revised every three months, following the most recent revision of the Mine Working Plan, and contain relevant and up-to-date information on the following:
- Mine egress
 - Firefighting system and appliances
 - Mine rescue and safety
- 4.10.5.3 The Emergency Plan shall be at a scale of not less than 1:2000, and consist of a number of plan sheets adequately describing the major mine workings.
- 4.10.5.4 All symbols used shall be in accordance with AS 4368 and AS2916.
- 4.10.5.5 This plan shall show shafts, ramps and the main level development, the means of egress from each part of the mine to the surface and underground telephone stations.
- 4.10.5.6 The plan shall show positions in which pipe mains, hydrants, isolation valves, fire substations and fire depots are situated.
- 4.10.5.7 This plan will also show the position of stoppings, trapdoors, regulators, seals, prepared seal sites, overcasts, air crossings, ventilation doors, belt conveyors, main electric supply cables, fixed electrical apparatus, telephones and the direction of ventilation in the main development headings.
- 4.10.5.8 The plan shall show the location of first aid stations, underground telephone locations, any air quality or gas monitoring points together with the route of such monitoring
- 4.10.5.9 The plan shall show any bad or inaccessible ground, accumulations of water, filled voids, and any information identified as necessary for dealing with an emergency at the mine.

- 4.10.5.10 A copy of the Emergency Plan must be maintained on view at the mine, with an up-to-date copy kept in an accessible place in case of emergency.

4.11 Standards - General

Any plan (including, where appropriate, plans subject to these Directions) required to be drafted by the mining surveyor for purposes of the mine should be prepared in accordance with the relevant Australian Standard - in particular, but not limited to, AS 4368 and the Australian Standard AS1100 for technical drawing.

4.12 Plan Lodgement Requirements

4.12.1 All Underground Mines

- 4.12.1.1 The Mine Workings Plan shall be lodged with the Department annually, unless otherwise directed by the Chief Inspector.
- 4.12.1.2 Where a mine is to be discontinued or abandoned, a final Mine Workings Plan is to be lodged with the Department within 28 days after the date of discontinuance or abandonment.
- 4.12.1.3 Survey of a mine and lodgement of the Mine Workings Plan can be directed by the Chief Inspector at any time

4.12.2 All Open Cut Mines

- 4.12.2.1 The Mine Workings Plan shall be lodged with the Department annually unless otherwise directed by the Chief Inspector.
- 4.12.2.2 Where a mine is to be discontinued or abandoned, a final Mine Workings Plan is to be lodged with the Department within 28 days after the date of discontinuance or abandonment.
- 4.12.2.3 Survey of a mine and lodgement of the Mine Workings Plan can be directed by the Chief Inspector at any time

4.12.3 Extractive Industries Mining Operations either employing 20 or more people or subject to an advice by the Chief Inspector pursuant to Section 41 (1) (b) of the *Mines Inspection Act 1901*

4.12.3.1 The Mine Workings Plan is to be lodged as directed by the Chief Inspector

4.12.3.2 Where a mine is to be discontinued or abandoned, a final Mine Workings Plan is to be lodged with the Department within 28 days after the date of discontinuance or abandonment.

4.12.3.3 Survey of a mine and lodgement of the Mine workings Plan can be directed by the Chief Inspector at any time

5. MINE WORKINGS PLAN FORMAT & INFORMATION

5.1 Sheet Format

5.1.1 Plan Sheet

Each Mine Working Sheet shall show the following detail:

5.1.1.1 In the sheet heading:

- i. The name of the Mine e.g. *Baron Rocks Gold Mine*.
- ii. The number of the level or mine horizon according to the adopted mine nomenclature.

5.1.1.2 In the sheet surround:

- i. The reduction ratio and a graphical (bar) scale together with a statement that all measurements are in metres,
- ii. A north point indicating true north in relation to the local grid and Map grid of Australia (MGA94)
- iii. A schedule of symbols used on the particular sheet,
- iv. A sheet index showing all the sheets necessary to cover the mine holding and the number of each sheet with the particular sheet shown by a heavy outline
- v. A schedule of survey dates and certifications
- vi. The origin of levels and the grid bearing and terminal survey stations of the Mine Baseline,
- vii. A schedule or schedules of survey marks and bench marks containing their identification, coordinates and height,

5.1.1.3 In the plan area:

All detail shall be plotted at a scale of 1:500 and the following detail will be shown:

- i. Cadastral boundaries and property identifier annotated in 'background'.
- ii. A grid showing co-ordinates
- iii. The position of survey stations or bench marks and their identification.
- iv. Cross section lines indicative of the position of the cross sections shown on the Cross Section Sheets.
- v. Mining lease boundaries
- vi. All abandoned or historical workings within 30 metres of the current workings.

5.1.2 Section Sheets

5.1.2.1 Separate cross section sheets shall be provided in order to adequately represent the form and extents of mine workings.

5.1.2.2 Where a mine can fully explain the extents and detail of its workings in plan only, then section sheets may not be produced. An application for an exemption from Clause 5.1.2.1 may be made in writing to the Chief Inspector

5.1.2.3 Each cross section shall be compiled from information gained from the actual workings and not from borehole information.

5.1.2.4 Each section sheet is to be updated at the end of the quarterly survey.

5.1.2.5 Each Cross Section Sheet shall show the following detail:-

In the heading:

- i. The name of the mine.
- ii. The Grid coordinate or reference line to which the section refers.

In the map surround:

- i. The reduction ratio and a graphical (bar) scale together with a statement that all measurements are in metres.

5.2 Mine Workings Plan Information

5.2.1 General

5.2.1.1 This section sets out the type of detail to be shown on the Mine Workings Plan. The detail includes both planned and built environment and natural features. It is expected that the plans will be as comprehensive as practicable in terms of detail shown.

5.2.1.2 The types of information listed as to be shown on the Mine Workings Plan are the minimum requirements only and it is at the discretion of the mine general manager or mining surveyor whether any additional information is shown.

5.2.1.3 Where applicable, the standard for Mine Workings Plan symbols shall be to Australian Standard AS4368 and AS1100. Geological symbols shall be to AGSO 'Symbols used on Geological Maps'. If no symbol is available for a data theme, then a non-standard symbol may be used and an appropriate explanation shown on the Plan sheet.

5.2.1.4 It is expected that in a digital document the various types of data listed in this section will be each assigned a theme layer or grouped according to category, to allow flexibility in plotting and reporting.

5.2.2 Mine Plans - Underground Mines

5.2.2.1 Surface Plan

A surface plan of the mining lease showing the true position of the following features:

- i. Mining lease boundaries
- ii. Mine holdings boundary (DCDB)
- iii. All buildings, both fixed and portable including offices, workshops, warehouses, power stations, crushing and grinding plant, metallurgical plant, storage and loading facilities.
- iv. Access roads and car parks
- v. The position of haulage (brace level) and ventilation shafts and ventilation fans
- vi. Conveyors and stockpile areas including reclaim tunnels
- vii. Transformer yards
- viii. Overhead and underground power transmission lines
- ix. Explosives and detonator magazines
- x. ANFO plants and storage
- xi. Rail sidings
- xii. Bulk chemical storage bins and process vessels
- xiii. Fuel storage tanks and fuelling areas
- xiv. The extents of open shafts, stopes or open pits at the surface
- xv. The extents of caved ground due to underground mining
- xvi. Decline portals and access roads
- xvii. Site fencing and gates
- xviii. Tailings dams
- xix. Waste dumps
- xx. Drainage and water retention structures, dams, water tanks
- xxi. Surface and underground Pipelines
- xxii. Drainage and service boreholes
- xxiii. Boreholes which may affect the safety of the mine
- xxiv. Natural features including water courses and lakes
- xxv. Any disused buildings, plant or shafts from older or defunct mine workings within the mining lease or claim area
- xxvi. Surface spot levels or contours
- xxvii. Survey reference marks and baseline
- xxviii. Adjoining portions of the DCDB

5.2.2.2 Underground Level plans

These plans shall show development at each primary haulage or drilling level. The plans shall show the correct positions of the following:

- i. The position of man, haulage and ventilation shafts
- ii. All development drives and crosscuts, and position of working faces
- iii. Stope outlines at the level
- iv. Winzes, raises, ore passes, fill passes, ladderways, chutes
- v. Electrical substations

- vi. Rail track
- vii. Crib rooms, offices
- viii. Workshops – show overhead cranes and monorails
- ix. Explosives and detonator magazines
- x. Skip loading pockets
- xi. Ore bins
- xii. Conveyor drives and crushing stations
- xiii. Pumping stations and sumps
- xiv. Boreholes which may affect the safety of the mine
- xv. The outline of development or stoping within 5 metres of a mine level
- xvi. Ramps and access declines

A composite plan showing ramps or access declines/inclines between levels shall be provided where these are not partially shown on the level plans.

5.2.3 Mine Plans - Open Cut Mines

5.2.3.1 Surface Plan

A surface plan of the mining lease showing the true position of the following features:

- i. Mining lease boundaries
- ii. Mine holdings boundary (DCDB)
- iii. All buildings, both fixed and portable including offices, workshops, warehouses, power stations, crushing and grinding plant, metallurgical plant, storage and loading facilities.
- iv. Access roads and car parks
- v. The position of haulage (brace level) and ventilation shafts and ventilation fans
- vi. Conveyors and stockpile areas including reclaim tunnels
- vii. Transformer yards
- viii. Overhead and underground power transmission lines
- ix. Explosives and detonator magazines
- x. ANFO plants and storage
- xi. Rail sidings
- xii. Bulk chemical storage bins and process vessels
- xiii. Fuel storage tanks and fuelling areas
- xiv. The extents of open shafts, stopes or open pits at the surface
- xv. The extents of caved ground due to underground mining
- xvi. Decline portals and access roads
- xvii. Site fencing and gates
- xviii. Tailings dams
- xix. Waste dumps
- xx. Drainage and water retention structures, dams, water tanks
- xxi. Surface and underground Pipelines
- xxii. Drainage and service boreholes
- xxiii. Boreholes which may affect the safety of the mine
- xxiv. Natural features including water courses and lakes

- xxv. Any disused buildings, plant or shafts from older or defunct mine workings within the mining lease or claim area
- xxvi. Surface spot levels or contours
- xxvii. Survey reference marks and baseline
- xxviii. Adjoining portions of the DCDB

5.2.3.2 Open Cut Plans

The open pits may be shown on the surface plan, however where site facilities, ie. crushing, milling, administration, are at a distance from the open cuts or pits, then a series of plans should be provided to show the relevant detail. This detail includes the positions of the following:

- i. Position of the tops and toes of all batters
- ii. The position of berms and benches
- iii. Haulage and access ramps between berms
- iv. In-pit crushing plant and storage bins
- v. Spot height levels of berms or benches
- vi. Pumps and sumps
- vii. The position of overhead powerlines
- viii. The position of adjacent underground workings (current or abandoned) in relation to the open cut

5.2.4 Accident Plans

5.2.4.1 Section 4.10.4 sets out the circumstances requiring the production of an Accident Plan. An Accident Plan shall be surveyed and drafted according to the clauses of this section.

5.2.4.2 The Accident Plan means one or more plan sheets, section sheets or other plan provided to correctly describe the accident location.

5.2.4.3 A locality plan or sketch must be included showing the area described by the Accident Plan in relation to the whole of the mine workings.

5.2.4.4 The scale of the plan shall be chosen to adequately show the detail. This would typically be a scale of no more than 1:50. A sheet of the Mine Workings Plan may be used as a base provided the scale is adequate for the purpose of showing the detail. The current position of working faces must be shown.

5.2.4.5 The following Information will be shown in the sheet surround of every sheet used:

- i. The mine name, level name and such information as to accurately describe the area of the mine where the accident occurred
- ii. The reduction ratio and a graphical (bar) scale together with a statement that all measurements are in metres,
- iii. A north point indicating mine grid north, true north, and MGA94 Grid north

- iv. A schedule of symbols used on the particular sheet
 - v. The label 'ACCIDENT PLAN', shall be written prominently in the sheet surround to clearly differentiate the plan from of any sheet of the Mine Workings Plan
- 5.2.4.6 The Accident Plan Title Block shall include the following information:
- i. Scene of (fatal) accident to (name)
 - ii. (location) (shift) (date)
 - iii. (company name)
 - iv. Drawing No.
 - v. Scale
 - vi. Mining surveyor's certification and annotation as to accuracy and completeness
 - vii. Field or Level Book Numbers used in Accident Plan survey
- 5.2.4.7 The Plan must show all detail that existed just prior to the accident, together with any detail that has been positioned as a result of the accident. All detail must be accurately labelled.
- 5.2.4.8 One section or sectional elevation is to be drawn to the same scale as the plan view and the section's position must be shown on that plan. The same level of detail is to be shown on the section as required for the Accident Plan.
- 5.2.4.9 The detail shown must include the following:
- i. The real or assumed position of the injured person or persons – it would be expected that the injured or fatally injured person will have been removed from the scene
 - ii. The positions of other personnel at the time of the accident
 - iii. The position of articles of protective clothing – ie helmet, gloves etc
 - iv. Equipment used in rescue operations.
 - v. General environment and position of mining equipment & plant
 - vi. Positions from which photographs were taken.
 - vii. Other relevant information as directed by an Inspector
- 5.2.4.10 The mining surveyor shall maintain a register of the number of prints made of each plan and the allocation of such prints.
- 5.2.4.11 The plans concerning fatal accidents should not be viewed or made available to any person other than:
- i. an Inspector of Mines,
 - ii. an authorised member of the Department's Investigations Unit
 - iii. the mine general manager
 - iv. the Coroner
 - v. a Board of Inquiry into the accident
- 5.2.4.12 The Accident Plan shall be stored in a secure place under the direct control of the mining surveyor.

5.2.5 Emergency Plans

5.2.5.1 Section 4.10.5 sets out the basic requirements for the production of an Emergency Plan. An Emergency Plan shall be produced in a format according to the clauses of this Section.

5.2.5.2 An Emergency Plan shall be produced using the updated Mine Workings Plan as its basis.

5.2.5.3 The label 'EMERGENCY PLAN', shall be written prominently in the sheet surround of every sheet.

5.2.5.4 A copy of the Emergency Plan must be maintained on view in a prominent place at the mine, with an up-to-date copy kept in an accessible place in case of emergency.

5.2.5.5 The Emergency Plan shall be at a scale of not less than 1:1250, and consist of a number of plan sheets adequately describing the major mine workings.

5.2.5.6 All symbols used shall be in accordance with AS 4368 and AS2916. Where the mine uses an approved set of local symbols, these may be used provided that a full explanation is contained on each sheet of the Emergency Plan.

5.2.5.7 The information contained on the Emergency Plan shall be as follows:

5.2.5.7.1 Mine Egress information

- i. Shafts, ramps and the outline of the main level development,
- ii. the means of egress from each part of the mine to the surface, including ladderways, Plats, emergency hoists
- iii. Underground telephone stations.
- iv. Non accessible areas of the mine
- v. Fresh air stations

5.2.5.7.2 Firefighting System and Appliances information

- i. Alarm and smoke warning systems
- ii. Fire pipe mains
- iii. Water mains & valves (general)
- iv. hydrants
- v. isolation valves
- vi. fire substations
- vii. fire depots
- viii. stoppings, trapdoors, regulators, seals, prepared seal sites, air crossings, ventilation doors
- ix. belt conveyors
- x. main electric supply cables, fixed electrical apparatus
- xi. telephones
- xii. direction of ventilation in the main development headings.

5.2.5.7.3 Mine Rescue and Safety information

- i. First aid Stations,
- ii. telephone locations
- iii. air quality or gas monitoring points together with the route of such monitoring
- iv. bad or inaccessible ground,
- v. accumulations of water
- vi. filled voids
- vii. any other information identified as necessary for the dealing with an emergency at the mine.

ANNEXURE A

STANDARD MINE WORKINGS PLAN SHEET

Copies and examples of the mine workings plan sheets are available and may be inspected at the Department of Mineral Resources, 29-57 Christie Street, St Leonards, 2065.

ANNEXURE B

DIGITAL PLAN FORMATS FOR CONVERSION

The Directions allow for digital documents to be provided which can be scanned or directly imported into the Department's database TAS2. This means the Department of Mineral Resources does not have to tag various attributes to points, arcs or polygons. The digital information shall be recorded on a write once read many Compact Disc.

The file format to be used for the transfer of digital Mine Workings Plan will be compatible with the Department of Mineral Resources' GIS software.

Currently, a Drawing Exchange File (DXF) or ArcInfo™ file are the preferred formats.

Theme layers from the digital Mine Workings Plan should be named and allocated attributes in the following manner:-

<u>LAYER</u>	<u>NAME</u>	<u>ATTRIBUTES</u>
Mine Holdings	holding	Mine Name
Primary development	work1	Ore body Name Mine Name Level Number Period worked (date)
Stoping outlines	work2	Ore body Name Mine Name Level Number Period worked (date)
Date lines/Polygons	dateline	Date
Surface contours	contour	Height
Survey Stations	survey	Name Symbol Type (number) XYZ co-ordinates
Grid Lines	grid	Value ie easting/northing
Cadastre	cadastre	Lot number/DP number Source (DCDB, own survey, compilation from original plans)

Barriers/Protective Pillars (protective, special etc)	barrier	Type (external, adjacent workings, water)
Restricted Zones Foreshore Protection Zone Angle of Draw Zones		Ore body Approval (Order) date File number Approval (Order) date File number
Geology	geology	Symbol type Displacement
Shafts Declines Boreholes (from surface)	minfra	Name_ID Borehole log file?
Surface Structures Transmission lines Pipelines Major structures Plant Roads etc		

ANNEXURE C

LIST OF WEB SITES FOR REFERENCE DATA

Web addresses are subject to change. The following listing is indicative only, not exhaustive and the mining surveyor should check periodically for updates and additional information.

Geodetic Datum (GDA94)

GDA Technical Manual, Version 2.0
<http://www.anzlic.org.au/icsm/gdatm/index.html>

Coordinate and Grid System (MGA94)

GDA Technical Manual, Version 2.0
<http://www.anzlic.org.au/icsm/gdatm/index.html>

Australian Height Datum (AHD)

GDA Technical Manual, Version 2.0
<http://www.anzlic.org.au/icsm/gdatm/index.html>

Survey Standards of Accuracy and Practice

(SP1) Standards & Practices for Control Surveys, Version
1.4 December 2000
<http://www.anzlic.org.au/icsm/publications/sp1/s>

Permanent Marks

NSW Surveyor Generals Direction No.1
<http://www.lpi.nsw.gov.au/publications/sqdir1w.pdf>

Mine Symbols

Australian Standard AS-4368
<http://www.standards.org.au/>

Geological Symbols

AGSO Symbols used on Geological Maps
<http://www.agso.gov.au/information/symbols.html>
ISO 710 Geological Symbols
<http://www.standards.org.au/>

Drawing Standards

Australian Standard AS-1100 (various)
<http://www.standards.org.au/>

ANNEXURE D

REFERENCE COVER SHEETS

- 1) GDA Technical Manual, Version 2.0
- 2) Standards & Practices for Control Surveys, Version 1.4 December 2000
- 3) Australian Standard AS-4368 - Mine Plans - Preparations and Symbols
- 4) AGSO Symbols used on Geological Maps
- 5) Australian Standard AS-1100 (various)
- 6) NSW Surveyor Generals Direction No.1 - Approved Permanent Marks

Department of Planning

Sydney Regional Environmental Plan No 29—Rhodes Peninsula (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following regional environmental plan under the *Environmental Planning and Assessment Act 1979*.
(S00/01462/Pt1)

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

Clause 1 Sydney Regional Environmental Plan No 29—Rhodes Peninsula
(Amendment No 1)

Sydney Regional Environmental Plan No 29—Rhodes Peninsula (Amendment No 1)

1 Name of plan

This plan is *Sydney Regional Environmental Plan No 29—Rhodes Peninsula (Amendment No 1)*.

2 Principal plan

In this plan, *Sydney Regional Environmental Plan No 29—Rhodes Peninsula* is referred to as the principal plan.

3 Aims of plan

This plan aims to clarify the operation of provisions of the principal plan relating to:

- (a) development on land near zone boundaries and the dedication of land in the Open Space Zone pursuant to the granting of a development consent, and
- (b) bulky goods retailing,

to better achieve the planning principles set out in the principal plan.

4 Land to which plan applies

This plan applies to the land to which the principal plan applies.

5 Amendment of principal plan

The principal plan is amended as set out in Schedule 1.

Sydney Regional Environmental Plan No 29—Rhodes Peninsula
(Amendment No 1)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 5)

[1] Clause 14 Floor space restrictions for Precincts

Omit clause 14 (2). Insert instead:

- (2) Subclause (3) applies to the granting of consent for development within Floor Space Precinct A, B or C if:
 - (a) all land in the Floor Space Precinct concerned that is within the Open Space Zone (including any land in that Precinct taken to be within that zone by clause 18 (6), but excluding any land in that Precinct taken not to be within that zone by that subclause) is dedicated in favour of the corporation free of cost as a public reserve, and
 - (b) arrangements are or have been made to the satisfaction of the consent authority for the embellishment and ongoing maintenance of all of that dedicated land in that Precinct as a public reserve.

[2] Clause 15 Floor space restrictions for certain uses

Omit “and restaurants (whether or not in the same building)” from clause 15 (1) (c).

[3] Clause 17

Omit the clause. Insert instead:

17 Bulky goods retailing

After consent has been granted for the use of an amount of floor space within the Mixed Use Zone for bulky goods retailing, none of that floor space may be used for other retailing without a further consent granted in accordance with clause 15 after all relevant matters have been taken into consideration under section 79C of the Act.

Note. This clause prevents the use of floor space for other retailing from being dealt with as exempt or complying development.

Page 3

Sydney Regional Environmental Plan No 29—Rhodes Peninsula
(Amendment No 1)

Schedule 1 Amendments

[4] Clause 18 Development near zone boundaries

Insert at the end of clause 18 (1) (b):

, or

- (c) shown edged heavy black on the map marked “Sydney Regional Environmental Plan No 29 (Amendment No 1)”.

[5] Clause 18 (5)

Omit “adjoining land”.

Insert instead “land within the same Floor Space Precinct”.

[6] Clause 18 (5)

Omit “foreshore”.

[7] Clause 18 (6)

Insert after clause 18 (5):

- (6) Any land so made available for public open space purposes is taken to be within the Open Space Zone for the purposes of clause 14, but any land within the Open Space Zone on which development is allowed by a consent granted in accordance with this clause is taken not to be within that zone for the purposes of clauses 14 and 19.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (P01/00117/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

1 Name of plan

This plan is *Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)*.

2 Aims of plan

This plan aims:

- (a) to establish an integrated planning framework through all stages of the development of a Regional Centre located at Rouse Hill as a focus for development for retail, commercial, public transport, community services, housing and open space purposes, and
- (b) to implement principles of ecologically sustainable development, including:
 - (i) residential development, infrastructure, public spaces and activities that directly support the commercial and community activities of the Centre, and
 - (ii) an integrated and sustainable transport network that fosters the use of public transport and maintains traffic flow efficiency and safety on the major road network, and
 - (iii) an efficient, safe and enduring system of public spaces, pedestrian footways, cycleways and vehicular access, and
 - (iv) integrated proposals for the conservation and management of waterways, environmental heritage and biodiversity of the Regional Centre, and
 - (v) provision of public and private recreation facilities and amenities, and
 - (vi) the promotion of local economic activity and employment opportunities, and
 - (vii) the promotion of the ecological, archaeological and aesthetic qualities of the land to which this plan applies, and

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Clause 2

-
- (c) to provide an open space network (including facilities and amenities) that integrates all the environmental resources, scenic landscape, public access and usage opportunities within the land to which this plan applies, and
 - (d) to establish a focus for a range of human services capable of sustaining the needs of existing and future residents of the Rouse Hill release area, including:
 - (i) district community services, facilities and amenities, and
 - (ii) opportunities for regional services, facilities and amenities for the residents of and visitors to the greater northwest sector of Sydney, and
 - (e) to encourage innovative designs of development that are integrated with the natural setting, landscape quality, built form and function of the Regional Centre, and
 - (f) to manage growth and change within the land to which this plan applies, and
 - (g) to create an open and public main street environment between Schofields Road/Mungerie Park Avenue (north south) and Caddies Creek/Windsor Road (east west), and
 - (h) to achieve development that is of regional significance without burdening the Council with the costs of the provision of roads and services.

3 Land to which plan applies

- (1) This plan applies to the land within the Baulkham Hills local government area, as shown by distinctive colouring, edging or lettering on the map marked "Baulkham Hills Shire Council Local Environmental Plan 1991 (Amendment No 97)" deposited in the office of Baulkham Hills Council.
- (2) This plan does not apply to land shown on the map referred to in subclause (1) as "Deferred Matter".

4 Amendment of Baulkham Hills Local Environmental Plan 1991

Baulkham Hills Local Environmental Plan 1991 is amended as set out in Schedule 1.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert at the end of paragraph (b) of the definition of *bulky goods retailing* in clause 5 (1):

and

- (c) a floor space area of no less than 500 square metres,

[2] Clause 5 (1) definition of “shop top housing”

Insert in alphabetical order:

shop top housing means residential development in conjunction with commercial or retail development, where the commercial or retail usage occurs on the ground floor only.

[3] Cause 5 (1), definition of “the map”

Insert at the end of the definition:

Baulkham Hills Shire Council Local Environmental Plan 1991
(Amendment No 97)

[4] Clause 8 Zones indicated on the map

Insert in appropriate order:

Residential 2 (a4) (Rouse Hill Regional Centre) Zone (Zone No 2 (a4))—coloured dark scarlet, edged red and lettered “2 (a4)”.

Service Business 3 (c) Zone (Zone No 3 (c))—coloured dark blue and lettered “3 (c)”.

Special Uses 5 (c) (Trunk Drainage and Conservation) Zone (Zone No 5 (c))—coloured yellow with black lettering and lettered “5 (c)”.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Amendments

Schedule 1

[5] Clause 9 Zone objectives and zoning controls

Insert in appropriate order in the Table to clause 9:

Residential 2 (a4) (Rouse Hill Regional Centre) Zone

1 Objectives of zone

The objectives are:

- (a) to maximise opportunities for residential development in close proximity to the facilities and services of the Rouse Hill Regional Centre, and
- (b) to promote a range of housing types and styles, and
- (c) to provide opportunities for affordable housing, and
- (d) to integrate residential development with public transport facilities, and
- (e) to allow a range of ancillary uses, functions and activities capable of:
 - (i) visually integrating with the surrounding environment, and
 - (ii) meeting the needs of the surrounding population without conflicting with the residential amenity and character of the zone.

2 Development allowed without consent

Development for the purpose of the following:

home activities.

Exempt development.

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

apartment buildings; commercial premises in conjunction with shop top housing; educational establishments; motels; restaurants; shop top housing; shops in conjunction with shop top housing; telecommunications facilities; town houses; villas.

Any other development not included in item 2 or 4.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Schedule 1 Amendments

Included in this item is the following *complying development*:
additions and alterations related to an existing dwelling-house, being an addition to the ground floor only, with not more than 1 metre cut or 0.6 metre fill; erection of single storey dwelling-houses with not more than 1 metre cut or 0.6 metre fill.

4 Prohibited development

Development for the purpose of the following:

home industries; places of assembly; purposes specified in Schedule 2 (other than commercial premises in conjunction with shop top housing; motels; restaurants; shop top housing and shops in conjunction with shop top housing).

5 Related special provisions

- | | |
|--------|--|
| Clause | 10—Subdivision generally |
| | 11—Services |
| | 15—Minor variations to zone boundaries |
| | 17—Land subject to bushfire hazards |
| | 18–23—Conservation of heritage items |
| | 30—Preservation of trees |
| | 46—Rouse Hill Regional Centre |

[6] Clause 9, Table

Omit the matter relating to Zone No 3 (a). Insert instead:

General Business 3 (a) Zone

1 Objectives of zone

The objectives are:

- (a) to encourage appropriate development for accommodating the retail, commercial and social needs of the community, and

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Amendments

Schedule 1

-
- (b) to encourage the development and expansion of business activities which will contribute to the economic growth of, and the creation of, employment opportunities within the local government area of Baulkham Hills, and
 - (c) to encourage a wide range of retail, commercial, community, leisure and entertainment facilities in the major business centres of the local government area of Baulkham Hills, and
 - (d) to integrate retail and commercial activities within a network of public and civic spaces, and
 - (e) to ensure that the scale and type of business development within the zone is compatible with the character and amenity of surrounding areas, and
 - (f) to integrate retail and commercial activities with public transport facilities, and
 - (g) to provide for mixed use development, including housing, in conjunction with retail, commercial and professional services.

2 Development allowed without consent

Development for the purpose of the following:
home activities.
Exempt development.

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

apartment buildings; hotels; motels; taverns; telecommunications facilities; town houses; villas.

Any other development not included in item 2 or 4.

Included in this item is the following *complying development*:

different shop use resulting from change of use of a shop; different commercial premises use resulting from change of use of commercial premises; internal alterations related to existing commercial premises; internal alterations related to an existing shop.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Schedule 1 Amendments

4 Prohibited development

Development for the purpose of the following:

airline terminals; amusement parks; attached dual occupancies; bus depots; caravan parks; detached dual occupancies; dwelling-houses; exhibition homes; extractive industries; gas holders; generating works; helipads; heliports; home industries; industries; institutions; junk yards; liquid fuel depots; mines; offensive or hazardous industries; roadside stalls; road transport terminals; sawmills; stock and sale yards; waste disposal.

5 Related special provisions

- | | |
|--------|--|
| Clause | 10—Subdivision generally |
| | 11—Services |
| | 15—Minor variations to zone boundaries |
| | 17—Land subject to bushfire hazards |
| | 18–23—Conservation of heritage items |
| | 30—Preservation of trees |
| | 46—Rouse Hill Regional Centre |

[7] Clause 9, Table

Insert in appropriate order:

Service Business 3 (c) Zone**1 Objectives of zone**

The objectives are:

- (a) to promote a range of uses that support and service the needs of retail and commercial activities carried out on land within Zone No 3 (a) in major business centres, and
- (b) to promote a range of business and employment opportunities in the research and development of advanced technology products and processes, and
- (c) to permit development involving bulky goods retail, and

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Amendments

Schedule 1

-
- (d) to provide a buffer between land within Zone No 3 (a) and adjacent residential areas.

2 Development allowed without consent

Development for the purpose of the following:

Exempt development.

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

bus depots; bus stations; car repair stations; child care centres; educational establishments; health care premises; hospitals; hotels; motels; motor vehicle servicing; places of assembly; public buildings; reception establishments; recreation facilities; telecommunications facilities.

Any other development not included in item 2 or 4.

Included in this item is the following *complying development*:

different commercial premises use resulting from change of use of commercial premises; internal alterations related to existing commercial premises.

4 Prohibited development

Development for the purpose of the following:

airline terminals; amusement parks; apartment buildings; attached dual occupancies; detached dual occupancies; caravan parks; dwellings; dwelling-houses; exhibition homes; extractive industries; guest houses; home activities; home businesses; home industries; industries; institutions; landscape supply establishments; junk yards; liquid fuel depots; mines; offensive or hazardous industries; retail plant nurseries; road transport terminals; roadside stalls; sawmills; shops (other than those listed in Schedule 3); stock and sale yards; tourist facilities; town houses; villas; waste disposal.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Schedule 1 Amendments

5 Related special provisions

- | | |
|--------|--|
| Clause | 10—Subdivision generally |
| | 11—Services |
| | 15—Minor variations to zone boundaries |
| | 17—Land subject to bushfire hazards |
| | 18–23—Conservation of heritage items |
| | 30—Preservation of trees |
| | 46—Rouse Hill Regional Centre |

Special Uses 5 (c) (Trunk Drainage and Conservation) Zone**1 Objectives of zone**

The objectives are:

- (a) to identify land to be acquired by the Sydney Water Corporation for trunk drainage purposes, and
- (b) to provide for the use of that land for drainage purposes having regard for the environmental constraints of that land, and
- (c) to provide for the preservation of the biological diversity, archaeological significance, scenic values and recreational opportunities of that land.

2 Development allowed without consent

Nil.

3 Development allowed only with consent

Development for the purpose of the following:

bushfire hazard reduction; drainage works; landscaping; open space; recreation areas; recreation facilities; roads; utility installations.

4 Prohibited development

Any development not included in item 2 or 3.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Amendments

Schedule 1

5 Related special provisions

Clause	10—Subdivision generally
	11—Services
	15—Minor variations to zone boundaries
	17—Land subject to bushfire hazards
	16—Development of flood liable land
	18–23—Conservation of heritage items
	25—Acquisition of certain land
	30—Preservation of trees
	46—Rouse Hill Regional Centre
	47—Trunk Drainage and Conservation Zone

[8] Clause 11 Services

Omit clause 11 (2). Insert instead:

- (2) A person must not carry out development on land to which any of the following environmental planning instruments apply unless arrangements satisfactory to the Roads and Traffic Authority for classified roads have been made in relation to that land:

Baulkham Hills Local Environmental Plan 1991 (Amendment No 1)

Baulkham Hills Local Environmental Plan 1991 (Amendment No 52)

Baulkham Hills Local Environmental Plan 1991 (Amendment No 73)

Baulkham Hills Local Environmental Plan 1991 (Amendment No 90)

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

[9] Clause 25 Acquisition of certain land

Omit “Zone 5 (a)” from clause 25 (1).

Insert instead “Zone No 5 (a) or 5 (c)”.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Schedule 1 Amendments

[10] Clause 25 (1) (j)

Insert after clause 25 (1) (i):

- (j) in the case of land within Zone No 5(c) (Trunk Drainage and Conservation), the Sydney Water Corporation,

[11] Clauses 46 and 47

Insert after clause 45:

46 Rouse Hill Regional Centre

- (1) The Council must not grant consent to the carrying out of development on land within the Rouse Hill Regional Centre unless the Council has taken into consideration:
 - (a) any relevant development control plans, and
 - (b) the document entitled "Rouse Hill Regional Centre Background Report", as adopted by the Council, and
 - (c) any requirements of:
 - (i) the Department of Transport, and
 - (ii) the Department of Urban Affairs and Planning,with respect to the future provision of a rail link to and through the Rouse Hill Regional Centre.
- (2) In this clause, *Rouse Hill Regional Centre* means the land shown by distinctive colouring, edging or lettering on the map marked "Baulkham Hills Shire Council Local Environmental Plan 1991 (Amendment No 97)".

47 Trunk Drainage and Conservation Zone

The Council must not grant consent to the carrying out of development on land within Zone No 5 (c) unless:

- (a) it has taken into consideration the requirements of any management plan that the Sydney Water Corporation has identified to the Council as being relevant to that land, and
- (b) it has obtained the concurrence of the Sydney Water Corporation to the carrying out of that development.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 97)

Amendments

Schedule 1

[12] Schedule 2

Insert in alphabetical order:

Shop top housing

Campbelltown Local Environmental Plan No 209—Exempt Development (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*.
(P00/00054/S69)

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

Clause 1 Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Campbelltown Local Environmental Plan No 209— Exempt Development (Amendment No 1)

1 Name of plan

This plan is *Campbelltown Local Environmental Plan No 209—Exempt Development (Amendment No 1)*.

2 Aims of plan

This plan aims to amend *Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas* so as:

- (a) to rename that plan as *Campbelltown Local Environmental Plan No 209—Exempt Development*, and
- (b) to insert provisions dealing with exempt development in non-urban areas into that plan in order to extend the scope of the plan to non-urban areas.

3 Land to which plan applies

This plan applies to land within the City of Campbelltown local government area.

4 Amendment of Campbelltown Local Environmental Plan No 209— Exempt Development in Urban Areas

Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas is amended as set out in Schedule 1.

5 Amendment of State Environmental Planning Policy No 4— Development Without Consent and Miscellaneous Complying Development

State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development is amended as set out Schedule 2.

6 Amendment of State Environmental Planning Policy No 60—Exempt and Complying Development

State Environmental Planning Policy No 60—Exempt and Complying Development is amended as set out in Schedule 3.

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Amendment of Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas Schedule 1

Schedule 1 Amendment of Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas

(Clause 4)

[1] Clause 1 Name of plan

Omit “in Urban Areas”.

[2] Clause 2 Aims of plan

Insert “, environmental protection or rural character” after “amenity” in clause 2 (b).

[3] Clause 2 (c)

Omit “Campbelltown’s urban areas”.
Insert instead “the City of Campbelltown”.

[4] Clause 2 (f)

Insert “, rural character, environmental qualities” after “streetscapes”.

[5] Clause 4

Omit the clause. Insert instead:

4 Land to which this plan applies

This plan applies to land within the City of Campbelltown shown edged heavy black on the map marked “Campbelltown Local Environmental Plan No 209—Exempt Development” deposited in the office of the Council.

[6] Clause 6 Amendment of other environmental planning instruments

Omit the clause.

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Schedule 1 Amendment of Campbelltown Local Environmental Plan No 209—Exempt
Development in Urban Areas

[7] Clause 8 What is exempt development?

Insert “, environmental protection or rural character” after “amenity” in clause 8 (2) (b).

[8] Clause 8 (3)

Insert after clause 8 (3) (f):

- (g) is within the area identified by the Non-Development Line on the map supporting *Campbelltown Local Environmental Plan No 1*, or
- (h) is within any of the following zones identified in *Campbelltown Local Environmental Plan—District 8 (Central Hills Lands)*:
 - (i) Zone No 5 (a) Special Uses “A” (Water Supply),
 - (ii) Zone No 5 (c) Proposed Local Roads and Local Roads Widening,
 - (iii) Zone No 5 (d) Special Uses “D” (Railways),
 - (iv) Zone No 6 (dc) Open Space (Regional), or
- (i) is within the area identified as Escarpment Preservation Area on the map supporting *Campbelltown Local Environmental Plan—District 8 (Central Hills Lands)*, or
- (j) is within Zone No 6 (a) Local Open Space or Zone No 7 (1) Environmental Protection (Plateau) identified in *Campbelltown Local Environmental Plan No 32*, or
- (k) is within Zone No 5 (a) Special Uses “A” and is identified for the purpose of Quarry, Water Purposes or Reservoir on the I.D.C. Map supporting *Interim Development Order No 13—City of Campbelltown*, or
- (l) is within Zone No 5 (b) Special Uses “B” (Roads) or Zone No 6 (b) Open Space (Regional) identified in *Interim Development Order No 13—City of Campbelltown*, or

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Amendment of Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas Schedule 1

- (m) is within Zone No 5 (a) Special Uses “A” identified for the purpose of Water Supply on the I.D.C. Map supporting *Interim Development Order No 15—City of Campbelltown*, or
- (n) is within Zone No 5 (c) Special Uses “C” Water Catchment identified in *Interim Development Order No 15—City of Campbelltown*, or
- (o) is within Zone No 6 (c) Open Space (Regional) identified in *Interim Development Order No 28—City of Campbelltown*.

[9] Clause 9 Other provisions relating to exempt development

Insert after clause 9 (3):

- (4) A person who carries out exempt development must have regard to the objectives of *Development Control Plan No 95—Controls for Waste Management in Development, Construction and Demolition* adopted by the Council as at 1 January 2001.

[10] Schedule 1 Exempt development

Omit “or scenic protection” wherever occurring in clauses 2 (c), 3 (f), 5 (d) and (e), 6 (g) and (h), 11 (e) and (f), 13 (d) and (e) and 31 (1) (d) and (e) in Part 1 of Schedule 1.

Insert instead “, scenic protection, rural or non-urban”.

[11] Schedule 1, Part 1, clause 11 (d)–(h)

Re-number as clause 11 (e)–(i).

[12] Schedule 1, Part 1, clause 11 (c)

Omit the paragraph. Insert instead:

- (c) do not exceed 2.7 metres in height from natural ground level, if on land in a residential zone, and
- (d) do not exceed 3.0 metres in height from natural ground level, if on land in an environmental protection, scenic protection, rural or non-urban zone, and

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Schedule 1 Amendment of Campbelltown Local Environmental Plan No 209—Exempt
Development in Urban Areas

[13] Schedule 1, Part 1, clause 11 (j)–(k)

Insert at the end of clause 11 (i) (as renumbered):

, and

- (j) are constructed of non-reflective materials or have non-reflective surface finishes, if on land in an environmental protection, scenic protection, rural or non-urban zone, and
- (k) match or are in character with the design and materials of a dwelling, if:
 - (i) erected on the building line of the dwelling, and
 - (ii) on land in an environmental protection, scenic protection, rural or non-urban zone.

[14] Schedule 1, Part 1, clause 14

Omit the clause. Insert instead:

DEMOLITION that:

- (a) is of a building that has an area of not more than 25 m², being a building the erection of which would be exempt development under this plan, and
- (b) is carried out in accordance with *AS 2601–1991—The demolition of structures*, and
- (c) is carried out in accordance with the Environment Protection Authority's *Draft Development Control Plan on Managing Lead Contamination* (available from the Council), and
- (d) complies with the WorkCover Authority's *Short Guide to Working with Asbestos*, and
- (e) complies with *Development Control Plan No 95—Controls for Waste Management in Development, Construction and Demolition* adopted by the Council as at 1 January 2001, and
- (f) is carried out in a manner that minimises or avoids contact with top soil that is underneath structures likely to have been treated with pesticides.

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Amendment of Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas Schedule 1

[15] Schedule 1, Part 1, clause 16

Omit the clause. Insert instead:

16 FENCES FOR DWELLING HOUSES, other than fences covered by the *Swimming Pools Act 1992*

- (1) In a residential zone, front and side boundary fences between the building line and street which:
 - (a) do not exceed a height of 1.2 m if constructed of timber, metal or lightweight materials, and
 - (b) do not exceed a height of 900 mm, if constructed of masonry or brick, and comply with:
 - (i) *AS 3700–1998—Masonry structures*, and
 - (ii) *AS 3600–1994—Concrete structures*, and
 - (iii) *AS 1170.1–1989*, *AS 1170.2–1989* and *AS 1170.4–1993—Loading Code*, and
 - (c) are constructed so as not to prevent the natural flow of water over the surface of the land, and
 - (d) comply with any restriction as to user covenant or Council policy that applies to the land.
- (2) In a residential zone, rear and side boundary fences behind the building line which:
 - (a) do not exceed a height of 2.1 m if constructed of timber, metal or lightweight materials, and
 - (b) are constructed so as not to prevent the natural flow of water over the surface of the land, and
 - (c) comply with any restriction as to user covenant or Council policy that applies to the land.
- (3) In an environmental protection, scenic protection, rural or non-urban zone, front and side boundary fences (other than electric fences) between the building line and the street which:
 - (a) do not exceed a height of 1.2 m if constructed of post and rail, post and wire, brick, masonry, pickets, lightweight materials, or a combination of any of them, and comply with:

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Schedule 1 Amendment of Campbelltown Local Environmental Plan No 209—Exempt
Development in Urban Areas

-
- (i) *AS 3700–1998—Masonry structures, and*
 - (ii) *AS 3600–1994—Concrete structures, and*
 - (iii) *AS 1170.1–1989, AS 1170.2–1989 and AS 1170.4–1993—Loading Code, and*
 - (b) are constructed so as not to prevent the natural flow of water over the surface of the land, and
 - (c) comply with any restriction as to user covenant or Council policy that applies to the land.
- (4) In an environmental protection, scenic protection, rural or non-urban zone, rear and side boundary fences (other than electric fences) behind the building line which:
- (a) do not exceed a height of 2.1 m if constructed of post and rail, post and wire, lightweight materials or a combination of any of them, and
 - (b) are constructed so as not to prevent the natural flow of water over the surface of the land, and
 - (c) comply with any restriction as to user covenant or Council policy that applies to the land.

[16] Schedule 1, Part 1, clauses 21–24 and 29

Insert at the end of each clause:

Note. To minimise health risks from lead contamination, building alterations should be carried out in accordance with the methods outlined in the Environment Protection Authority's *Draft Development Control Plan on Managing Lead Contamination*, available from the Council.

[17] Schedule 1, Part 1, clause 37

Omit the clause. Insert instead:

37 WATER TANKS

- (1) In a residential zone, installation and use of water tanks at or above ground level, being water tanks which:
 - (a) are limited to a maximum of one per dwelling or other premises, and

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Amendment of Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas Schedule 1

- (b) have a maximum installed height above ground level of 1.8 m including any stand (and a maximum stand height of 450 mm), and
 - (c) have a maximum storage capacity of 5000 litres, and
 - (d) are located in the rear yard or no closer to the street than the front alignment of a dwelling or main building or other premises, and
 - (e) have structurally sound tanks and tank stand installations which comply with manufacturer's or designer's instructions, and
 - (f) have a connection to the existing stormwater system for overflow from tanks, and
 - (g) do not have a pump that is likely to create an offensive noise as defined in the *Protection of the Environment Operations Act 1997*, and
 - (h) are maintained at all times so they do not cause a nuisance with respect to mosquito breeding or overland flow of water.
- (2) In an environmental protection, scenic protection, rural or non-urban zone, installation and use of water tanks at or above ground level, being water tanks which:
- (a) are located in the rear yard or no closer to the street than the front alignment of a dwelling or main building or other premises, and
 - (b) have structurally sound tanks and tank stand installations which comply with manufacturer's or designer's instructions, and
 - (c) are positioned so that overflow from tanks drains away from dwellings and other buildings, and
 - (d) do not have a pump that is likely to create an offensive noise as defined in the *Protection of the Environment Operations Act 1997*, and
 - (e) are maintained at all times so they do not cause a nuisance with respect to mosquito breeding or overland flow of water.

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Schedule 1 Amendment of Campbelltown Local Environmental Plan No 209—Exempt
Development in Urban Areas

[18] Schedule 1, Part 2, clause 1 (d) and (e)

Re-number as clause 1 (e) and (f).

[19] Schedule 1, Part 2, clause 1

Omit clause 1 (c). Insert instead:

- (c) are located at least 900 mm from any property boundary, unless located in an environmental protection, scenic protection, rural or non-urban zone, and
- (d) if on land in an environmental protection, scenic protection, rural or non-urban zone, are not located within:
 - (i) 5 m of a side or rear boundary on a property having an area of less than one hectare, or
 - (ii) 10 m of a side or rear boundary on a property having an area of, or more than, one hectare, and

[20] Schedule 1, Part 2, clause 2 (d)

Re-number as clause 2 (e).

[21] Schedule 1, Part 2, clause 2

Omit clause 2 (c). Insert instead:

- (c) are no closer than 900 mm from any property boundary, unless located in an environmental protection, scenic protection, rural or non-urban zone, and
- (d) if on land in an environmental protection, scenic protection, rural or non-urban zone, are not located within:
 - (i) 5 m of a side or rear boundary on a property having an area of less than one hectare, or
 - (ii) 10 m of a side or rear boundary on a property having an area of, or more than, one hectare, and

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Amendment of Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas Schedule 1

[22] Schedule 1, Part 2, clauses 3 (e) and (f) and 5 (b) and (c)

Omit “or scenic protection” wherever occurring.

Insert instead “, scenic protection, rural or non-urban”.

[23] Schedule 1, Part 2, clause 4 (g)–(j)

Re-number as clause 4 (h)–(k).

[24] Schedule 1, Part 2, clause 4 (f)

Omit the paragraph. Insert instead:

- (f) are a minimum of 900 mm from any property boundary, unless located in an environmental protection, scenic protection, rural or non-urban zone, and
- (g) if on land in an environmental protection, scenic protection, rural or non-urban zone, are not located within:
 - (i) 5 m of a side or rear boundary on a property having an area of less than one hectare, and
 - (ii) 10 metres of a side or rear boundary on a property having an area of, or more than, one hectare, and

[25] Schedule 1, Part 2, clause 6 (b)–(e)

Re-number as clause 6 (c)–(f).

[26] Schedule 1, Part 2, clause 6 (a)

Omit the paragraph. Insert instead:

- (a) have a maximum area of 25 m², if on land in a residential zone, and
- (b) have a maximum area of 40 m², if on land in an environmental protection, scenic protection, rural or non-urban zone, and

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Schedule 1 Amendment of Campbelltown Local Environmental Plan No 209—Exempt
Development in Urban Areas

[27] Schedule 1, Part 4, clause 1

Insert “(other than in an environmental protection, scenic protection, rural or non-urban zone)” after “purposes”.

[28] Schedule 1, Part 4, clause 4 (1)

Omit “and scenic protection”.

Insert instead “, scenic protection, rural and non-urban”.

[29] Schedule 2 Dictionary

Insert in alphabetical order:

non-urban zone means a non-urban zone identified in an environmental planning instrument.

rural zone means a rural zone identified in an environmental planning instrument.

[30] Schedule 2

Omit the definition of *the map*. Insert instead:

the map means the map marked “Campbelltown Local Environmental Plan No 209—Exempt Development” kept in the office of the Council, as amended by the maps, or sheets of maps, so kept and marked as follows:

Campbelltown Local Environmental Plan No 209—Exempt Development (Amendment No 1)

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development Schedule 2

**Schedule 2 Amendment of State Environmental
Planning Policy No 4—Development
Without Consent and Miscellaneous
Complying Development**

(Clause 5)

Schedule 2 Land excepted from clauses 6–10

Omit “Campbelltown local government area (but only the part of that area that is shown edged heavy black on the map marked ‘Campbelltown Local Environmental Plan No 209—Exempt Development in Urban Areas’ deposited in the office of Campbelltown Council)”.

Campbelltown Local Environmental Plan No 209—Exempt Development
(Amendment No 1)

Schedule 3 Amendment of State Environmental Planning Policy No 60—Exempt and
Complying Development

Schedule 3 Amendment of State Environmental Planning Policy No 60—Exempt and Complying Development

(Clause 6)

Schedule 1 Where does this Policy apply?

Omit subclause (2) of Part 1 of Schedule 1. Insert instead:

- (2) Part 2 of, and Schedule 3 to, this Policy do not apply to the land within the City of Campbelltown to which *Campbelltown Local Environmental Plan No 209—Exempt Development* applies.

Parramatta Local Environmental Plan 2001

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (P98/00235/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Parramatta Local Environmental Plan 2001

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Clause 1 Parramatta Local Environmental Plan 2001

Part 1 Preliminary information

Parramatta Local Environmental Plan 2001

Part 1 Preliminary information

1 Name of plan

This plan is *Parramatta Local Environmental Plan 2001*.

2 When this plan begins

This plan takes effect on and from the date of its publication in the Government Gazette.

3 What are the aims and objectives of this plan?

- (1) The aim of this plan is to introduce planning controls that will encourage ecologically sustainable development, being development which satisfies the principles of ecological (environmental, economic and social) sustainability set out in Schedule 1.
- (2) The objectives of this plan are as follows:
 - (a) to consolidate, simplify and update planning controls in the City of Parramatta,
 - (b) to outline planning controls which are clear and specific but also provide flexibility in their application,
 - (c) to encourage a range of development, including housing, employment and recreation, which accommodates the needs of the existing and future residents of the City of Parramatta,
 - (d) to provide opportunities for a range of housing types to accommodate the needs of the community,
 - (e) to foster environmental, economic, social and physical well-being so that the City of Parramatta develops as an integrated, balanced and sustainable city,
 - (f) to provide planning controls which contribute to, and facilitate economic growth and employment opportunities within, the City of Parramatta,
 - (g) to identify and conserve those localities which contribute to the natural, built and cultural heritage of the City of Parramatta,

Parramatta Local Environmental Plan 2001

Clause 3

Preliminary information

Part 1

-
- (h) to improve access to the city and facilitate the maximum use of improved public transport,
 - (i) to minimise risk to the community in areas subject to environmental hazards, particularly flooding and bushfire, by restricting development in sensitive areas,
 - (j) to protect and enhance the natural environment, including areas of remnant bushland in the City of Parramatta, by incorporating principles of ecologically sustainable development into land use controls,
 - (k) to create one integrated planning framework for more detailed controls to be contained within development control plans.

4 Where does this plan apply?

This plan applies to such of the land within the local government area of the City of Parramatta as is shown on the zoning map.

5 How does this plan affect other plans?

- (1) This plan repeals the following environmental planning instruments:
 - (a) *Parramatta Planning Scheme Ordinance*,
 - (b) *Parramatta Local Environmental Plan 1990 (Toongabbie Ward)*,
 - (c) *Parramatta Local Environmental Plan 1989 (City Centre)*,
 - (d) *Parramatta Local Environmental Plan 1993 (Dundas Ward)*,
 - (e) all other local environmental plans and deemed environmental planning instruments which applied to the land to which this plan applies immediately before this plan took effect,
 except as provided by subclause (2).
- (2) This plan does not affect the application of *Parramatta Planning Scheme Ordinance*, *Parramatta Local Environmental Plan 1990 (Toongabbie Ward)* and *Parramatta Local Environmental Plan 1993 (Dundas Ward)* (and any other environmental planning instrument amending those plans) to any land shown edged heavy red and marked “deferred area” on the zoning map.
- (3) *Parramatta Local Environmental Plan 1996 (Heritage and Conservation)* is not affected by this plan.

Clause 5 Parramatta Local Environmental Plan 2001

Part 1 Preliminary information

(4) This plan amends:

(a) *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development* by inserting the following words in alphabetical order in Schedule 1:

Clause 34 of *Parramatta Local Environmental Plan 2001*

(b) *State Environmental Planning Policy No 60—Exempt and Complying Development* by inserting the words “or *Parramatta Local Environmental Plan 2001*” after the words “*Sydney Regional Environmental Plan No 28—Parramatta*” in subclause (1) of Part 1 of Schedule 1.

(5) Nothing in this plan affects the application of *Sydney Regional Environmental Plan No 28—Parramatta* to land within the City of Parramatta.

6 Notes in the text

Matter that appears in this plan under the heading “Introduction”, “Purpose” or “Note”, contained within boxes or in the text, is explanatory and does not form part of this plan. It is provided to assist in understanding this plan.

7 Does this plan affect covenants, agreements or other similar instruments?

- (1) If any agreement, covenant or other similar instrument prohibits or restricts development permitted under this plan, the agreement, covenant or instrument does not apply to that development to the extent necessary to allow that development to be carried out.
- (2) Nothing in subclause (1) affects the rights or interests of any public authority under any registered instrument.
- (3) In accordance with section 28 of the *Environmental Planning and Assessment Act 1979*, the Governor approved of subclauses (1) and (2) before this plan was made.

8 Who is the consent authority?

The Council is the consent authority for the purpose of development applications relating to land to which this plan applies, subject to the Act.

Parramatta Local Environmental Plan 2001

Clause 9

Preliminary information

Part 1

9 Savings

- (1) Nothing in this plan is to be construed as restricting or prohibiting, or enabling the consent authority or the Council to restrict or prohibit, the carrying out of development of any description specified in Schedule 1 to the *Environmental Planning and Assessment Model Provisions 1980* by a public authority or a corporation that was a public authority which has been privatised.
- (2) Local environmental plans and deemed environmental planning instruments as in force immediately before the commencement of this plan continue to apply to a development application if the application was made before 11 December 2000 and had not been finally disposed of before this plan commenced.

10 What definitions apply?

- (1) A term defined in the Dictionary at the end of this plan has the same meaning when used in this plan.
- (2) In this plan:
 - (a) a reference to a use of land includes a reference to a use of land of the same kind that is proposed, and
 - (b) a reference to a map is to a map kept in the office of the Council.

11 Adoption of Model Provisions

This plan adopts clauses 5, 9–14, 18, 22, 24, 27, 30, 31 and 35 (clause 35 (c) excepted) of, and Schedule 1 to, the *Environmental Planning and Assessment Model Provisions 1980*.

12 Acquisition and development of reserved land

- (1) The owner of land reserved for future acquisition may, by notice in writing, request the appropriate acquisition authority to acquire that land.
- (2) The appropriate acquisition authority for reserved land is indicated in the Table below:

Table

Zone	Acquisition authority
Open Space (Proposed) 9 (a)	Parramatta City Council

Clause 12 Parramatta Local Environmental Plan 2001

Part 1 Preliminary information

Zone	Acquisition authority
Transport (Proposed) 9 (b)	RTA
Local Road (Proposed) 9 (c)	Parramatta City Council
Environment Protection (Proposed) 9 (d)	Parramatta City Council

- (3) Subject to subclauses (4) and (6), on receipt of a notice referred to in subclause (1), the appropriate acquisition authority shall acquire the land.
- (4) The Council is not required to acquire land to which a notice under subclause (1) relates unless:
- (a) the notice is served in accordance with the expenditure program included in the Council's section 94 contributions plan or a works program current at the time of the receipt of the notice, or
 - (b) the Council has decided not to grant consent to the carrying out of development on the land, or
 - (c) the Council is of the opinion that the owner of the land will suffer hardship if the land is not acquired.
- (5) The RTA is not required to acquire land the subject of a notice referred to in subclause (1):
- (a) unless:
 - (i) a development application has, since the land last became subject to this clause, been made in respect of the land, and
 - (ii) the RTA has refused to grant its concurrence, as referred to in subclause (8), to the proposed development, or
 - (b) unless the land is vacant land, or
 - (c) unless the RTA has publicly indicated that it proposes to carry out development on the land within the next 5 years, or
 - (d) unless the RTA is of the opinion that the owner of the land will suffer hardship if the land is not acquired.
- (6) Development may, with development consent, be carried out on land the subject of a notice referred to in subclause (1) that is not required to be acquired if the development is permissible on land within an adjacent or adjoining zone.

Parramatta Local Environmental Plan 2001

Clause 12

Preliminary information

Part 1

-
- (7) Until:
- (a) land the subject of a notice referred to in subclause (1) that is required to be acquired is acquired by the appropriate acquisition authority, or
 - (b) land that has been acquired under this clause is developed for the purpose for which it has been acquired,
development may, with development consent, be carried out on the land for any purpose, where the consent authority is satisfied that the development will not adversely affect the usefulness of the land for the purpose for which it has been reserved.
- (8) The consent authority must not grant consent to the development of land to be acquired by another public authority unless it obtains the concurrence of that other public authority.
- (9) In determining whether to grant concurrence required by subclause (8), the public authority concerned must take into consideration:
- (a) the effect of the proposed development on the costs of acquisition, and
 - (b) the imminence of acquisition, and
 - (c) the cost of re-instatement of the land for the purpose for which the land is to be acquired.

13 Reservation and acquisition of public transport corridor land

- (1) This clause applies to land shown on the zoning map and marked "Sydney Regional Environmental Plan No 18—Public Transport Corridors".
- (2) The land to which this clause applies is reserved for public transport purposes.
- (3) The owner of land to which this clause applies may, by notice in writing, require the corporation to acquire the land.
- (4) On receipt of a notice referred to in subclause (3), the corporation must acquire the land to which the notice relates.

14 Classification and reclassification of public land

- (1) The public land described in Part 1 or 2 of Schedule 2 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*, subject to this clause.

Clause 14 Parramatta Local Environmental Plan 2001

Part 1 Preliminary information

- (2) Land described in Part 1 of Schedule 2:
 - (a) to the extent (if any) that the land is a public reserve, does not cease to be a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants by which it was affected before its classification, or reclassification, as the case requires, as operational land.
- (3) Land described in Columns 1 and 2 of Part 2 of Schedule 2, 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 for the land in Column 3 of Part 2 of Schedule 2.
- (4) In this clause, *the relevant amending plan*, in relation to land described in Part 2 of Schedule 2, means this plan or, if the description of the land is inserted in that Part by another local environmental plan, that plan.
- (5) The public land described in Part 3 of Schedule 2 is classified, or reclassified, as community land for the purposes of the *Local Government Act 1993*.
- (6) Before the relevant amending plan inserted a description of land into Part 2 of Schedule 2, the Governor approved of subclause (3) applying to the land.

Parramatta Local Environmental Plan 2001

Clause 15

General controls for zoned land

Part 2

Part 2 General controls for zoned land

15 What zones apply?

For the purposes of this plan, land to which this plan applies is within a zone specified below if the land is shown on the zoning map as specified below:

2A Residential Zone (Zone 2 (a))—Coloured pink, edged red and lettered “2 (a)”.

2B Residential Zone (Zone 2 (b))—Coloured pink, edged red and lettered “2 (b)”.

2C Residential Zone (Zone 2 (c))—Coloured pink, edged red and lettered “2 (c)”.

2D Residential Zone (Zone 2 (d))—Coloured pink, edged red and lettered “2 (d)”.

2E Residential Zone (Zone 2 (e))—Coloured pink, edged red and lettered “2 (e)”.

3A Centre Business Zone (Zone 3 (a))—Coloured light blue, edged red and lettered “3 (a)”.

3B Neighbourhood Business Zone (Zone 3 (b))—Coloured dark blue, edged red and lettered “3 (b)”.

4 Employment Zone (Zone 4)—Coloured purple, edged red and lettered “4”.

5 Special Uses Zone (Zone 5)—Coloured yellow, edged red and lettered “5”.

6A Public Open Space Zone (Zone 6 (a))—Coloured dark green, edged red and lettered “6 (a)”.

6B Private Open Space Zone (Zone 6 (b))—Coloured light green, edged red and lettered “6 (b)”.

7 Environment Protection (Bushland) Zone (Zone 7)—Coloured orange, edged red and lettered “7”.

9A Open Space (Proposed) Zone (Zone 9 (a))—Coloured bright green, edged yellow and lettered “9 (a)”.

9B Transport (Proposed) Zone (Zone 9 (b))—Coloured red and white striped and lettered “9 (b)”.

Clause 15 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

9C Local Road (Proposed) Zone (Zone 9 (c))—Grey tone and lettered “9 (c)”.

9D Environment Protection (Proposed) (Zone 9 (d))—Coloured orange, edged red and lettered “9 (d)”.

10 Mixed Use Zone (Zone 10)—Coloured orange, edged red and lettered “10”.

16 What development is allowed or prohibited by zoning?

- (1) For land within each zone, the Table to this clause identifies the development that:
 - (a) may be carried out without development consent, and
 - (b) may be carried out only with development consent, and
 - (c) is prohibited.
- (2) The Table to this clause also states the zone objectives for each zone.
- (3) Consent must not be granted to the carrying out of development on land to which this plan applies, unless the consent authority is of the opinion that the carrying out of the development is consistent with the objectives of the zone within which the development is proposed to be carried out.

Zoning table

Development in the 2A Residential Zone

1 Zone objectives

- (a) to enhance the amenity and characteristics of the established residential area, and
- (b) to encourage redevelopment of low density housing forms, including dual occupancy development, where such redevelopment does not compromise the amenity of the surrounding residential areas, or the natural and cultural heritage of the area, and
- (c) to ensure that building form, including that of alterations and additions, is in character with the surrounding built environment, and

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

-
- (d) to provide opportunities for people to carry out a reasonable range of activities from their homes where such activities will not adversely affect the amenity of the neighbourhood, and
 - (e) to allow for a range of community facilities to be provided to serve the needs of residents, workers and visitors in residential neighbourhoods.

2 Description on zoning map

Coloured pink, edged red and lettered "2 (a)".

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:

bed and breakfast establishments
boarding houses
car parking spaces
centre based child care services
community drop-off centres
community facilities
drainage (other than minor drainage works)
dual occupancies
dwelling houses
educational establishments
home based child care services
home businesses
hospitals
housing for older people or people with a disability
medical consulting rooms
places of public worship
portable recycling facilities
public buildings
public utility installations (other than gas holders and generating works)
public transport facilities
recreation areas

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

recreation facilities
roads
telecommunications facilities
Demolition
Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 2B Residential Zone

1 Zone objectives

- (a) to enhance the amenity and characteristics of the established residential area, and
- (b) to encourage redevelopment of low density housing forms, including dual occupancies and multi unit housing, where such redevelopment does not compromise the amenity of the surrounding residential areas or the natural and cultural heritage of the area, and
- (c) to ensure that building form, including that of alterations and additions, is in character with the surrounding built environment, and
- (d) to provide opportunities for people to carry out a reasonable range of activities from their homes where such activities will not adversely affect the amenity of the neighbourhood, and
- (e) to allow for a range of community facilities to be provided to serve the needs of residents, workers and visitors in residential neighbourhoods, and
- (f) to ensure the road network has the capacity to cater for increased development.

2 Description on zoning map

Coloured pink, edged red and lettered "2 (b)".

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:

bed and breakfast establishments
boarding houses
car parking spaces
centre based child care services
community drop-off centres
community facilities
drainage (other than minor drainage works)
dual occupancies
dwelling houses
educational establishments
home based child care services
home businesses
hospitals
housing for older people or people with a disability
medical consulting rooms
multi unit housing
places of public worship
portable recycling facilities
public buildings
public utility installations (other than gas holders and
generating works)
public transport facilities
recreation areas
recreation facilities
roads
telecommunications facilities
terrace housing
Demolition
Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

Development in the 2C Residential Zone

1 Zone objectives

- (a) to encourage a variety of housing types, including residential flat buildings, where such development does not compromise the amenity of the surrounding residential areas or the natural and cultural heritage of the area, and
- (b) to provide opportunities for residential development close to major transport nodes, services and employment opportunities, and
- (c) to accommodate a range of housing needs by encouraging a mix of unit types, and
- (d) to provide opportunities for people to carry out a reasonable range of activities from their homes where such activities will not adversely affect the amenity of the neighbourhood, and
- (e) to allow for a range of community facilities to be provided to serve the needs of residents, workers and visitors in residential neighbourhoods, and
- (f) to ensure the road network has the capacity to cater for increased development.

2 Description on zoning map

Coloured pink, edged red and lettered "2 (c)".

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:
bed and breakfast establishments
boarding houses
car parking spaces
centre based child care services
community drop-off centres
community facilities
drainage (other than minor drainage works)

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

dual occupancies
dwelling houses
educational establishments
home based child care services
home businesses
hospitals
housing for older people or people with a disability
medical consulting rooms
multi unit housing
places of public worship
portable recycling facilities
public buildings
public utility installations (other than gas holders and
generating works)
public transport facilities
recreation areas
recreation facilities
residential flat buildings
roads
telecommunication facilities
terrace housing
Demolition
Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 2D Residential Zone

1 Zone objectives

- (a) to encourage higher density development in the form of residential flat buildings in areas located close to public transport facilities, local shops, open space and other services, and
- (b) to encourage a variety of housing types, including residential flat buildings, where such development does not compromise the amenity of the surrounding residential areas or the natural and cultural heritage of the area, and

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

- (c) to ensure a high standard of residential development for the current and future residents of the locality, with particular regard to:
 - (i) the existing neighbourhood character and amenity, and
 - (ii) car parking and access arrangements, and
 - (iii) privacy, landscaping and solar access, and
- (d) to accommodate a range of housing needs by encouraging a mix of unit types, and
- (e) to provide opportunities for people to carry out a reasonable range of activities from their homes where such activities will not adversely affect the amenity of the neighbourhood, and
- (f) to allow for a range of community facilities to be provided to serve the needs of residents, workers and visitors in residential neighbourhoods, and
- (g) to ensure the road network has the capacity to cater for increased development.

2 Description on zoning map

Coloured pink, edged red and lettered "2 (d)".

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:

bed and breakfast establishments
boarding houses
car parking spaces
centre based child care services
community drop-off centres
community facilities
drainage (other than minor drainage works)
dual occupancies
dwelling houses
educational establishments
high density housing

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

home based child care services
home businesses
hospitals
housing for older people or people with a disability
medical consulting rooms
multi unit housing
places of public worship
portable recycling facilities
public buildings
public utility installations (other than gas holders and
generating works)
public transport facilities
recreation areas
recreation facilities
residential flat buildings
roads
telecommunication facilities
terrace housing
Demolition
Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 2E Residential Zone

1 Zone objectives

- (a) to limit the erection of structures on land subject to flood inundation, and
- (b) to identify land that is subject to flood inundation and is considered to be unsuitable for intensification of development, and
- (c) to ensure that the adverse effect of inundation is not increased through development, and
- (d) to maintain the amenity and existing characteristics of areas predominantly characterised by dwelling houses, and

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

- (e) to permit only low scale development which has regard to the residential amenity of the locality, and
- (f) to provide opportunities for people to carry out a limited range of activities from their homes where such activities will not adversely affect the amenity of the neighbourhood.

2 Description on zoning map

Coloured pink, edged red and lettered “2 (e)”.

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:

community drop-off centres
drainage
dwelling houses
home based child care services
home businesses
portable recycling facilities
public buildings
public transport facilities
public utility installations (other than gas holders and generating works)
recreation areas
recreation facilities
roads
telecommunications facilities

Demolition

Subdivision, where there is no increase in the number of lots

5 Prohibited development

Any development not included in Item 3 or 4.

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

Development in the 3A Centre Business Zone

1 Zone objectives

- (a) to encourage appropriate business activities that contribute to sustainable economic growth and employment opportunities in the area and provide commercial services to the City of Parramatta, and
- (b) to promote the vitality of commercial centres by permitting a range of retail, commercial, professional and other appropriate land uses that support and promote the business centre, and
- (c) to promote urban consolidation by providing opportunities for appropriate residential development close to major transport nodes, services and employment activities, and
- (d) to allow for a range of community facilities to be provided to serve the needs of residents, workers and visitors in the residential neighbourhood, and
- (e) to promote a high standard of development within the zone, with particular regard to any development control plan adopted by the Council.

2 Description on zoning map

Coloured light blue, edged red and lettered "3 (a)".

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:

advertising structures
amusement centres
animal establishments
backpackers' accommodation
bed and breakfast establishments
boarding houses

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

brothels
car parking spaces
car parking stations
car repair stations
centre based child care centres
clubs
commercial premises
community drop-off centres
community facilities
drainage
educational establishments
entertainment facilities
home based child care services
home businesses
hospitals
hotels
kiosks
light industries
medical centres
mixed use developments
motels
motor showrooms
places of public worship
portable recycling facilities
public buildings
public transport facilities
public utility installations (other than gas holders and
generating works)
recreation areas
recreation facilities
restaurants
restricted premises
roads
service stations
serviced apartments
shops
telecommunications facilities
vehicle rental centres
veterinary establishments
Demolition
Subdivision

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 3B Neighbourhood Business Zone

1 Zone objectives

- (a) to continue to provide small-scale retail, commercial, mixed retail/commercial and residential development which does not adversely affect the adjoining residential amenity, and
- (b) to encourage the provision of a range of retail and commercial activities which serve the surrounding neighbourhood, and
- (c) to encourage alterations, additions or redevelopment which acknowledges the scale, form and character of existing buildings, and
- (d) to ensure that development within the local centres does not detract from the economic viability of major commercial centres, and
- (e) to allow for a range of community facilities to be provided to serve the needs of residents, workers and visitors in the residential neighbourhood.

2 Description on zoning map

Coloured dark blue, edged red and lettered “3 (b)”.

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:
advertising structures
backpackers' accommodation
bed and breakfast establishments
boarding houses
car parking spaces
car parking stations

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

centre based child care centres
clubs
commercial premises
community drop-off centres
community facilities
drainage
educational establishments
entertainment facilities
home based child care services
home businesses
hospitals
hotels
kiosks
medical centres
mixed use developments
motels
places of public worship
portable recycling facilities
public buildings
public transport facilities
public utility installations (other than gas holders and
generating works)
recreation areas
recreation facilities
restaurants
roads
service stations
serviced apartments
shops
telecommunications facilities
vehicle rental centres
Demolition
Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

Development in the 4 Employment Zone

1 Zone objectives

- (a) to encourage a range of employment enterprises that are compatible with existing land uses within both this zone and surrounding areas, and
- (b) to limit the extent of commercial development in the employment zone so as to ensure the viability of nearby business centres, and
- (c) to retain the predominant role of the City of Parramatta's industrial areas, and
- (d) to facilitate a range of non-industrial land uses that serve the needs of workers and visitors to land within this zone, and
- (e) to enable limited development for commercial premises to enhance the viability of land uses within this zone, and
- (f) to encourage high technology and contemporary industrial development opportunities in Rydalmere and Camellia, recognising the size, centrality and transportation linkages of land holdings in this area in accordance with *Sydney Regional Environmental Plan No 28—Parramatta*, and
- (g) to ensure that development improves the environmental quality of the City of Parramatta and that industries conform to best practice, environmental and hazard reduction standards, and
- (h) to ensure that development is carried out in a manner which does not detract from the amenity enjoyed by residents in adjoining localities or from the operation of local or regional road systems.

2 Description on zoning map

Coloured purple, edged red and lettered "4".

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:

advertising structures
animal establishments
brothels
car parking spaces
car parking stations
car repair stations
centre based child care centres (which serve the needs of the workforce)
commercial premises (which are ancillary to a purpose permissible on the land or which serve the needs of the workforce)
depots
drainage
equipment hire centres
high technology industries
home based child care services
hotels
industries (other than offensive, hazardous or extractive industries)
kiosks
light industries
liquid fuel depots
local shops
materials recycling depots
medical centres
panel beating workshops
places of public worship
portable recycling facilities
public buildings
public transport facilities
public utility installations (other than gas holders and generating works)
recreation areas
recreation facilities
remote distribution centres

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

resource recovery facilities
restaurants
restricted premises
roads
road transport terminals
service stations
telecommunications facilities
transfer stations
vehicle rental centres
veterinary establishments
warehouses or distribution centres
waste facilities
waste processing facilities
Demolition
Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 5 Special Uses Zone

1 Zone objectives

- (a) to facilitate certain development on land which is, or is proposed to be, used by public authorities, institutions or organisations, including the Council, to provide community facilities, services, utilities and transport facilities, and
- (b) to allow other ancillary land uses that are incidental to that primary use of land within the zone, and
- (c) to provide flexibility in the development of sites identified for special uses by allowing development which is permissible in an adjacent zone.

2 Description on zoning map

Coloured yellow, edged red and lettered "5".

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

3 Development that does not require consent

Exempt development

4 Development allowed only with consent

Development for the purpose of:

car parking spaces
centre based child care services
community facilities
depots
drainage
educational establishments
hospitals
housing for older people or people with a disability
places of public worship
public utility installations (other than gas holders and
generating works)
roads
the particular land use indicated by black lettering on
the zoning map

Demolition

Development that may be carried out on adjoining or
adjacent land in the same zone or in a different zone

Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 6A Public Open Space Zone

1 Zone objectives

- (a) to identify public land owned or managed by the Council or other public authorities and used for open space and public recreational purposes, and
- (b) to enable development of land for open space and recreational purposes, and
- (c) to enable ancillary development or related uses which will encourage the enjoyment of land zoned for recreational purposes, and

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

(d) to enhance, restore and protect the natural environment.

2 Description on zoning map

Coloured dark green, edged red and lettered "6 (a)".

3 Development that does not require consent

Development for the purpose of:
gardening and landscaping works
Exempt development

4 Development allowed only with consent

Development in accordance with a plan of management adopted under the *Local Government Act 1993*

Development for the purpose of the following:

centre based child care services
clubs
drainage
entertainment facilities
kiosks
markets
public utility installations (other than gas holders and generating works)
recreation areas
recreation facilities
restaurants
roads
tourist facilities
Demolition

5 Prohibited development

Any development not included in Item 3 or 4.

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

Development in the 6B Private Open Space Zone

1 Zone objectives

- (a) to identify privately owned land used for the purpose of providing private recreation, or used for major sporting and entertainment facilities which serve the needs of the local population and of the wider Sydney region, and
- (b) to ensure appropriate development that enhances the recreational purpose of the zone, and
- (c) to ensure that development does not unreasonably detract from the amenity enjoyed by nearby residents or the quality of the environment.

2 Description on zoning map

Coloured light green, edged red and lettered "6 (b)".

3 Development that does not require consent

Development for the purpose of:
bushfire hazard reduction
gardening and landscaping works
Exempt development

4 Development allowed only with consent

Development for the purpose of:
buildings associated with landscaping, gardening or bushfire hazard reduction and vehicular access to these buildings
bushland restoration
car parking spaces
centre based child care services
clubs
community facilities
drainage
entertainment facilities
kiosks
markets

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

public utility installations (other than gas holders and generating works)
recreation areas
recreation facilities
restaurants
tourist facilities
Demolition
Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 7 Environment Protection (Bushland) Zone

1 Zone objectives

- (a) to conserve, manage and enhance biodiversity, rare and threatened species, remnant habitat and the ecological viability of the land, and
- (b) to protect environmentally sensitive remnant habitats and communities, and
- (c) to increase the community's awareness and appreciation of remnant habitats and biodiversity, and
- (d) to protect the aesthetic, heritage, recreational, educational and scientific value of the bushland, and
- (e) to allow uses for scientific and educational purposes.

2 Description on zoning map

Coloured orange, edged red and lettered "7".

3 Development that does not require consent

Development for the purpose of:

Nil

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

4 Development allowed only with consent

Development in accordance with a plan of management adopted under the *Local Government Act 1993*

Development for the purpose of:

accessways for emergency vehicles

drainage

public utility installations (other than gas holders and generating works)

Demolition

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 9A Open Space (Proposed) Zone

1 Zone objectives

The purpose of this zone is to identify and protect land intended to be acquired for open space.

2 Description on zoning map

Coloured bright green, edged yellow and lettered "9 (a)".

3 Development that does not require consent

Development for the purpose of:

gardening and landscaping works

4 Development allowed only with consent

Development for the purpose of:

buildings used for gardening, landscaping and bushfire hazard reduction

bushland restoration

car parking spaces

centre based child care services

community facilities

drainage

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

public utility installations (other than gas holders and
generating works)

recreation areas

recreation facilities

Demolition

Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 9B Transport (Proposed) Zone

1 Zone objectives

- (a) to identify land to be acquired for the provision of future roads or the widening of existing roads, and
- (b) to provide flexibility in the development of sites identified for the provision of future roads by allowing development which is permissible in an adjacent zone and consistent with the objectives for that zone, and
- (c) to facilitate the future growth of the transport network.

2 Description on zoning map

Coloured red and white striped and lettered "9 (b)".

3 Development that does not require consent

Development for the purpose of:

arterial roads

arterial road widening

Exempt development

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

4 Development allowed only with consent

Development for the purpose of:

any land use which may be carried out (with or without consent) on land in (and is consistent with the objectives of) an adjoining zone

drainage

public transport facilities

public utility installations (other than gas holders and generating works)

roads

workshops, associated with the construction of a transport corridor

Demolition

Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 9C Local Road (Proposed) Zone

1 Zone objectives

- (a) to identify and protect land intended to be acquired for the provision of future local roads or the widening of existing local roads, and
- (b) to provide flexibility in the development of sites identified for the provision of future roads by allowing development which is permissible in an adjacent zone and consistent with the objectives for that zone.

2 Description on zoning map

Grey tone and lettered "9 (c)".

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

3 Development that does not require consent

Development for the purpose of:

local roads
local road widening
Exempt development

4 Development allowed only with consent

Development for the purpose of:

any land use which may be carried out (with or without consent) on land in (and is consistent with the objectives of) an adjoining zone
drainage
public utility installations (other than gas holders and generating works)
roads
workshops, associated with the widening of roads
Demolition
Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 9D Environment Protection (Proposed) Zone

1 Zone objectives

To identify and protect land intended to be acquired for environment protection and conservation.

2 Description on zoning map

Coloured orange, edged red and lettered "9 (d)".

3 Development that does not require consent

Development for the purpose of:

Nil

Clause 16 Parramatta Local Environmental Plan 2001

Part 2 General controls for zoned land

4 Development allowed only with consent

Development for the purpose of:

accessways for emergency vehicles

bushland restoration

public utility installations (other than gas holders and generating works)

Demolition

Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

Development in the 10 Mixed Use Zone

1 Zone objectives

- (a) to encourage a mix of compatible land uses, such as office and commercial, retail, residential, tourist, service, recreational, community and light industrial development, but only where adjacent uses will not have an adverse impact on each other, and
- (b) to promote the development of the area to its maximum potential, while minimising environmental impacts of development by facilitating the use of public transport, bicycle and pedestrian facilities and services, and
- (c) to ensure that development is energy and water efficient in design, minimises pollution and conserves the natural and built landscape, and
- (d) to establish a highly attractive area to live and work in, and for recreational and tourist uses.

2 Description on zoning map

Coloured orange, edged red and lettered "10".

Parramatta Local Environmental Plan 2001

Clause 16

General controls for zoned land

Part 2

3 Development that does not require consent

Development for the purpose of:

home based child care services

Exempt development

4 Development allowed only with consent

Development for the purpose of:

advertising structures

amusement centres

animal establishments

backpackers' accommodation

bed and breakfast establishments

boarding houses

car parking stations

car repair stations

centre based child care services

clubs

commercial premises

community facilities

dual occupancies

dwelling houses

educational establishments

entertainment facilities

hospitals

hotels

kiosks

light industries

medical centres

medical consulting rooms

mixed use developments

motels

motor showrooms

multi unit housing

places of public worship

portable recycling facilities

public buildings

public transport facilities

public utility installations (other than gas holders and generating works)

recreation areas

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recreation facilities
residential flat buildings
restaurants
roads
service stations
serviced apartments
shops
telecommunications facilities
tourist facilities
vehicle rental centres
veterinary establishments

Demolition

Subdivision

5 Prohibited development

Any development not included in Item 3 or 4.

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17 What is exempt development?

- (1) Exempt development is development that is listed in Section 6.1 of *Parramatta Development Control Plan 2001* and complies with the development standards and other requirements applying to the development as listed in *Parramatta Development Control Plan 2001* adopted by the Council on 17 September 2001.
- (2) Despite subclause (1), development is not exempt development if it is carried out on a site:
 - (a) of a heritage item identified in an environmental planning instrument or that is subject to an interim heritage order under the *Heritage Act 1977*, or that is listed on the State Heritage Register under that Act, or
 - (b) identified as an Aboriginal place or known Aboriginal relic, or dedicated or reserved under the *National Parks and Wildlife Act 1974*, or
 - (c) within Zone 7 or within 6 metres of land within Zone 7 or 9 (d), or
 - (d) reserved or dedicated under the *Crown Lands Act 1989* for the preservation of flora, fauna or geological formations or for other environmental protection purposes.
- (3) Development is not exempt development unless it is of minimal environmental impact.

Note. Under section 76 (3) (a) of the *Environmental Planning and Assessment Act 1979*, exempt development cannot be carried out on land that:

- (a) is critical habitat (within the meaning of the *Threatened Species Conservation Act 1995*) or
- (b) is, or is part of, a wilderness area (within the meaning of the *Wilderness Act 1987*).

18 What is complying development?

- (1) Complying development is development listed in Section 6.2 of *Parramatta Development Control Plan 2001*, as adopted by the Council on 17 September 2001, but only if:
 - (a) it is local development of a kind that can be carried out with consent on the land on which it is proposed to be carried out, and

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- (b) it is not an existing use (within the meaning of section 106 of the Act), and
 - (c) it complies with such of the deemed-to-satisfy provisions of the *Building Code of Australia* (if any) as are relevant to the form of development, and
 - (d) it complies with such of the development standards and other requirements applying to the form of development as are listed in *Parramatta Development Control Plan 2001*, as adopted by the Council on 17 September 2001, and
 - (e) it will achieve the outcomes listed for the development in Section 6 of *Parramatta Development Control Plan 2001*, as adopted by the Council on 17 September 2001.
- (2) Despite subclause (1), development is not complying development if it is carried out on land that:
- (a) is identified by the Council or in any other environmental planning instrument or a development control plan as a heritage item or within a heritage conservation area, bushfire prone, flood liable or contaminated land, or is subject to subsidence, slip or erosion, or
 - (b) is a site that has been previously used as a service station, or a sheep or cattle dip, for intensive agriculture, mining or extractive industry, waste storage or waste treatment, or for the manufacture of chemicals, asbestos or asbestos products, and a notice of completion of remediation work for the proposed use has not been given to the Council in accordance with *State Environmental Planning Policy No 55—Remediation of Land*, or
 - (c) is identified as an Aboriginal place or known Aboriginal relic, or is dedicated or reserved under the *National Parks and Wildlife Act 1974*, or
 - (d) is within Zone 7 or is within 6 metres of land within Zone 7 or 9 (d), or
 - (e) is within 40 metres of a watercourse under the provisions of the *Rivers and Foreshores Improvement Act 1948*, or
 - (f) is reserved or dedicated under the *Crown Lands Act 1989* for the preservation of flora, fauna or geological formations or for other environmental protection purposes, or

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- (g) is unsewered land within a special area or hydrological catchment within the meaning of *State Environmental Planning Policy No 58—Protecting Sydney’s Water Supply*.
- (3) A complying development certificate issued for any complying development is to be subject to the conditions for that complying development as specified in *Parramatta Development Control Plan 2001* adopted by the Council, as in force when the certificate is issued.

Note. Under section 76A (6) of the *Environmental Planning and Assessment Act 1979* complying development cannot be carried out on land:

- (a) that is critical habitat (within the meaning of the *Threatened Species Conservation Act 1995*), or
- (b) that is within a wilderness area (within the meaning of the *Wilderness Act 1987*), or
- (c) that comprises, or on which there is, an item of the environmental heritage that is subject to an interim heritage order under the *Heritage Act 1977* or that is listed on the State Heritage Register under that Act, or that is identified as such an item in an environmental planning instrument, or
- (d) is identified as an environmentally sensitive area in an environmental planning instrument providing for the complying development.

19 Subdivision of land

- (1) Subdivision of land, including subdivision which creates separate allotments for each of the two dwellings resulting from a dual occupancy and subdivision under the *Strata Schemes (Freehold Development) Act 1973* or the *Strata Schemes (Leasehold Development) Act 1986* may be carried out only with development consent.
- (2) The consent authority may refuse consent to a proposed subdivision of a building on land by a strata plan or a strata plan of subdivision where it is of the opinion that the subdivision is likely to:
- (a) prevent achievement of the aims and objectives of this plan, or
- (b) prejudice the future economic development of the land or of adjoining land.

20 Noise and vibration

Development consent shall not be granted to any proposed development:

- (a) that, in the opinion of the consent authority, may be adversely affected by rail-related noise and vibration, or

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- (b) that will be carried out on land near a classified road, within the meaning of the *Roads Act 1993*,

unless the development incorporates mitigation measures which are in accordance with noise control guidelines as specified by the Environment Protection Authority.

21 Flood liable land

- (1) A person must not erect a building or carry out a work on flood liable land except with development consent.
- (2) The consent authority must not grant consent to the erection of a building or the carrying out of works on land to which this plan applies, if the carrying out of the proposed development would:
 - (a) be inconsistent with any interim flood policy, floodplain management policy and development control plan or floodplain management plan adopted by the Council in accordance with the principles contained in the *Floodplain Development Manual*, available from the office of the Council, or
 - (b) detrimentally increase the potential flood affectation on other development or property, or
 - (c) result in, to a substantial degree, an increased risk to human life, or
 - (d) be likely to result in additional economic and social cost which could not reasonably be managed by potentially affected persons and the general community, or
 - (e) adversely affect the environment of the floodplain by causing avoidable erosion, siltation, unnecessary destruction of river bank vegetation or a reduction in the stability of the river bank.
- (3) In assessing an application for consent to development on flood liable land, the consent authority may consult with and take into consideration any advice of the Department of Land and Water Conservation, the Upper Parramatta River Catchment Trust (if the land is within that catchment) and the State Emergency Service in relation to the nature of the flood hazard, the necessity and capacity to evacuate persons, and the consequences and suitability of the development.

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22 Contaminated land

- (1) Where the consent authority has information which indicates that a site has been used previously or is being used for any activity which is likely to have contaminated the site, the consent authority shall not consent to development of that site until it has made an assessment of whether remediation is to be carried out.
- (2) In determining whether or not to grant consent to an application, the consent authority must take into consideration any guidelines, protocols or standards known to it which are relevant to remediation procedures and the type of contamination on the land which have been published by the Environment Protection Authority or the Department of Urban Affairs and Planning (or both).
- (3) When granting such a consent, the consent authority may impose, but is not limited to, conditions which:
 - (a) require the investigation, sampling and testing of the land, and
 - (b) require preparation of a remedial action plan for the land, being a detailed plan for the remediation and validation of the remediation in relation to any part of the land affected by contamination, and
 - (c) require remediation of the land or any part of it to an appropriate standard, and
 - (d) prohibit the carrying out of development on any part of the land pursuant to consent until the Council accepts in writing an independent review verifying the remediation of the land to an appropriate standard.
- (4) Nothing in this clause affects the application of *State Environmental Planning Policy No 55—Remediation of Land* to land to which this plan applies.

23 Excavation and filling of land

- (1) A person may excavate or fill land to which this plan applies only with development consent.
- (2) When assessing an application for consent required by subclause (1), the consent authority must have particular regard to:
 - (a) the likely disruption of, or any detrimental effect on, drainage and flooding patterns, flood storage and soil stability in the locality, and

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- (b) the effect of the proposed works on the likely future use or redevelopment of the land, and
 - (c) the quality of the fill or of the soil to be excavated, or both, and
 - (d) the effect of the proposed works on the existing and likely amenity of adjoining properties, and
 - (e) the source of any fill material or the destination of any excavated material, and
 - (f) the likelihood of disturbing relics.
- (3) Subclause (1) does not apply to:
- (a) any excavation or filling of land necessarily carried out to allow development for which consent has been granted under the Act, or
 - (b) any excavation or filling of land which is considered by the prospective consent authority to be of a minor nature.

24 Brothels

- (1) Regardless of any other provision of this plan, premises shall not be erected or used for the purpose of a brothel where they are located:
- (a) on any land zoned residential or within 100 metres of any land zoned residential, or
 - (b) near or within view from any church, hospital, school, community facility or public open space or from any other place regularly frequented by children for recreational or cultural activities, or
 - (c) within 50 metres of a public transport facility, being a railway station entrance, bus stop, taxi rank, ferry terminal or the like.
- (2) In determining an application to carry out development for the purpose of a brothel, the consent authority must consider the following matters:
- (a) whether the operation of the brothel will be likely to cause a disturbance in the neighbourhood because of its size, location, hours of operation, clients or the number of employees and other people working in it,
 - (b) whether the operation of the brothel will be likely to interfere with the amenity of the neighbourhood,

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- (c) whether the operation of the brothel will be likely to cause a disturbance in the neighbourhood when taking into account other brothels operating in the neighbourhood involving similar hours of operation,
 - (d) any other environmental planning instruments that the consent authority considers relevant.

25 Restricted premises

The consent authority may consent to the carrying out of development for the purpose of restricted premises only if, in addition to any other conditions which may be imposed by the consent authority, conditions are imposed on the consent providing as follows:

- (a) no part of the restricted premises, other than an access corridor, will be located within 1,500 millimetres (measured vertically) from any adjoining footpath, roadway, arcade or other public thoroughfare,
- (b) no part of the restricted premises, other than an access corridor to the restricted premises, is to be visible from a public place or shopping arcade,
- (c) no part of the restricted premises or building in which the premises will be situated will be used as a dwelling unless separate access will be available to the dwelling,
- (d) any signage related to the premises will be of a size, shape and content that does not interfere with the amenity of the locality,
- (e) no other objects, products or goods related to the restricted premises will be visible from outside the premises.

26 Telecommunications facilities

- (1) In this clause an *area of environmental significance* has the same meaning as given by section 2.5 of the *Telecommunications (Low Impact Facilities) Determination 1997* of the Commonwealth.
- (2) A person must not erect a structure or work to be used for the purpose of a telecommunications facility except with development consent.
- (3) Consent must not be granted for the erection of a structure or the carrying out of work for the purpose of telecommunications infrastructure unless the consent authority has taken into consideration the following:
 - (a) the potential for underground installation,

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- (b) the potential for co-location with existing facilities,
- (c) the impact of the facility on visual amenity,
- (d) the impact of the facility on the heritage significance of the area and heritage items,
- (e) the impact of the facility on vegetation and street infrastructure,
- (f) the impact of the facility on the community's use and enjoyment of land owned and managed by the Council.

27 Development of land for certain additional purposes

- (1) Nothing in this plan prevents a person, with development consent, from carrying out development on land described in Schedule 3 that is specified in that Schedule in relation to that land, subject to such conditions (if any) as are so specified.
- (2) Subclause (1) does not affect the application, to or in respect of development to which that subclause applies, of such of the provisions of this plan as are not inconsistent with that subclause or with a consent granted in respect of the development.

28 Community use of educational establishments and other community facilities for community purposes

Development consent may be granted for the use of an educational establishment or other community facility for any community purpose, such as a meeting room, public library, sport or recreation facility, or for any other community purpose, whether or not such use is a commercial use of the land.

29 Minor council works and maintenance

- (1) Despite any other provision of this plan, development may be carried out by, or on behalf of the Council, without development consent, on land within Zone 7 or 9 (d) for the purpose of the following:
 - (a) walkways, observation platforms, boardwalks and interpretative signage,
 - (b) minor bushland restoration and conservation activities,
 - (c) minor works for recreational, scientific or educational purposes.
- (2) Development carried out by or on behalf of the Council for the purpose of the following may be carried out on any land without development consent:

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- (a) provision of roads, stormwater drainage, flood mitigation, erosion control and stabilisation of watercourses, recreation areas, landscaping, gardening, public amenities, parking areas or cycle ways,
 - (b) provision of street furniture, such as benches, bollards, Council information signs, public artwork installations, street lights, bus and light rail stop shelters, telephone booths and the like, but not fixed outdoor vending machines,
 - (c) minor improvements to footpaths and other public pedestrian areas, such as tree planting and repaving, street surfacing, reconstruction of kerbs, footpaths, gutters and the like,
 - (d) street resurfacing, reconstruction of kerbs, footpaths, gutters and the like,
 - (e) walkways, observation platforms, boardwalks and interpretative signage,
 - (f) minor bushland restoration and conservation activities,
 - (g) minor works for recreational, scientific or educational purposes.
- (3) Subclause (2) does not apply to any land within Zone 7 or 9 (d).

30 Sites which require the preparation of a master plan

- (1) This clause applies to all land described in Schedule 4.
- (2) Development for the purpose of multi unit housing and terrace housing that the consent authority is satisfied is consistent with:
 - (a) the objectives of Zone 2 (a), and
 - (b) the predominant character of the immediate locality,may be carried out in Zone 2 (a) with development consent if an adopted master plan applies to the land and the consent authority has taken the master plan into consideration.
- (3) Development for the purpose of residential flat buildings that the consent authority is satisfied are consistent with:
 - (a) the objectives of Zone 2 (b), and
 - (b) the predominant character of the immediate locality,may be carried out in Zone 2 (b) with development consent if an adopted master plan applies to the land and the consent authority has taken the master plan into consideration.

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- (4) A master plan for the purpose of this plan is a document consisting of written information, maps and diagrams which:
- (a) outlines detailed provisions relating to the development of land to which the master plan applies, including a recommended pattern for development of the whole land concerned, and
 - (b) explains how the recommended pattern of development would implement the planning aims and objectives in this plan.
- (5) A draft master plan is to be prepared following consultation with the consent authority and is to illustrate and explain, where the consent authority so requires, the following:
- (a) a proposal for phasing of development,
 - (b) urban design proposals, including proposals about density, height controls, building envelopes, identified views, privacy and security, and other design elements, with an explanation of how they relate to an analysis of the site and its context,
 - (c) proposals for the distribution of major land uses, including public access, design elements and open space,
 - (d) proposals relating to mitigation of environmental impacts, including proposals about noise attenuation, flood mitigation, water and soil management, remediation of contaminated land, solar access, energy efficiency and management of significant native flora and fauna habitat,
 - (e) proposals about access, covering public transport, pedestrian, cycle and road access and circulation networks, including proposals about local traffic impact and parking,
 - (f) proposals about contribution to, and interface with, the existing public domain,
 - (g) proposed patterns of subdivision and site amalgamation,
 - (h) proposals about infrastructure provision and funding,
 - (i) proposals for site landscaping,
 - (j) proposals about heritage conservation, including proposals for the conservation and protection of heritage items, heritage conservation areas, identified historic views and archaeological relics (and including proposals about the preparation of conservation plans),
 - (k) likely social and cultural impacts from the effect of implementing its proposals,

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Clause 30

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- (l) how carrying out the proposal will have an impact on public facilities,
 - (m) any other matter required by the consent authority.
- (6) A draft master plan must be publicly exhibited by the consent authority for not less than 21 days during which period the consent authority must consider any submissions made about it.
 - (7) A draft master plan becomes a master plan if it is adopted by the consent authority with or without alterations made in response to submissions.
 - (8) When a master plan is adopted, the consent authority must:
 - (a) notify the owner or lessee of any land to which the master plan relates, and any person who made a submission, and
 - (b) advertise the adoption of the master plan in a newspaper circulating in the locality.
 - (9) A master plan may be amended or revoked by a master plan prepared, exhibited and adopted in accordance with this clause.
 - (10) A copy of each master plan adopted by the consent authority must be available for inspection at the office of the Council.
 - (11) The consent authority may grant consent for development of land described in Schedule 4 which is not included in subclause (2) or (3) without a master plan but only if a site analysis study that is satisfactory to the consent authority accompanies the development application.
 - (12) This clause does not prevent consent from being granted without a master plan if, in the opinion of the consent authority, the development is of a minor nature and, in the opinion of the consent authority, other provisions of this plan or development control plans with respect to assessment of the proposed development are adequate.

31 Foreshore development

Before granting consent for development which includes works adjacent to any tidal foreshore, including the Parramatta River foreshore, the consent authority must consider how the proposed development will affect:

- (a) the preservation and enhancement of the natural features and vegetation of the area, and
- (b) the visual amenity of the foreshore, and

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- (c) the stability of the river, creek or stream bank, and
- (d) the historic and cultural significance of the foreshore, and
- (e) all opportunities to increase public access to the foreshore through acquisition, dedication or right-of-way, and
- (f) the visual impact, including the impact of the development when viewed from open space, roads, railway lines and pedestrian and bicycle pathways.

32 Foreshore building line

- (1) A foreshore building line applies for the purposes of this plan and is located on land to which this plan applies at a distance of 30 metres from the mean high water mark for land fronting the Parramatta River and the Duck River as shown by a broken black line marked "FBL" on the zoning map.
- (2) The consent authority may grant consent for a building despite any foreshore building line where the levels, depth or other exceptional features of the site make it expedient to do so.
- (3) With the consent of the consent authority, an existing building that has been erected wholly or partly on land affected by a foreshore building line may be extended, altered or rebuilt. The building as extended, altered or rebuilt shall not, in the opinion of the consent authority, have an adverse impact on the amenity or aesthetic appearance of the foreshore.
- (4) A person may, with the consent of the consent authority, erect:
 - (a) boat sheds, or
 - (b) sea retaining walls, or
 - (c) wharves, slipways, jetties, or
 - (d) waterway access stairs, or
 - (e) swimming pools, or
 - (f) fences, or
 - (g) provide picnic facilities, cycleways or walking trails.
- (5) Except as provided by subclauses (2)–(4), a building shall not be erected on any land to which this plan applies between a foreshore building line and mean high watermark of the nearest bay or river.

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Clause 32

Special controls for all land

Part 3

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- (6) Before granting consent to development referred to in subclauses (2)–(4), the consent authority shall take into consideration the following matters:
- (a) the appearance of the development from both the waterway and adjacent foreshore areas,
 - (b) whether the development will cause pollution or siltation of the waterway,
 - (c) whether the development will have any adverse effect on surrounding uses, marine habitat, wetland areas, flora or fauna habitats,
 - (d) whether the development will have an adverse effect on drainage patterns,
 - (e) whether the development will cause congestion of or generate conflicts between people using open space areas or the waterway,
 - (f) the desirability of ensuring continuous public access along the foreshore and to the waterway,
 - (g) any effects on the historic, scientific, cultural, social, archaeological, architectural, natural or aesthetic significance of the land on which the development is to be carried out and on surrounding land,
 - (h) whether the development will cause disturbance of any acid sulfate soil,
 - (i) whether any required permission or approval has been granted by the Department of Land and Water Conservation,
 - (j) whether adequate consultation has occurred with NSW Fisheries, if the development will have an impact on seagrass, mangroves or other marine habitat,
 - (k) the suitability of any environmental monitoring or environmental rehabilitation, or both, that may be required with regard to the proposed development.

33 Tree preservation

A person must not ringbark, cut down, top, lop, remove, injure, poison, or willfully destroy any tree or indigenous vegetation, or add soil or carry out drainage works around the base of a tree or in bushland, unless authorised to do so by:

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Part 3 Special controls for all land

- (a) a development consent, or
- (b) a permit issued by the Council, or
- (c) a provision of a tree preservation order made by the Council that does not require consent or such a permit for the activity concerned.

34 Acid sulfate soils

- (1) A person must not, without development consent, carry out works described in the following Table on land of the class specified for those works, except as provided by subclause (3).

Class of land as shown on Acid Sulfate Soils Planning Maps	Works
1	Any works
2	Works below natural ground surface Works by which the watertable is likely to be lowered
3	Works beyond 1 metre below natural ground surface Works by which the watertable is likely to be lowered beyond 1 metre below natural ground surface
4	Works beyond 2 metres below natural ground surface Works by which the watertable is likely to be lowered beyond 2 metres below natural ground surface
5	Works within 500 metres of adjacent Class 1, 2, 3 or 4 land which are likely to lower the watertable below 1 metre AHD on adjacent Class 1, 2, 3 or 4 land

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Clause 34

Special controls for all land

Part 3

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- (2) For the purposes of the Table to subclause (1), *works* includes:
- (a) any disturbance of more than one tonne of soil (such as occurs in carrying out agriculture, the construction or maintenance of drains, extractive industries, dredging, the construction of artificial water bodies (including canals, dams and detention basins) or foundations, or flood mitigation works), or
 - (b) any other works that are likely to lower the watertable.
- (3) This clause does not require consent for the carrying out of works if:
- (a) a copy of a preliminary assessment of the proposed works undertaken in accordance with the *Acid Sulfate Soils Assessment Guidelines* has been given to the consent authority, and
 - (b) the consent authority has provided written advice to the person proposing to carry out works confirming that results of the preliminary assessment indicate the proposed works need not be carried out pursuant to an acid sulfate soils management plan prepared in accordance with the *Acid Sulfate Soils Assessment Guidelines*.
- (4) Consent required by this clause must not be granted unless the consent authority has considered:
- (a) the adequacy of an acid sulfate soils management plan prepared for the proposed development in accordance with the *Acid Sulfate Soils Assessment Guidelines*, and
 - (b) the likelihood of the proposed development resulting in the discharge of acid water, and
 - (c) any comments received from the Department of Land and Water Conservation within 21 days of the consent authority having sent that Department a copy of the development application and of the related acid sulfate soils management plan.
- (5) This clause requires consent for development to be carried out by councils, county councils or drainage unions despite:
- (a) clause 35 and items 2 and 11 of Schedule 1 to the *Environmental Planning and Assessment Model Provisions 1980*, as adopted by this plan, and

Clause 34 Parramatta Local Environmental Plan 2001

Part 3 Special controls for all land

- (b) clause 10 of *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development*.

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Clause 35

Special provisions applying to certain land

Part 4

Part 4 Special provisions applying to certain land

35 Restrictions on development of certain land

- (1) This clause applies to land within Zone 2 (a) and shown hatched on the zoning map.
- (2) The consent authority shall not grant consent to any development on land to which this clause applies unless it is satisfied that:
 - (a) in the case of a proposed development involving the erection of a building on the basis of geotechnical and structural engineering information submitted by the applicant, any risk to the building through ground movement will be avoided, and
 - (b) the development is unlikely to create or worsen any ground movement hazard to other land, and
 - (c) appropriate measures have been taken or are to be taken to ensure that future works on the land (including construction of driveways, clothes drying facilities, boundary fences, garden sheds, retaining walls, garden beds and the like) will not increase the risk of ground movement on the land or other land, and
 - (d) appropriate measures have been taken or are to be taken to ensure that future occupants or successors in title are aware of the condition of the land and the constraints on its use.

36 Areas where dual occupancy development is prohibited

- (1) This clause applies to certain land within Zone 2 (a) and shown by diagonal cross-hatching on the zoning map.
- (2) Despite any other provisions of this plan, development for the purpose of dual occupancies is prohibited on land to which this clause applies.

37 Terrace development

- (1) This clause applies to certain land within Zone 2 (a) and shown by vertical and horizontal cross-hatching on the zoning map.
- (2) Notwithstanding any other provisions of this plan, development in the form of terrace housing is permissible with development consent.

Clause 38 Parramatta Local Environmental Plan 2001

Part 4 Special provisions applying to certain land

38 Minimum allotment sizes

- (1) A dwelling house shall not be erected in any residential zone on an allotment of land, unless:
 - (a) where the lot is a battleaxe allotment, it has a minimum area of 670 square metres, or
 - (b) where the lot is not a battleaxe allotment, it has a minimum area of 550 square metres and a minimum width of 15 metres at the front alignment of the building.
- (2) A dual occupancy shall not be erected in any residential zone on land which has an area of less than 600 square metres.
- (3) Notwithstanding the provisions of subclause (2), a dual occupancy may be erected, with development consent, on a parcel of land shown hatched in blue within Insert A on the zoning map, which has a minimum allotment size of 500 square metres.
- (4) Nothing in subclause (1) prevents the consent authority from consenting to the erection of a dwelling house on a parcel of land if such a parcel existed as a separate parcel on 9 March 1979.
- (5) For the purposes of this plan:
 - (a) any access corridor shall not be included in the calculation of site area, and
 - (b) the area of the access corridor for a battleaxe allotment is not to be included in the calculation of a floor space ratio.

39 Height limits in residential zones

- (1) Consent shall not be granted to the erection of a building, if the height exceeds:
 - (a) two storeys above ground level for dwellings, dual occupancies and multi unit housing, or
 - (b) three storeys above ground level for residential flat buildings, or
 - (c) six storeys above ground level for high density housing.
- (2) Despite any other provisions of this clause, development within the areas shown hatched in blue within Inserts B and C on the zoning map shall not exceed a height of three storeys above ground level for the first six metres from the façade of the building.

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Clause 40

Special provisions applying to certain land

Part 4

40 Floor space ratios for residential development

- (1) A building must not exceed the floor space ratio indicated in the Table to this subclause.

Building type	Maximum floor space ratio
Dwelling house	0.5:1
Dual occupancy	0.6:1
Terrace housing	0.6:1
Multi unit housing	0.6:1
Residential flat building	0.8:1
High density housing	1.5:1

- (2) Notwithstanding the provisions of subclause (1), a building in the form of terrace housing may have, with the approval of the consent authority, a maximum floor space ratio of 0.8:1 in the area within Zone 2 (b) and shown hatched in blue within Insert D on the zoning map.

41 Boarding houses

- (1) A person must not:
- alter or demolish a boarding house, or
 - use a boarding house for any purpose other than that of a boarding house,
- except with development consent.
- (2) The consent authority must not consent to the carrying out of a development referred to in subclause (1) on land on which a boarding house is situated, or to strata subdivision of a boarding house on any land, unless it has taken into consideration the following matters:
- whether the development will result in a reduction of the existing number of households or units of accommodation on that land,
 - the effect of any such reduction on the preservation or improvement of the stock of boarding house accommodation within the local government area of the City of Parramatta,

Clause 41 Parramatta Local Environmental Plan 2001

Part 4 Special provisions applying to certain land

- (c) whether any loss of such boarding house accommodation may cause adverse social and economic effects on the community, individuals or social groupings,
- (d) whether arrangements satisfactory to it have been made for the provision of that supply and those facilities.

42 Places of public worship

Despite any other provisions of this plan, development for the purpose of a place of public worship is prohibited in Zone 2 (a), 2 (b), 2 (c) or 2 (d) if the number of seats provided at the place exceeds 250.

43 Commercial premises in residential zones

- (1) This clause applies to all land within Zone 2 (a), 2 (b), 2 (c), 2 (d) or 2 (e).
- (2) Where an existing building was lawfully constructed for use as a shop, a person may, with development consent:
 - (a) use that building as a shop or commercial premises, or
 - (b) alter, extend or rebuild that building for use as a shop or commercial premises.
- (3) The consent authority must not grant such a development consent unless it is satisfied that the development will not:
 - (a) adversely impact on the amenity of the locality, or
 - (b) cause traffic or vehicular congestion on any street in the vicinity of the development, or
 - (c) interfere with the flow of traffic.
- (4) In assessing any application, the consent authority must also consider:
 - (a) whether the existing building or the land on which it is situated is physically and economically capable of being converted to or redeveloped for residential use in conformity with the zoning of the land, and
 - (b) whether it would be appropriate or desirable to convert the building or use the land for such a residential purpose, and
 - (c) the merits, if any, of retaining the existing building, and
 - (d) the benefits, if any, of encouraging the economic recycling of the existing building.

Parramatta Local Environmental Plan 2001

Clause 43

Special provisions applying to certain land

Part 4

- (5) The consent authority must not grant consent to the alteration, extension or rebuilding of a building to which this clause applies where:
- (a) the floor space area of the existing shop or commercial component of the building is 60 square metres or less, and the floor space area of this component of the building, as altered, extended or rebuilt, will exceed 60 square metres, or
 - (b) the floor space area of the existing shop or commercial component of the building is greater than 60 square metres, and the floor space area of this component of the building, as altered, extended or rebuilt, will be increased.

44 Office development in Zone 4

The consent authority shall not consent to development for the purpose of commercial premises or an office on land within Zone 4 unless use of the premises or office will be ancillary to another use that is permissible in the zone.

45 Retailing of bulky goods

- (1) This clause applies to land within Zone 4, marked with black cross-hatching on the zoning map.
- (2) Despite any other provisions of this plan, the consent authority shall not grant consent to development for the purpose of bulky goods retailing unless:
 - (a) the only goods sold are of a kind referred to in Column 1 of the Table to this clause, and
 - (b) the building from which they are sold has a minimum floor space area as referred to in Column 2 of that Table.

Column 1	Column 2
Goods	Floor space area
Furniture	1,000m ²
Electrical goods	1,000m ²
Toys/sporting equipment	1,000m ²
Outdoor products	1,000m ²

Clause 45 Parramatta Local Environmental Plan 2001

Part 4 Special provisions applying to certain land

Column 1	Column 2
Goods	Floor space area
Office supplies	1,000m ²
Hardware	1,000m ²
Floor coverings	500m ²
Automotive parts/accessories	500m ²
Lighting	500m ²
Video hire	500m ²
Antiques/secondhand goods	500m ²
Kitchen/bathroom fixtures and fittings	250m ²
Tiles (floor, ceiling, wall)	250m ²
Plant nursery	No minimum
Take away food	No minimum

46 Development in open space zones

- (1) The consent authority must not grant consent to development on land within Zone 6 (a) unless it has taken into consideration whether the proposed development is consistent with any plan of management adopted by the Council.
- (2) The consent authority must not grant consent to development within Zone 6 (a) or 6 (b) unless it has taken into consideration all of the following:
 - (a) the need for the proposed development on that land,
 - (b) whether the impact of the proposed development will be detrimental to the existing or future use of the land,
 - (c) whether the proposed development will be secondary and complementary to the use of the land for recreation,
 - (d) whether the height and bulk of any proposed building or structure has regard to existing vegetation, topography and stormwater flow,

Parramatta Local Environmental Plan 2001

Clause 46

Special provisions applying to certain land

Part 4

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- (e) in the case of public open space, whether the proposed development will significantly diminish public use and access to public open space,
 - (f) whether the proposal is compatible with adjacent uses in relation to its height, bulk and noise generation and any other aspects that might conflict with surrounding land uses,
 - (g) whether the proposed development will impact on bushland and remnant bushland.

47 Development on land abutting an environmental protection zone

- (1) The consent authority must not grant consent to development on land abutting land within Zone 7 or 9 (d) unless it has taken into consideration all of the following:
 - (a) the need to retain any bushland on the land,
 - (b) the effect of the proposed development on bushland, including the erosion of soils, the siltation of streams and waterways and the spread of weeds and exotic plants within the bushland, overshadowing, overland flows and stormwater runoff, removal or degradation of existing vegetation,
 - (c) the requirement for provision of a buffer zone on the abutting land to protect the bushland area,
 - (d) any other matters which are relevant to the protection and preservation of the bushland area.
- (2) Despite any other provisions of this plan, no building or other structure shall be erected within 6 metres of the boundary of Zone 7.

48 Development along public transport corridors

- (1) In this clause, *public transport corridor* means land shown stippled black on the map marked “Sydney Regional Environmental Plan No 18—Public Transport Corridors”, a copy of which is deposited in the office of the Council.
- (2) Despite any other provisions of this plan:
 - (a) a person must not carry out development on land within a public transport corridor, and

Clause 48 Parramatta Local Environmental Plan 2001

Part 4 Special provisions applying to certain land

- (b) the consent authority must not consent to the carrying out of development on land within, or in the immediate vicinity of, a public transport corridor,

otherwise than in accordance with the provisions of *Sydney Regional Environmental Plan No 18—Public Transport Corridors*.

49 Development of unzoned land

- (1) Despite any other provisions of this plan, development must not be carried out on any land that is unzoned without development consent.
- (2) Notwithstanding subclause (1), development consent is not required for development of unzoned land for the purpose of constructing, installing or maintaining roads or utility installations (other than railways, water or air transport, wharf or river undertakings, gas holders and generating works), and the carrying out of ordinarily incidental or ancillary development.

50 Temporary use of land

- (1) Despite any other provisions of this plan, consent may be granted to development on land within any zone for any temporary purpose for a maximum period of 52 days, whether consecutive or not, in any one calendar year.
- (2) Before granting a consent referred to in subclause (1), the consent authority must be satisfied that:
- (a) the temporary use is necessary and reasonable for economic use of the land pending its subsequent development in accordance with this plan, and
 - (b) the temporary use will not prejudice the subsequent carrying out of development on the land in accordance with this plan, and
 - (c) the temporary use does not adversely impact on any adjoining land or the amenity of the neighbourhood, and
 - (d) appropriate arrangements are made for the removal of the use and any associated structures at the end of the period specified in the development consent.

Parramatta Local Environmental Plan 2001

Principles of ecological sustainability

Schedule 1

Schedule 1 Principles of ecological sustainability

(Clause 3 (1))

The following are principles of ecological sustainability:

1 The precautionary principle

Where there are threats of serious or irreversible environmental damage, lack of full scientific certainty should not be used as a reason for postponing measures to prevent environmental degradation.

In the application of the precautionary principle, public and private decisions should be guided by:

- (a) careful evaluation to avoid, wherever practicable, serious or irreversible damage to the environment, and
- (b) an assessment of the risk-weighted consequences of various options.

The principle requires decision-making to give the environment the benefit of the doubt.

2 Intergenerational equity

The present generation should ensure that the health, diversity and productivity of the environment are maintained or enhanced for the benefit of future generations (that is, regard should be had to the effect of development on all of the generations which may use or expect to benefit from the nation's resources).

3 Conservation of biological diversity and ecological integrity

Conservation of biological diversity and ecological integrity should be a fundamental consideration.

4 Improved valuation pricing and incentive mechanisms

The following environmental factors should be considered in the valuation of assets and services:

- (a) the polluter pays principal (that is, those who generate pollution and waste should bear the cost of its containment, avoidance or abatement),

Parramatta Local Environmental Plan 2001

Schedule 1 Principles of ecological sustainability

- (b) the users of goods and services should pay prices based on the full cycle costs of providing goods and services, including the use of natural resources and assets and the ultimate disposal of any wastes,
- (c) environmental goals that have been identified should be pursued in the most cost effective way by establishing incentive structures, including market mechanisms which enable those best placed to maximise benefits or minimise costs to develop their own solutions and responses to environmental problems.

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Classification and reclassification of public land

Schedule 2

Schedule 2 Classification and reclassification of public land

(Clause 14)

Part 1 Land classified, or reclassified, as operational land—no interests changed

Part 2 Land classified, or reclassified, as operational land—interests changed

Column 1	Column 2	Column 3
Locality	Description	Any trusts etc not discharged
Carlingford	10 Inala Place, excluding the pathway Part Lot 10, DP 209930	
Dundas	14 King Street, excluding the pathway Part Lot 36, DP 233076	
East Parramatta	Rear of 14 Tennyson Street Part Lot 2, DP 556619	
Ermington	38 Atkins Road Lot 756, DP 16184 94A and rear of 100 Spurway Street Lot E, DP 405353, Lot 22, DP 31884 and Lot B, DP 355747	

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Schedule 2 Classification and reclassification of public land

Column 1	Column 2	Column 3
Locality	Description	Any trusts etc not discharged
	12 Dean Crescent Lot 13, DP 30758 and Lot 2, DP 204338	
	Land between Primrose Avenue and Fallon Street Lot H, DP 36567	
Granville		
	13 Thomas Street Lot 9, Section 4, DP 1788	
Guildford		
	46 Eve Street Lots 1 and 2, DP 626900	
Northmead		
	12A Whitehaven Road Part Lot 75, DP 18071	
Rydalmere		
	72 Dudley Street Lot 19, DP 203008	
Toongabbie		
	21A Barangaroo Road Lot 1, DP 204749	
	359 Old Windsor Road Lot 4, DP 551352	
Wentworthville		
	9 Cardillo Street Lot 8, DP 219547	
	2B Darcy Road Lot 34, DP 206886	

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Classification and reclassification of public land

Schedule 2

Part 3 Land classified, or reclassified, as community land

Column 1	Column 2
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Locality	Description
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North Parramatta	
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	6–10 Byrnes Street Lots 1 and 2, DP 501959 and Lot 24, DP 882
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Schedule 3 Development of land for certain additional purposes

Schedule 3 Development of land for certain additional purposes

(Clause 27)

Address	Property description	Development allowed
52–56 Boundary Road, Chester Hill	Lots A, B and C, DP 412636	Development for the purpose of townhouses
15A Cowells Lane, Ermington	Lot 1, DP 702536	Development for the purpose of townhouses
14 Alfred Street, Granville	Lot 10, Sec 2, DP 1250	Development for the purpose of a car repair station and vehicular storage
90–94 Good Street, Granville	Lot 15, DP 743560 and Lot 1, DP 78920	Development for the purpose of commercial premises
53–57 Woodville Road and 31 Hewlett Street, Granville	Lots A, B and C, DP 388102	Development for the purpose of a motor showroom
332 Woodville Road, Guildford	Lot B, DP 366981	Development for the purpose of a restaurant
98–104 Windsor Road, Northmead	Lot 1, DP 817394	Development for the purpose of a service station and shops
25 Isabella Street, North Parramatta	Lot 20, DP 539101	Development for the purpose of townhouses, use of the refurbished worker's cottage and 1 on-site car parking space to be used for the purpose of commercial premises
67 O'Connell Street, North Parramatta	Lot 1, DP 90736	Use of existing cottage on the site for the purpose of commercial premises

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Development of land for certain additional purposes

Schedule 3

Address	Property description	Development allowed
84–86 O’Connell Street, North Parramatta	Lot 1, DP 712804	Use of existing cottage on the site for the purpose of commercial premises
148–150 Woodville Road, Merrylands	Lot 1, DP 629352	Development for the purpose of a service station
84–86 Macarthur Street, Parramatta East	Lots 101 and 102, DP 859635	Development for the purpose of offices, storage depots or the like associated with the activities of any public authority or instrumentality
2A–2B Buller Street, Parramatta East	Lots 982 and 983, DP 823996	Development for the purpose of a service station
37 Midson Road, Epping	Lots 46 and 53, DP 8453, Lot 1, DP 984965, Lot 1, DP 947317, DP 955678, FP 55380 Vol 4782, Fol 232 Lot 1, DP 55379	Development for the purpose of extractive industry, industry directly associated with or dependent on extractive industry and rehabilitation of the land for another use
29 William Street, Granville	Lot 11, DP 814794	Development for the purpose of commercial premises and a call centre
Area bounded by Ross Street, Villiers Street, Albert Street and O’Connell Street, North Parramatta	So much of the land as is within Zone 2 (a)	Development for the purpose of restaurants and professional suites

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Schedule 4 Sites which require the preparation of a master plan

Schedule 4 Sites which require the preparation of a master plan

(Clause 30)

Part 1 General

All development sites comprising 5,000 square metres or more

Part 2 Specific sites

Address	Property description
12 Buckleys Road, Winston Hills	Lot 1B, DP 378829
14 Buckleys Road, Winston Hills	Lot 1, DP 543364
16 Buckleys Road, Winston Hills	Lot 12, DP 518824
32 Rebecca Parade, Winston Hills	Lot 19, DP 270075
2A Oakes Road, Winston Hills	Part Lot 19, DP 2784
2A Spurway Street, Ermington	Lot 1, DP 213158
334 Kissing Point Road, Dundas	Lot 2, DP 215622
37 Midson Road, Epping	Lot 53, DP 8453, Lot A, DP 333558, Lot B, DP 333558, DP 55379, Lot 1, DP 128925
59Z–61 Mobbs Lane and 7A Grimes Lane, Eastwood	Lot 1, DP 732070, Lot 1, DP 570891, Lots 1 and 2, DP 129023, Lot 2, DP 732070, Lot 2, DP 582172
86 Chelmsford Avenue, Epping	Lot 1, DP 582172
736 Victoria Road, Ermington	Lots 11 and 12, DP 7863, Lot 6, DP 18662, Lot 1, DP 301993
84 and 86 Macarthur Street, North Parramatta	Lots 101 and 102, DP 859635

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Sites which require the preparation of a master plan

Schedule 4

Address	Property description
1A and 1B Morton Street, Parramatta	Lot B, DP 162815, Lot X, DP 164380
46 Stewart Street, Dundas	Lot 1, DP 837251
16 Dorahy Street, Dundas	Lot 11, DP 867610
260 Victoria Road, Rydalmere	Lot 1, DP 879918, Lot 20, DP 226903, Lot 1, DP 33370

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Dictionary

Dictionary

(Clause 10)

acid sulfate soils means actual or potential acid sulfate soils, as defined in the *Acid Sulfate Soils Assessment Guidelines*.

Acid Sulfate Soils Assessment Guidelines means the *Acid Sulfate Soils Assessment Guidelines* forming part of the *Acid Sulfate Soil Manual* as published by the NSW Acid Sulfate Soils Management Advisory Committee and as adopted for the time being by the Director-General.

Acid Sulfate Soils Planning Maps means the series of maps marked “Acid Sulfate Planning Maps” kept in the office of the Council.

advertisement means a display by the use of symbols, messages or other devices for promotional purposes or for conveying information, instructions, directions or the like, whether or not the display includes the erection of a structure or the carrying out of work.

advertising structure means a structure used or intended to be used principally for the display of an advertisement, but does not include a pole or pylon sign.

amusement centre means a building or place (not being a hotel or a pub) used principally for playing:

- (a) billiards, pool or other like games, or
- (b) electrically or electronically operated amusement devices such as pinball machines, video games and the like.

animal establishment means a building or place used for the breeding, boarding, training or keeping of, or caring for, animals whether or not for a commercial purpose, but does not include a veterinary establishment or a building or place used (in conjunction with a dwelling) for the keeping of pets.

appointed day means the day on which this plan takes effect.

area of an advertisement in the form of a sign means:

- (a) for a sign with only one side occupied by the matter displayed, the area within the outline of that sign, or
- (b) for a sign with two sides occupied by the matter displayed, the area within the outline of that sign or, where one side is larger than the other, the area within the outline of the larger side, or
- (c) for any other sign, one third of the total surface area of the sign.

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Dictionary

attic room means a room within the roof space of a one or two storey building, having a roof slope of not less than 35 degrees and not more than 45 degrees pitched from the ceiling level of the uppermost floor.

backpackers' accommodation means a building or part of a building providing temporary accommodation for travellers and tourists who have their principal place of residence elsewhere and having an average of two or more beds in each room and communal kitchen, living areas and laundry facilities.

bed and breakfast establishment means a dwelling in which the permanent residents provide short-term accommodation (which may include meals) for commercial purposes.

biological diversity means the variety of life forms, the different plants, animals and micro-organisms, the genes they contain and the ecosystem of which they form a part.

boarding house means a building or part of a building let in lodgings or a hostel which provides lodgers with a principal place of residence, but does not include backpackers' accommodation, a guest house, serviced apartment, or (in the Table to clause 16) any other building defined in this Dictionary.

boatshed means a building or other structure used for the storage and routine maintenance of a boat or boats, is associated with a private residence and includes any skid used in connection with the building or other structure.

brothel means premises habitually used for the purpose of prostitution or that are designed for that purpose. Premises may constitute a brothel even though used by only one prostitute for the purposes of prostitution.

buffer means that part of the development site that is a transition area between the bushland and the building.

bulky goods retailing means the sale by retail of goods of the following kind:

- (a) furniture,
- (b) electrical goods,
- (c) toys/sporting equipment,
- (d) outdoor products,
- (e) office supplies,
- (f) hardware,

Parramatta Local Environmental Plan 2001

Dictionary

- (g) floor coverings,
- (h) automotive parts/accessories,
- (i) lighting,
- (j) video hire,
- (k) antiques/secondhand goods,
- (l) kitchen/bathroom showrooms,
- (m) tiles (floor, ceiling, wall),
- (n) plant nursery,
- (o) take away food.

bushfire hazard reduction means a reduction or modification (by controlled burning or mechanical or manual means) of material that constitutes a bushfire hazard.

bushland and remnant bushland means land (private or public) on which there is vegetation which is either a remainder of the natural vegetation of the land or, if altered, is in the process of regrowth or is still representative of the structure and floristics of the natural vegetation.

car parking space means a defined and unobstructed area accessible to and, in the opinion of the Council, suitable for the parking of motor vehicles.

car parking station means a building or a place primarily used for the purpose of parking motor vehicles (whether on a casual or permanent basis) in exchange for payment.

car repair station means a building or place used for carrying out repairs to motor vehicles or agricultural machinery, but not used for:

- (a) bodybuilding, or
- (b) panel beating involving dismantling, or
- (c) spray painting, except for touching up.

centre based child care service means a building or place (other than the home of the licensee of the service) where a child care service such as a service of the kind provided at a long day care centre, a purpose designed child care centre, an occasional centre, an outside of school hours care centre, a pre-school centre, or the like, that is provided for 6 or more children (not including any children who are related to the person providing the service) and which does not include overnight accommodation.

Parramatta Local Environmental Plan 2001

Dictionary

church means any place of public worship, whether in the Christian faith or not.

club means a building or place used for the gathering of persons for social, literary, political, sporting, athletic or other lawful purposes and which is or is intended to be registered under the *Registered Clubs Act 1976*.

commercial premises means a building or place used as an office or for other business or commercial purposes, but (in the Table to clause 16) does not include a building or place elsewhere specifically defined in this Dictionary.

community drop-off centre means a facility characterised by its community visibility and accessibility used for the temporary storage of reusable, non-putrescible materials.

community facility means a building or place owned or controlled by the Council, a public authority, a religious organisation or a body of persons associated for the physical, social, cultural, economic, intellectual or religious welfare of the community, which may include:

- (a) a public library, rest rooms, meeting rooms, recreation facilities, a child care centre, cultural activities, social functions or any similar building, place or activity, or
- (b) a community club, being a building or place used by persons sharing like interests, but not a registered club,

whether or not that building or place is also used for another purpose.

community land has the same meaning as in the *Local Government Act 1993*.

contaminated land has the same meaning as in section 145A of the *Environmental Planning and Assessment Act 1979*.

Council means the Parramatta City Council.

demolish a heritage item or a relic, tree or place within a heritage conservation area or any other building or structure, means to damage, deface, destroy, pull down, dismantle or remove it in whole or part.

depot means a building or place used for the servicing, repair and garaging of vehicles and other equipment and for the storage of materials used by a public authority.

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Dictionary

designated flood means:

- (a) the flood planning level adopted by the Council in accordance with the principles contained in the *Floodplain Development Manual* and contained within a development control plan approved by the Council, or
- (b) the 100 year average recurrent interval (ARI) flood event where no development control plan referred to in paragraph (a) has been prepared.

development has the meaning ascribed to it in section 4 of the Act.

dwelling means a room or a suite of rooms occupied or used, or so constructed or adapted as to be capable of being occupied or used, as a separate domicile.

dwelling house means a building containing one, but not more than one, dwelling.

dual occupancy means two separate self-contained dwellings on a single allotment of land.

ecologically sustainable development means development which is based on the philosophy of conserving and recycling resources to contribute to the restoration of underlying ecological processes and involves the integration of ecological processes such as on-site stormwater absorption, soil conservation, grey water recycling, renewable energy harvesting, natural habitat and air quality.

educational establishment means a building or place used for education (including teaching) and includes:

- (a) a school, and
- (b) a tertiary institution, being a university, TAFE establishment, teacher's college or other tertiary college providing formal education which is constituted by or under an Act, and
- (c) an art gallery, library or museum, not being an art gallery, library or museum in which any items on display are for sale,

whether or not accommodation for staff and students is provided and whether or not used for the purpose of gain.

entertainment facility means a public hall, theatre, cinema, music hall, concert hall, open air theatre, music bowl or any other building of a like character used as such and whether used for the purpose of gain or not, but does not include a place of public worship, an institution or an educational establishment.

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Dictionary

equipment hire centre means a building or place used to hire out and store a range of tools and equipment and to repair and service that equipment.

extractive industry means:

- (a) the winning of extractive material, or
- (b) an undertaking, not being a mine, which depends for its operation on the winning of extractive material from the land on which it is carried on, and includes any washing, crushing, grinding, milling or separating into different sizes of that extractive material on that land.

extractive material means sand, gravel, clay, turf, soil, rock or similar substances.

fascia sign means a sign attached to the fascia or return of an awning.

flood liable land means land which may be inundated by the designated flood and that is indicated as flood liable land on a map marked "Flood Liable Land Map" deposited in the office of the Council.

Floodplain Development Manual means the manual prepared by the NSW Government and entitled *Floodplain Development Manual* dated December 1986 (Reference No PWD 86010) or the *Floodplain Management Manual*, when released by the Council and deposited in the office of the Council.

floor means a space within a building which is situated between one floor level and the floor level above or, if there is no floor above, the ceiling or roof above.

floor space area of a building means the sum of the gross horizontal areas of each floor of the building contained within the inner faces of the outer walls measured at a height of 1.5 metres above the floor, including the space occupied by internal walls, staircases, lobbies, corridors and toilets, but not including:

- (a) the horizontal cross section of lift shafts and vertical service ducts measured between the wall faces internal to the lift shaft or duct, or
- (b) any space permanently set aside within the building for underground parking, other than spaces used for public car parking which is more than 1 metre above natural ground level, and for the unloading or loading of vehicles, including ramps or other means of access to it, or

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Dictionary

-
- (c) any space for the accommodation of mechanical or electrical plant or equipment servicing the building, or
 - (d) any terraces and balconies with walls less than 1.5 metres high, or
 - (e) attic rooms.

floor space ratio, in relation to a building, means the ratio of the floor space area of the building to the area of the allotment on which the building is or is proposed to be erected.

flush wall sign means a sign which is attached to the wall of a building (other than the transom of a doorway or display window) and does not project more than 300mm from the wall.

general advertising means any advertising that does not relate, in its content, to the use of the property on which the advertisement is to be displayed.

generating works means a building or place used for the purpose of making or generating gas, electricity or other forms of energy.

habitat means an area or areas occupied, whether or not only periodically or occasionally, by a species, population or ecological community and includes any biotic or abiotic component.

hazardous industry means an industry which, when in operation and when all measures proposed to reduce or minimise its impact on the locality have been employed (including, for example, measures to isolate it from existing or likely future development on other land in the locality), would pose a significant risk, in relation to the locality:

- (a) to human health, life or property, or
- (b) to the biophysical environment,

but (in the Table to clause 16) does not include any other form of industry defined elsewhere in this Dictionary.

health care professional means a person registered under the appropriate Act or by the appropriate professional association and who provides professional health care services to members of the public.

height of a building means the vertical distance measured in metres between natural ground level at any point above which any part of the building is sited, and the ceiling of the topmost floor of the building directly above that point.

heritage conservation area has the same meaning as in *Parramatta Local Environmental Plan 1996 (Heritage and Conservation)*.

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Dictionary

heritage item has the same meaning as in *Parramatta Local Environmental Plan 1996 (Heritage and Conservation)*.

high density housing means a building containing three or more dwellings which are three or more storeys in height.

high technology industry means an enterprise which has as its primary function the manufacture, development, production, processing or assembly of, or researching into, any of the following:

- (a) electronic and microelectronic systems and goods and components,
- (b) information technology, computer software and hardware,
- (c) instrumentation and instruments,
- (d) biological, pharmaceutical, medical or paramedical systems goods and components,
- (e) other goods, systems and components intended for use in science and technology.

home based child care service means a child care service:

- (a) that is provided at the home of the licensee of the service for the purpose of educating, minding or caring for (but without providing residential care for) not more than 7 children under the age of 12 years (including any children who are related to the person providing the service) at least 5 of whom have not started school, and
- (b) that is required to be licensed under the *Children (Care and Protection) Act 1987*.

home business means any business carried out, in a dwelling house or within the site area of a dwelling house, by the permanent residents of the dwelling house, but only if:

- (a) the use does not employ more than 2 additional employees other than permanent residents, and
- (b) only goods made or produced, or services offered, as a result of the activity or pursuit are displayed, sold or provided, and
- (c) the primary use of the dwelling is for residential purposes, and
- (d) the use does not interfere with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, or otherwise, and

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Dictionary

- (e) the use does not interfere with the amenity of the neighbourhood due to:
 - (i) the generation of excess vehicular traffic, or
 - (ii) attraction of an excessive number of customers or clients, or
 - (iii) reduction of car parking in the vicinity of the site, and
- (f) the use does not involve the display of goods, whether in a window or otherwise, and
- (g) the use does not involve the exhibition of any notice, advertisement or sign (other than a notice, advertisement or sign exhibited on the dwelling house or dwelling to indicate the name and occupation of the resident), and
- (h) the use does not involve prostitution.

home occupation means an occupation carried on in a dwelling house or in a dwelling in a residential building, by the permanent residents of the dwelling house or dwelling which does not involve:

- (a) the employment of persons other than those residents, or
- (b) interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, or otherwise, or
- (c) the display of goods, whether in a window or otherwise, or
- (d) the exhibition of any notice, advertisement or sign (other than a notice, advertisement or sign exhibited on the dwelling house or dwelling to indicate the name and occupation of the resident), or
- (e) the sale of items (whether goods or materials), or the exposure or offer for sale of items, by retail, or
- (f) prostitution.

hospital means a building or place (other than an institution) used for providing professional health care services (such as preventative or convalescent care, diagnosis, medical or surgical treatment, care for people with developmental disabilities, psychiatric care or counselling and services provided by health care professionals) to people admitted as in-patients (whether or not out-patients are also cared for or treated there) and includes:

Parramatta Local Environmental Plan 2001

Dictionary

- (a) ancillary facilities for the accommodation of nurses or other health care workers, ancillary shops or restaurants, and ancillary accommodation for persons receiving health care or for their visitors,
- (b) facilities situated in the building or at the place and used for educational or research purposes, whether or not they are used only by hospital staff or health care workers, and whether or not any such use is a commercial use.

hotel means premises licensed under the *Liquor Act 1982* to sell liquor, which provide accommodation consisting of more than 20 rooms or self-contained suites for guests that are rented or hired on a short-term basis without a residential tenancy agreement within the meaning of the *Residential Tenancies Act 1987*.

industry means an activity involving manufacturing, assembling, altering, repairing, renovating, ornamenting, finishing, cleaning, washing, dismantling, processing or adapting any goods or articles for commercial purposes, but does not include offensive, hazardous or extractive industry, and (in the Table to clause 16) does not involve any other form of industry separately defined in this Dictionary.

jetty means a horizontal decked walkway on a piered or piled foundation, providing access from the shore to the waterway.

kiosk means a shop with a floor space area not exceeding 50 square metres which is intended to provide food or refreshment to the users of a recreation area, recreation facility or land in public ownership, but does not include a restaurant.

light industry means an industry in which the processes carried on, the transportation involved, or the machinery or materials used do not interfere unreasonably with the amenity of the neighbourhood, but (in the Table to clause 16) does not include any form of industry separately defined in this Dictionary.

liquid fuel depot means a depot or place used for the bulk storage for wholesale distribution of petrol, oil, petroleum or other inflammable liquid.

local shop means a shop which operates primarily to serve the needs of the surrounding residents or workers and does not exceed 60 square metres in floor space area.

map means a map kept in the office of Parramatta City Council.

Parramatta Local Environmental Plan 2001

Dictionary

market means land used on a temporary basis for the purpose of selling goods or providing services, but (in the Table to clause 16) does not include a building or place elsewhere defined in this plan.

master plan means a written document supported by diagrams, architectural drawings or maps including an outline of a development proposal detailing:

- (a) options for redevelopment of the land to which it applies, and
- (b) an analysis of the characteristics and local context of the area within which the site is located, and
- (c) the proposed site layout and planning proposals for the development of the land, including the proposed conceptual distribution of activities, mix and types of buildings, heritage and conservation arrangements, pedestrian, bicycle and vehicular access movements, parking and open space and visual impact, and ways by which the development proposed maximises ecological sustainability and contributes to public domain enhancement, and
- (d) illustrates a number of options for redevelopment of the land to which it applies.

A master plan must be, and declare that it is, consistent with all regional environmental plans and local environmental plans that apply to the land to which it applies.

materials recycling depot means land used for the collection, storage, abandonment or sale of scrap metals, waste paper, rags, bottles or other scrap materials or for the collection or collecting, dismantling, storage, salvaging or abandonment of vehicles or machinery or the sale of their parts.

medical centre means a building or place used for providing professional health services (including preventative care, diagnosis, medical or surgical treatment or counselling) where overnight accommodation for patients is not provided.

medical consulting rooms means a room or a number of rooms within or attached to a dwelling house, used by not more than 3 health care professionals, and where no more than 3 employees are employed, but does not include facilities for in-patient care.

Parramatta Local Environmental Plan 2001

Dictionary

mixed use development means one or more dwellings attached to or on the same parcel of land as a building used or intended to be used for a non-residential purpose permissible on the land, whether or not the dwelling or dwellings will be used in conjunction with that non-residential use.

motel means a building (other than a boarding house, residential building or serviced apartments) primarily used for the overnight accommodation of travellers and the vehicles used by them, whether or not the building is also used for the provision of meals to those travellers or the general public.

motor showroom means a building or place used for the display or sale of motor vehicles, caravans or boats, whether or not motor vehicle accessories, caravan accessories or boat accessories are sold or displayed at the building or place.

multi unit housing means three or more dwellings on the same parcel of land where each dwelling has an individual entrance and direct private access to private open space at natural ground level for the exclusive use of the occupants of the dwelling, but (in the Table to clause 16) does not include any other form of dwellings elsewhere specifically defined in this plan.

offensive industry means an industry which, when in operation and when all measures proposed to reduce or minimise its impact on the locality have been employed (including, for example, measures to isolate it from existing or likely future development on land in the locality), would emit a polluting discharge (including noise) in a manner which would have a significant adverse impact in the locality or on the existing or likely future development on other land in the locality.

operational land has the same meaning as in the *Local Government Act 1993*.

panel beating workshop means a building or place used for the purpose of carrying out repairs to motor vehicles and agricultural machinery, where the work involved includes:

- (a) bodybuilding, or
- (b) panel beating (which may or may not involve dismantling), or
- (c) spray painting.

Parramatta Local Environmental Plan 2001

Dictionary

place of public worship means a building or place used for the purpose of religious worship by a congregation or religious group, whether or not the building or place is also used for counselling, social events, instruction or religious training.

plan of management means:

- (a) a plan of management for community land adopted under the *Local Government Act 1993*, or
- (b) a plan of management relating to a Crown reserve adopted under the *Crown Lands Act 1989*, or
- (c) a plan of management relating to a wildlife refuge adopted under the *National Parks and Wildlife Act 1974*, or
- (d) a plan of management relating to a conservation agreement entered into under the *National Parks and Wildlife Act 1974*, or
- (e) a bush fire management plan adopted under the *Rural Fires Act 1997*, or
- (f) a management statement relating to land under community title registered under the *Community Land Management Act 1989*, or
- (g) a plan of management prepared as a condition of development consent, or
- (h) any other plan of management prepared by or on behalf of a landowner.

pole or pylon sign means a sign which is erected on a pole or pylon independent of any building or any other structure.

portable recycling facility means a facility used for the collection of reusable and recyclable materials such as clothing and telephone books, but does not include registered vehicles.

prostitution means engagement in sexual acts or sexual services in return for payment or other reward.

public building means a building or place used as a business or office by a public authority or an organisation established for public purposes.

public transport facility means the use of a building or place for the purpose of providing passenger transport facilities to the general public, whether or not those facilities are provided by a public authority.

Parramatta Local Environmental Plan 2001

Dictionary

public utility undertaking means any undertaking carried on by, or under the authority of, any Commonwealth or State Government department or agency, or pursuant to any Commonwealth or State Act, for the purpose of:

- (a) railway, light railway, road, water or air transport, or wharf or river undertakings, or
- (b) the provision of sewerage or drainage services, or
- (c) the supply of water, hydraulic power, electricity or gas, or
- (d) telecommunications facilities.

recreation area means:

- (a) a children's playground, or
- (b) an area used for sporting activities or sporting facilities, or
- (c) an area used by the Council to provide recreational facilities for the physical, cultural or intellectual welfare of the community, or
- (d) an area used by a body of persons associated for the purposes of the physical, cultural or intellectual welfare of the community to provide recreational facilities for those purposes,

but does not include a racecourse, speedway or showground.

recreation facility means a building or place used for sporting activities, recreation or leisure activities, whether or not operated for the purpose of gain, and may include:

- (a) swimming pools, bowling greens, tennis courts and playing fields, and
- (b) bowling alleys, squash courts, table tennis courts, gymnasiums and health studios, and
- (c) cycle paths, skating rinks, and skateboard and roller blade ramps, and
- (d) racecourses and showgrounds.

remote distribution centre means a building or place for the distribution of goods, merchandise or material that:

- (a) does not involve the direct sale or collection of the goods, merchandise or material by the customer, and

Parramatta Local Environmental Plan 2001

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- (b) is distributed to the customer only by the employees of that building or place,

but does not include a warehouse or distribution centre.

residential flat building means a building containing three or more dwellings, but (in the Table to clause 16) does not include a building elsewhere specifically defined in this Dictionary.

resource recovery facility means a facility which collects, sorts, dismantles, salvages and/or temporarily stores non-putrescible materials capable of re-use and resale.

restaurant means a building or place, the principal purpose of which is the provision of food to people for consumption on the premises in exchange for payment.

restricted premises means a building or place:

- (a) used or intended for use as a shop or entertainment facility in which publications classified Category 1 restricted, Category 2 restricted or RC under the *Classification (Publications, Films and Computer Games) Act 1995* of the Commonwealth are exposed, exhibited, displayed or sold or otherwise rendered accessible or available to the public, or
- (b) in or on which a business to which section 578E of the *Crimes Act 1900* applies is conducted, or
- (c) in or on which a business is conducted, an object of which is the display or exhibition of any article that is primarily concerned with or is used or intended to be used in connection with sexual behaviour, but which is not printed matter,

but does not include a newsagency or pharmacy.

road transport terminal means a building or place used for the principal purpose of the bulk handling of goods for transport by road, and includes facilities for the loading and unloading of vehicles used to transport those goods and for the parking, servicing and repair of those vehicles.

RTA means the Roads and Traffic Authority constituted under the *Transport Administration Act 1988*.

sea retaining wall means a structure placed partially or wholly along the land water interface to protect the land from the sea or to stop accelerated erosion of the shoreline, but does not include a breakwater.

Parramatta Local Environmental Plan 2001

Dictionary

serviced apartment means a building containing two or more self-contained dwellings:

- (a) which are used to provide short-term accommodation, but are not subject to residential tenancy agreements within the meaning of the *Residential Tenancies Act 1987*, and
- (b) which are serviced or cleaned by the owner or manager of the dwellings or the owner's or manager's agents.

service station means a building or place used for the fuelling of motor vehicles involving the sale by retail of petrol, oil or other petroleum products, whether or not the building or place is also used for one or more of the following purposes:

- (a) the hiring of vehicles and trailers,
- (b) the retail selling or the installation of spare parts and accessories for motor vehicles,
- (c) the washing and greasing of motor vehicles,
- (d) the repairing and servicing of motor vehicles (other than repair or servicing, involving bodybuilding, panel beating or spray painting),
- (e) the retail selling or hiring of small consumer goods.

shop means a building or place used for selling, exposing or offering for sale (by retail or auction), goods, merchandise or materials.

site area, in relation to development, means the area of land to which an application for consent to carry out development relates, but does not include any part of the land on which the development is not permitted by or under this plan.

slipway means a structure, usually in the form of two supported parallel rails on which a wheeled cradle is run, to draw a vessel out of the water for maintenance and repair.

storey means the space within a building between one floor level and the floor level next above or, if there is no floor level above, the ceiling or roof above, but does not include:

- (a) space used for car parking, laundries or storerooms, if the ceiling above the space is not more than 1,000mm (measured from the lowest point on the site) above natural ground level, and

Parramatta Local Environmental Plan 2001

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- (b) attic space which is part of the dwelling unit immediately below and is incapable of being used as a separate dwelling unit.

swimming pool means a structure (sometimes referred to as an in-ground pool) designed to contain water for swimming which is impermeable and capable of holding water at a constant level regardless of the fluctuations in the level of ground water or contiguous tidal waters outside it.

telecommunications facility means any facility, not being a low impact facility, within the meaning of the *Telecommunications Act 1997* of the Commonwealth.

television station means a building or place used for television production, broadcasting and associated media and technology activities.

terrace housing means the same as multi unit housing, except that there must be:

- (a) a minimum front setback for buildings of 1.5 metres from the property boundary, and
- (b) vehicular access only to the rear.

the Act means the *Environmental Planning and Assessment Act 1979*.

tourist facility means an establishment providing holiday accommodation or recreational facilities, or both, on a short-term basis, and may include:

- (a) hotels, motels, bed and breakfast accommodation, serviced apartments, holiday cabins, caravan parks, camping grounds and houseboat facilities, and associated swimming pools, golf courses, tennis courts and marinas, and
- (b) restaurants, and
- (c) souvenir shops, art and craft galleries and exhibition centres.

transfer station means a facility used to transfer waste, including putrescible waste, from collection vehicles to bulk haul vehicles in order to achieve long distance transportation efficiency.

under awning sign means an advertising structure which is affixed to the underside of an awning.

vehicle rental centre means a building or premises used to rent out vehicles and service those vehicles.

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veterinary establishment means a building or place used for the medical or surgical treatment of animals, whether or not animals are kept or boarded on the premises.

warehouse or distribution centre means a building or place used mainly for storing, handling or displaying items (whether goods or materials) which have been produced or manufactured for sale, but not for the retail sale of items to the public from the building or place.

waste facility means any premises used for the storage, treatment, reprocessing, sorting or disposal of waste, other than landfill.

waste processing facility means a facility which treats waste by physical, chemical or biological processes to transform it into raw materials used to make a product or as inert landfill.

zoning map means the map marked "Parramatta Local Environmental Plan 2001", as amended by the maps (or specified sheets of maps) marked as follows:

Willoughby Local Environmental Plan 1995 (Amendment No 30)

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*.
(S99/00443/S69)

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

Clause 1 Willoughby Local Environmental Plan 1995 (Amendment No 30)

Willoughby Local Environmental Plan 1995 (Amendment No 30)

1 Name of plan

This plan is *Willoughby Local Environmental Plan 1995 (Amendment No 30)*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies from the Special Uses “A” zone to the Residential “A” zone under *Willoughby Local Environmental Plan 1995* and to restrict the height of any building on that land to a single storey, and
- (b) to allow, with Willoughby City Council’s consent, an additional use of the land to which this plan applies for the purpose of single storey residential flat buildings, and
- (c) to include the whole of the land as a Willoughby Local Housing Precinct.

3 Land to which plan applies

- (1) To the extent that this plan rezones land and restricts any building on it to a single storey it applies to land shown coloured light scarlet and lettered “2 (a)” on the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 30)” deposited in the office of Willoughby City Council.
- (2) To the extent that this plan allows the use of land for additional buildings (being single storey residential flat buildings commonly known as villa houses), it applies to the land shown edged heavy black on the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 30)” deposited in the office of Willoughby City Council.

4 Relationship to other environmental planning instruments

The *Willoughby Local Environmental Plan 1995* is amended in the manner set out in Schedule 1.

Willoughby Local Environmental Plan 1995 (Amendment No 30)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert at the end of the definition of *the map* in clause 5 (1):

Willoughby Local Environmental Plan 1995 (Amendment No 30)

[2] Clause 5 (1) definition of “Willoughby Local Housing Precinct”

Insert at the end of the definition:

“Local Housing Precinct 3”, as shown edged heavy black on the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 30)”.

[3] Clause 25C

Insert after clause 25B:

25C Density controls—Fry Street, Chatswood

- (1) The Council must not consent to the erection of a building with a height greater than one storey on land shown coloured light scarlet and lettered “2 (a)” on the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 30)”.
- (2) The Council must not consent to development for the purpose of single storey residential flat buildings on land shown edged heavy black on the map marked “Willoughby Local Environmental Plan (Amendment No 30)”, unless the site area is at least 3,500 square metres.

[4] Clause 26B Development for certain additional purposes

Insert “and” at the end of clause 26B (e) and (f).

Willoughby Local Environmental Plan 1995 (Amendment No 30)

Schedule 1 Amendments

[5] Clause 26B (h)

Insert at the end of clause 26B (g):

, and

- (h) single storey residential flat buildings, commonly known as villa houses, on land shown edged heavy black on the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 30)” and known as Local Housing Precinct 3.

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 connection.

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 BLACKTOWN, at GLENDENNING: Contract No. 974599SB. Project No. 3002524. Line 1 inclusive and its appurtenant junctions, sidelines and inlets serving RICHMOND ROAD and STONE 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.

ROBERT ROACH,
Developer Activity Officer,
Blacktown Commercial Centre.

Dated: 7 December 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 connection.

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 FAIRFIELD, at SMITHFIELD: Contract No. 973847S8. Project No. 3002504. Line 1 inclusive and its appurtenant junctions, sidelines and inlets serving identified properties in BRENNAN STREET and LINDSAY AVENUE.

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 connection to this main.

Developer Activity Officer,
Liverpool Commercial Centre.

Dated: 4 December 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 connection.

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.

CAMDEN COUNCIL, at MOUNT ANNAN: Project No. 3001878. Contract No. 970904S0. Lines 1-10 inclusive and their appurtenant junctions, sidelines and inlets serving WELLING DRIVE, MOUNT ANNAN DRIVE, MARSILEA CLOSE, EPACRIS PLACE and PERSOONIA 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 connection to this main.

Developer Activity Officer,
Liverpool Commercial Centre.

Dated: 7 December 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 connection.

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.

THE COUNCIL OF CAMPBELLTOWN, at BLAIRMOUNT: Contract No. 964847S7. Project No. 3002602. Line 1 inclusive and its appurtenant junctions, sidelines and inlets serving EXMOOR PLACE.

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.

MITCHELL HOFFMANN,
Developer Activity Officer,
Urban Development,
Liverpool Regional Office.

Dated: 7 December 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 connection.

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 HINCHINBROOK: Contract No. 967553S8. Project No. 3001958. Lines 1-6 inclusive and their appurtenant junctions serving ROSSINI DRIVE, DELAMBRE PLACE and LEGENDRE PLACE.

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.

VALDIS VIKSNE,
Developer Activity Officer,
Liverpool Commercial Centre.

Dated: 7 December 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 connection.

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

CITY OF BLACKTOWN, at WOODCROFT: Contract No. 974628WB. Project No. 1001102. Water mains are now laid and capable of serving identified properties in CALLABONA AVENUE and BURRAGORANG STREET.

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

ROBERT ROACH,
Developer Activity Officer,
Blacktown Commercial Centre.

Dated: 7 December 2001.

Other Notices

COMPANION ANIMALS REGULATION 1999

ORDER

Organisations approved by the Director General under Clause 17 (c) of the Companion Animals Regulation 1999.

PURSUANT to Clause 17 (c) of the Companion Animals Regulation 1999, the organisations listed in Schedule 1 are hereby approved, subject to the conditions contained in Schedule 2.

SCHEDULE 1

Name of Organisation: Domestic Animal Birth-control Co-op Society Ltd.

Address of Organisation: PO Box 73, Canterbury, NSW 2193.

Name of Contact Officer for Organisation: Mrs Norma FAULKNER.

SCHEDULE 2

1. The exemption under Clause 17 (c) of the Companion Animals Regulation 1999, from the requirements of section 9 of the Companion Animals Act 1998, only applies to an animal in the custody of an organisation listed in Schedule 1 if the organisation is holding that animal for the sole purpose of re-housing the animal with a new owner.
2. The exemption under Clause 17 (c) of the Companion Animals Regulation 1999, from the requirements of section 9 of the Companion Animals Act 1998, only applies to an animal in the custody of an organisation listed in Schedule 1 if the organisation maintains appropriate records that show compliance with the Companion Animals Act 1998 and Regulation 1999.
3. The exemption under Clause 17 (c) of the Companion Animals Regulation 1999, from the requirements of section 9 of the Companion Animals Act 1998, only applies to an animal in the custody of an organisation listed in Schedule 1 if the organisation maintains a register that is made available to the Department of Local Government as requested that lists; the names of all carers involved in the rehoming of animals and the locations of all animals received under the exemption whilst in the custody of the organisation.

GARRY PAYNE,
Director General,
Department of Local Government.

CO-OPERATIVES ACT 1992

Notice Under Section 601AA of the Corporations Law as Applied by Section 325 of the Co-operatives Act 1992

NOTICE is hereby given that the Co-operative mentioned below will be deregistered when two months have passed since the publication of this notice.

Name of Co-operative:

ARBN 053939512, WORKERS CO-OPERATIVE LTD.

Dated this 27th day of November 2001.

C. GOWLAND,
Delegate of the Registrar of Co-operatives.

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Notice Under Section 601AA of the Corporations Law as Applied by Section 177 of the Co-operative Housing and Starr-Bowkett Societies Act 1998

NOTICE is hereby given that the Co-operative mentioned below will be deregistered when two months have passed since the publication of this notice.

Name of Co-operative:

THE HUNTER MUTUAL CO-OPERATIVE STARR-BOWKETT NO.12 LTD.

Dated this 28th day of November 2001.

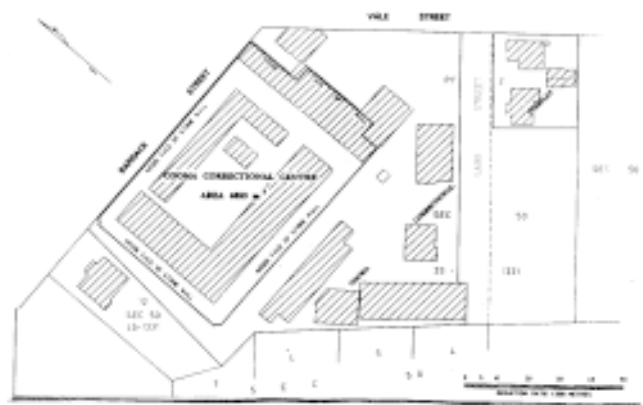
C. GOWLAND,
Delegate of the Registrar of Co-operatives.

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

MARIE BASHIR, 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 225 (1) and 225 (3) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, declare the area comprised within the boundaries hereunder (together with all buildings or premises which are now or may hereafter be erected thereon) to be a correctional centre within the meaning of the Crimes (Administration of Sentences) Act 1999 and I further declare that the correctional centre shall be known as Cooma Correctional Centre, viz.:

All that piece or parcel of land situate in the local government area of Cooma-Monaro Shire, Parish of Cooma and County of Beresford, being part of allotment 2, section 50, town of Cooma, shown on Plan Catalogue Number 54134 in the Department of Public Works and Services Plan Room and having an area of 4,053 square metres or thereabouts.



This proclamation is to take effect on and from 30 November 2001.

Signed and sealed at Sydney, this 28th day of November 2001.

By Her Excellency's Command,

RICHARD AMERY
Minister for Corrective Services
and Minister for Agriculture

GODSAVETHEQUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

MARIE BASHIR, 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 224 (1) and 224 (2) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, declare the area comprised within the boundaries hereunder (together with all buildings or premises which are now or may hereafter be erected thereon) to be a correctional complex within the meaning of the Crimes (Administration of Sentences) Act 1999 and I further declare that the correctional centre shall be known as Cooma Correctional Complex, viz.:

All that piece or parcel of land situate in the local government area of Cooma-Monaro Shire, Parish of Cooma and County of Beresford, being part of allotment 2, section 50, town of Cooma, shown on Plan Catalogue Number 54135 in the Department of Public Works and Services Plan Room and having an area of 9,844 square metres or thereabouts.



This proclamation is to take effect on and from 30 November 2001.

Signed and sealed at Sydney, this 28th day of November 2001.

By Her Excellency's Command,

RICHARD AMERY,
Minister for Corrective Services
and Minister for Agriculture

GODSAVETHEQUEEN!

ELECTRICITY SUPPLY ACT 1995 LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

TRANSGRID

Notice of Compulsory Acquisition of Easement

TRANSGRID, by its delegate JOSEPH PETER ZAHRA, declares, with the approval of Her Excellency the Governor, that the interest described in Schedule 1 to this notice in the land described in Schedule 2 to this notice is acquired by compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995.

Dated at Sydney, this 5th day of December 2001.

J. P. ZAHRA,
Manager/Corporate.

SCHEDULE 1

Easement rights as described under the heading "Easement for Electricity Transmission Lines" in Memorandum No.7314519D filed in the Land and Property Information N.S.W. pursuant to section 80A of the Real Property Act 1900.

SCHEDULE 2

All that piece or parcel of land situate in the Local Government Area of Coffs Harbour, Parish of Bonville and County of Raleigh being that part of Lot 2, Deposited Plan 805047 (F.I. 2/805047), that part of Lot 9, Deposited Plan 245118 (F.I. 9/245118), that part of Lots 1 and 2, Deposited Plan 614584 (F.I.'s 1 and 2/614584), that part of Lot 1382, Deposited Plan 565560 (F.I. 1382/565560), that part of Lots 101 and 102, Deposited Plan 881242 (F.I.'s 101 and 102/881242), that part of Lot 3, Deposited Plan 802412 (F.I. 3/802412), that part of Lot 1, Deposited Plan 600908 (F.I. 1/600908), that part of Lots 33 and 34, Deposited Plan 595376 (F.I.'s 33 and 34/595376), that part of Lot 11, Deposited Plan 813935 (F.I. 11/813935) and that part of Lot 32, Deposited Plan 595376 (F.I. 32/595376), comprised within the site of the proposed easement for transmission line 30 metres wide as shown in Deposited Plan 1008561 and said to be in the possession of J. Cassidy, C.C. and C. Braggins and others. (P. 50173).

Also, all that piece or parcel of land situate in the Local Government Area of Coffs Harbour, Parishes of Bonville and North Bellingen and County of Raleigh being that part of Lot 1, Deposited Plan 119603 (F.I. 1/119603), that part of Lot 22, Deposited Plan 602552 (F.I. 22/602552), that part of Lots 751 and 754, Deposited Plan 842340 (F.I.'s 751 and 754/842340), that part of Lots 3 and 4, Deposited Plan 559079 (F.I.'s 3 and 4/559079), that part of Lot 831, Deposited Plan 717902 (F.I. 831/717902), that part of Lot 84, Deposited Plan 712815 (F.I. 84/712815), that part of Lot 12, Deposited Plan 800622 (F.I. 12/800622) and that part of Lot 1, Deposited Plan 805047 (F.I. 1/805047), comprised within the site of the proposed easement for transmission line 30 metres wide as shown in Deposited Plan 1008555 and said to be in the possession of Pine Creek Fish Hatchery Pty. Ltd., S.R. Wood and others. (P. 50178).

And also, all that piece or parcel of land situate in the Local Government Area of Bellingen, Parish of North Bellingen and County of Raleigh being that part of Lot 11, Deposited Plan 839900 (F.I. 11 / 839900), that part of Lot 1, Deposited Plan 329200 (F.I. 1 / 329200), that part of Lots 12, 13 and 14, Deposited Plan 839900 (Volume 9443 Folio 230), that part of Lots 1 and 4, Deposited Plan 852140 (F.I.'s 1 and 4 / 852140), that part of Lot 3, Deposited Plan 112142 (F.I. 3 / 112142) and that part of Lots 178 and 177, Deposited Plan 755553 (A.C. 8151 – 248), comprised within the site of the proposed easement for transmission line 45 metres wide and variable width as shown in Deposited Plan 1008780 and said to be in the possession of L.J. and M.L. McBaron, R.T. Perry and others. (P. 50182) (File: PS/1085).

Also, all that piece or parcel of land situate in the Local Government Area of Coffs Harbour, Parish of Bonville and County of Raleigh, being that part of Lot 102, Deposited Plan 881242 (F.I.102/881242), comprised within the site of the proposed easement for access 5 metres wide as shown in Deposited Plan 1027673 and said to be in the possession of Ironhill Pty. Limited. (P.50229).

And also, all that piece or parcel of land situate in the Local Government Area of Nambucca, Parish of Valley Valley and County of Raleigh, being that part of Lot 7, Deposited Plan 872834 (F.I.7/872834), comprised within the site of the proposed easement for access 10 metres wide as shown in Deposited Plan 1030210 and said to be in the possession of A.J. Jovancay. (P.50241) (File: PS/1085).

ELECTRICITY SUPPLY ACT 1995

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

TRANSGRID

Notice of Compulsory Acquisition of Easement

TRANSGRID, by its delegate JOSEPH PETER ZAHRA, declares, with the approval of Her Excellency the Governor, that the interest described in Schedule 1 to this notice in the land described in Schedule 2 to this notice is acquired by compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995.

Dated at Sydney, this 5th day of December 2001.

J. P. ZAHRA,
Manager/Corporate.

SCHEDULE 1

Easement rights as described under the heading "EASEMENT FOR ACCESS" in Memorandum No.7753746Q filed in the Land and Property Information N.S.W. pursuant to section 80A of the Real Property Act 1900.

SCHEDULE 2

All that piece or parcel of land situate in the Local Government Area of Coffs Harbour, Parish of Bonville and County of Raleigh being that part of Lot 21, Deposited Plan 776103 (F.I. 21 / 776103), that part of Lot 4, Deposited Plan 607278 (F.I. 4 / 607278), that part of Lot 12, Deposited Plan 810604 (F.I. 12 / 810604), that part of Lots 32 and 34, Deposited Plan 595376 (F.I.'s 32 and 34 / 595376) and that part of Lots 1131 and 1132, Deposited Plan 840312 (F.I.'s 1131 and 1132 / 840312), comprised within the site of the proposed easements for access over existing track as shown in Deposited Plan 1008561 and said to be in the possession of Ironhill Pty. Limited, K. J.Cook and C. L. Cook and others. (P. 50173).

Also, all that piece or parcel of land situate in the Local Government Area of Coffs Harbour, Parish of Bonville and County of Raleigh being that part of Lot 2, Deposited Plan 614584 (F.I. 2/614584), comprised within the site of the proposed easement for access 5 metres wide as shown in Deposited Plan 1014471 and said to be in the possession of H.M. Davies. (P.50190).

ELECTRICITY SUPPLY ACT 1995

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

TRANSGRID

Notice of Compulsory Acquisition of Easement

TRANSGRID, by its delegate JOSEPH PETER ZAHRA, declares, with the approval of Her Excellency the Governor, that the interest described in Schedule 1 to this notice in the land described in Schedule 2 to this notice is acquired by compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995.

Dated at Sydney, this 5th day of December 2001.

J. P. ZAHRA,
Manager/Corporate.

SCHEDULE 1

Easement rights as described under the heading "Easement for Electricity Transmission Lines" in Memorandum No.7314519D filed in the Land and Property Information N.S.W. pursuant to section 80A of the Real Property Act 1900.

SCHEDULE 2

All that piece or parcel of Crown land situate in the Local Government Area of Coffs Harbour, Parish of Bonville and County of Raleigh being those parts of the bed of South Branch Bonville Creek, comprised within the site of the proposed easement for transmission line 30 metres wide as shown in Deposited Plan 1008561. (P. 50173).

Also, all that piece or parcel of Crown land situate in the Local Government Area of Coffs Harbour, Parishes of North Bellingen and Bonville and County of Raleigh being that part of the bed of Pine Creek separating Lot 1, Deposited Plan 119603 from Lot 22, Deposited Plan 602552 and Lot 754, Deposited Plan 842340, comprised within the site of the proposed easement for transmission line 30 metres wide as shown in Deposited Plan 1008555. (P. 50178).

And also, all that piece or parcel of Crown land situate in the Local Government Area of Bellingen, Parish of North Bellingen and County of Raleigh being that part of the bed of the Bellinger River (including McGeary's Island), that

part of the road 7.905 metres wide separating Lot 3, Deposited Plan 112142 from Lot 4, Deposited Plan 717168 and that part of the road 20.115 metres wide separating the said Lot 4, Deposited Plan 717168 from Lot 178, Deposited Plan 755553, comprised within the site of the proposed easement for transmission line 45 metres wide and variable width as shown in Deposited Plan 1008780. (P. 50182) (File: PS/1085).

FORESTRY ACT 1916

PROCLAMATION

(L.S.) MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, in pursuance of the provisions of the Forestry Act 1916, and with the advice of the Executive Council, do, by this my Proclamation, declare that the land described in the Schedule hereto is dedicated as a State Forest.

SCHEDULE

Eastern Division

*Land District of Casino;
Copmanhurst Shire Council Area;
North East Forestry Region.*

Keybarbin State Forest No. 662, No. 1 Extension. An area of about 2078 hectares in the Parishes of Alice and Keybarbin, County of Drake, being FIRSTLY, in the Parish of Alice, the land within Portions 25, 26, 27, 44, 48 and 54 delineated on plans catalogued 1281, 1277, 1278, 164, 1383 and 452-1743 respectively, in the Department of Information Technology and Management, Sydney, TOGETHER WITH the land within Lot 24 in Deposited Plan 627156, Lot 84 in Deposited Plan 657732, Lot 1 in Deposited Plan 115268, Lot 1 in Deposited Plan 128715 and Lots 15 to 22 inclusive and Lot 24 in Deposited Plan 44742, EXCLUSIVE OF the part of the road 40.235 metres wide delineated on plan catalogued 21195-1603 in the Department of Information Technology and Management, within Lot 24 in Deposited Plan 627156, the reserved road 20.115 metres wide and variable width traversing Portion 48, the land within Lots 2 to 8 inclusive in Deposited Plan 44742, and the Right of Carriageway over track in use over Lot 24 in Deposited Plan 627156 delineated on Deposited Plan 1018702, SECONDLY, in the Parish of Keybarbin, the land within Portions 5, 12, 13, 15, 24, 30, 41 and 42 delineated on plans catalogued 163, 330, 878, 879, 1273 and 1274-1743 in the Department of Information Technology and Management, EXCLUSIVE OF Lots 1 and 3 in Deposited Plan 128723, the reserved roads 20.115 metres wide traversing Portions 12, 13, 24, 30, 41 and 42, and the part of the public road 40.235 wide and variable width delineated on plan catalogued 21195-1603 in the Department of Information Technology and Management, traversing Portions 15 and 41. (48471).

Signed and sealed at Sydney, this 21st day of November 2001.

By Her Excellency's Command,

KIM YEADON, M.P.,
Minister for Forestry

GODSAVE THE QUEEN!

FORESTRY ACT 1916

PROCLAMATION

(L.S.) MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, in pursuance of the provisions of the Forestry Act 1916, and with the advice of the Executive Council, do, by this my Proclamation, declare that the lands described in the Schedule hereto are dedicated as State Forests.

SCHEDULE

Eastern Division

*Land District of Scone;
Nundle Shire Council Area;
Mid North Coast Forestry Region.*

Tuggolo State Forest No. 312, No. 17 Extension. An area of about 1235 hectares in the Parish of Parkes, County of Hawes, being the part of Portion 8 east of the centreline of Tomalla Creek. Portion 8 is delineated on plan catalogued 1023-1671 in the Department of Information Technology and Management, Sydney. (53054).

Nundle State Forest No. 538, No. 15 Extension. An area of about 973 hectares in the Parishes of Parkes and Vant, County of Hawes, being FIRSTLY, in the Parish of Parkes, the land within the part of Portion 8 west of the centreline of Tomalla Creek. Portion 8 is delineated on plan catalogued 1023-1671 in the Department of Information Technology and Management, Sydney, EXCLUSIVE OF the part of the road 20.115 metres wide delineated on plan catalogued 24856-1603 in the Department of Information Technology and Management, traversing that portion, SECONDLY, in the Parish of Vant, the land within Portion 6 delineated on plan catalogued 29-1671 in the Department of Information Technology and Management, EXCLUSIVE OF the part of the road 20.115 metres wide delineated on plan catalogued 24856-1603 in the Department of Information Technology and Management, traversing that portion. (53054).

Signed and sealed at Sydney, this 21st day of November 2001.

By Her Excellency's Command,

KIM YEADON, M.P.,
Minister for Forestry

GODSAVE THE QUEEN!

LOCAL GOVERNMENT ACT 1993

Dubbo Sewerage — S956

Vesting of an Easement in Dubbo City 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 Dubbo Sewerage Scheme is vested in Dubbo City 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 1029903 (SB52415) as '(E) PROPOSED EASEMENT FOR SEWER PIPELINE 5 WIDE' within Lot 11, Deposited Plan 810239.

DPWS Reference: 136.

**MOTOR ACCIDENTS COMPENSATION ACT
1999**

**MOTOR ACCIDENTS COMPENSATION
REGULATION (No 2) 1999**

Clause 5 (2) — Notice of replacement AMA List

PURSUANT to the provisions of Clause 5 of the Motor Accidents Compensation Regulation (No 2) 1999, notice is given that the document called the List of Medical Services & Fees published by the Australian Medical Association and dated 1 November 2001, is recognised as the AMA List and replaces the document called the List of Medical Services & Fees published by the Australian Medical Association and dated 1 November 1999.

This notice is to take effect on and from 7 December 2001.

DAVID BOWEN,
General Manager.

Motor Accidents Authority,
Sydney, 30th day of November 2001.

NATIONAL PARKS AND WILDLIFE ACT 1974

Parks and Reserves of the Tweed Caldera
Plan of Management

IN pursuance of section 76 of the National Parks and Wildlife Act 1974, it is hereby notified that a Plan of Management for the Parks and Reserves of the Tweed Caldera has been prepared.

The plan will be on public display from 7 December 2001 until 29 March 2002. Copies of the plan may be inspected during office hours at:

NPWS Head Office Library,
7th Floor, 43 Bridge Street, Hurstville;

National Parks Centre,
102 George Street, The Rocks;

National Parks & Wildlife Service,
Kyogle Area Office,
136 Summerland Way, Kyogle;

National Parks & Wildlife Service,
Tweed Area Office,
World Heritage Rainforest Information Centre,
Cnr. Alma and Pacific Highway,
South Murwillumbah;

National Parks & Wildlife Service,
Richmond River Area Office,
Colonial Arcade, 75 Main Street, Alstonville.

Copies of the plan may be obtained, free of charge, from above National Parks and Wildlife Service offices and the National Parks Centre.

Written representations in connection with the plan should be forwarded to:

The Plan of Management for the Tweed Caldera,
NPWS Northern Rivers Region,
PO Box 856,
Alstonville NSW 2477,

by close of business on 29 March 2002.

The plan of management together with any representations received will be submitted to the National Parks and Wildlife Advisory Council for its comments and advice to the Minister.

Your comments on this draft plan of management may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998 and identifies you. Following adoption of the plan by the Minister, copies of all submissions will be available by arrangement for inspection in the regional office mentioned above. If you do not want your personal details to become public, please mark on your submission that you want your details to remain confidential.

KEVIN SHANAHAN,
Manager,
Conservation Management Unit.

NATIONAL PARKS AND WILDLIFE ACT 1974

Yengo National Park and Parr State Recreation Area
Plan of Management

IN pursuance of sections 75 and 75A of the National Parks and Wildlife Act 1974, it is hereby notified that the exhibition period for the Plan of Management for Yengo National Park and Parr State Recreation Area has been extended until 28 February 2002.

Copies of the plan may be inspected during office hours at:

NPWS Head Office Library,
7th Floor, 43 Bridge Street, Hurstville;

National Parks Centre,
102 George Street, The Rocks;

National Parks and Wildlife Service,
Central Coast – Hunter Range Region,
Suites 36-38, 207 Albany Street North,
Gosford;

National Parks and Wildlife Service,
Hawkesbury Area Office,
Bowman's Cottage,
370 Windsor Road Richmond;

National Parks and Wildlife Service,
Hunter Range Area Office,
2156 Putty Road, Bulga;

Wisemans Ferry Post Office,
Old Northern Road, Wisemans Ferry;

Laguna Trading Post,
Main Road, Laguna.

The plan may also be viewed on the National Parks and Wildlife Service web site: www.npws.nsw.gov.au.

Written representations in connection with the plan should be forwarded to:

The Planner,
Yengo National Park and Parr SRA,
PO Box 1477,
Gosford, NSW 2250,

by close of business on 28 February 2002.

Your comments on this draft plan of management may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998 and identifies you. Following adoption of the plan by the Minister, all submissions will be available by arrangement for inspection at the NPWS Head Office library. If you do not want your personal details to become public, please mark on your submission that you want your details to remain confidential.

KEVIN SHANAHAN,
Manager,
Conservation Management Unit.

NSW SCIENTIFIC COMMITTEE

Notice of Preliminary Determinations Proposed Additions to Schedules

THE Scientific Committee, established by the Threatened Species Conservation Act, has made Preliminary Determinations supporting proposals to list the following in the relevant Schedules of the Act.

Endangered Species (Part 1 of Schedule 1) *Hibbertia tenuifolia* Toelken, a shrub

The Committee is of the opinion that this species might already be extinct but is not presumed extinct.

Lasiopetalum behrii F. Muell., a shrub
[*L. behrii* is currently provisionally listed as an endangered species.]

Niemeyera chartacea (Bailey) C. White, a tree

The Committee is of the opinion that these species are likely to become extinct in nature in NSW unless the circumstances and factors threatening their survival or evolutionary development cease to operate.

Endangered Ecological Community (Part 3 of Schedule 1) Moist Shale Woodland in the Sydney Basin Bioregion Shale Gravel Transition Forest in the Sydney Basin Bioregion

The Committee is of the opinion that these Ecological Communities are likely to become extinct in nature in NSW unless the circumstances and factors threatening their survival or evolutionary development cease to operate.

Key Threatening Process (Schedule 3) Competition and grazing by the feral European Rabbit *Oryctolagus cuniculus* (L.)

The Committee is of the opinion that this threatening process adversely affects two or more threatened species, populations or ecological communities or could cause species, populations or ecological communities that are not threatened to become threatened.

Notice of Preliminary Determination Proposed Removal from Schedules

The Committee has also made a Preliminary Determination to support a proposal to remove the following species from the relevant Schedule of the Act.

Endangered Species (Part 1 of Schedule 1) *Atriplex rhagodioides* F. Muell., a shrub

The Committee is of the opinion that this species is not known from NSW and consequently does not satisfy the criteria for listing as an Endangered Species and should be omitted from Schedule 1 of the Act.

Notice of Preliminary Determination Proposed Amendment to Schedules

Endangered Ecological Community (Part 3 of Schedule 1)
The Committee has made a Preliminary Determination to support a proposal to list Cooks River/Castlereagh Ironbark Forest in the Sydney Basin Bioregion, as an ENDANGERED ECOLOGICAL COMMUNITY on Part 3 of Schedule 1 of the Act, and to omit reference to the Cooks River Clay Plain Scrub Forest as an Endangered Ecological Community.

The Committee is of the opinion that this Ecological Community is likely to become extinct in nature in NSW unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Any person may make a written submission regarding these Preliminary Determinations, which should be forwarded to:

Director General,
National Parks and Wildlife Service,
PO Box 1967,
Hurstville, NSW 2220.

Attention: Suzanne Chate, Executive Officer, Scientific Committee.

Submissions must be received by 25th January 2001.

Copies of these Determinations may be inspected at the National Parks Centre, 102 George Street, The Rocks, Sydney and at all NPWS Area Offices/Visitors Centres during business hours.

Dr CHRIS DICKMAN,
Chairperson.

PESTICIDES ACT 1999

Notice Under Section 48 (4)

NOTICE is hereby given pursuant to section 48 (4) of the Pesticides Act 1999, that I have granted a Pilot (Pesticide Rating) Licence, particulars of which are stated in the Schedule.

ALAN RITCHIE
Manager,
Dangerous Goods,
Environment Protection Authority
(by delegation).

SCHEDULE

Pilot (Pesticide Rating) Licence

Name and address of Licensee	Date of Granting of Licence
Mr Scott Douglas NAGORCKA, 407 Kangertong Road, Hawkesdale, Vic 3287.	30 November 2001.

ROADS ACT 1993

PROCLAMATION

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, on the recommendation of the Deputy Premier, Minister for Urban Affairs and Planning, Minister for Aboriginal Affairs and Minister for Housing and in pursuance of section 13 of the Roads Act 1993, do, by this my Proclamation, dedicate as public road the parcel of land referred to in the Schedule to this Proclamation.

Signed and sealed at Sydney this 14th day of November 2001.

By Her Excellency's Command,

ANDREW REFSHAUGE, M.P.,
Deputy Premier,
Minister for Urban Affairs and Planning,
Minister for Aboriginal Affairs
and Minister for Housing

GODSAVETHEQUEEN!

SCHEDULE

The public road as shown on the plan of land at Glenhaven, in the Shire of Baulkham Hills, Parish of Castle Hill, County of Cumberland. Registered at the Land Titles Office as road widening along Tomintoul Way in Deposited Plan 876198 (Landcom Project 12060).

SURVEYORS ACT 1929

Registration of Surveyors

PURSUANT to the provisions of section 8 of the Surveyors Act 1929, the undermentioned person has been Registered as a Surveyor in New South Wales from the date shown.

Name	Address	Effective Date
Stephen Nicholas KIPREOTIS.	22 River Park Road, Port Macquarie, NSW 2444.	4 December 2001.

W. A. WATKINS,
President.

G. K. A. LEATHERLAND,
Registrar.

SURVEYORS ACT 1929

Removal of Name from the Register of Surveyors

PURSUANT to the provisions of section 9 of the Surveyors Act 1929, the undermentioned Surveyors have been removed from the Register of Surveyors for the reasons shown.

Name	Date of Removal	Reason	Original Registration Date
Peter John BAKER.	1 November 2001.	non payment fees.	21 March 1978.
Alan Frederick BARDSLEY.	1 November 2001.	non payment fees.	1 April 1980.
Anthony John BENNETT.	1 November 2001.	non payment fees.	25 March 1994.
Robert William BIRSE.	1 November 2001.	non payment fees.	1 October 1976.
Geoffrey Alymore BROWNE.	1 November 2001.	non payment fees.	1 April 1968.
Michael John BURG.	1 November 2001.	non payment fees.	21 January 1987.
Timothy John CUSACK.	1 November 2001.	non payment fees.	15 September 1989.
Ronald Alexander DAVIDSON.	1 November 2001.	non payment fees.	29 September 1969.
Warren Alan ELDRIDGE.	1 November 2001.	non payment fees.	20 March 1972.
Garry Lloyd HARGRAVE.	1 November 2001.	at own request.	3 March 1989.
Anthony Peter HART.	1 November 2001.	non payment fees.	18 September 1986.
Walter John HEAD.	1 November 2001.	non payment fees.	14 September 1970.
David William JENKINS.	1 November 2001.	non payment fees.	19 March 1993.
Alastair Douglas KEMP.	1 November 2001.	non payment fees.	25 September 1989.
Michael Manus KIRKWOOD.	1 November 2001.	non payment fees.	21 March 1978.
Andrew James McANESPIE.	1 November 2001.	non payment fees.	15 March 1985.
Gerald Fordyce MORTIMER.	1 November 2001.	non payment fees.	25 October 1963.
Juan ROMERO.	1 November 2001.	non payment fees.	29 March 1999.
Warren Raymond SAUNDERS.	1 November 2001.	non payment fees.	7 December 1999.
Morgan SHOEBRIDGE.	1 November 2001.	non payment fees.	6 July 2000.
Michael John STYNES.	1 November 2001.	non payment fees.	23 September 1971.
Paul TARASENKO.	1 November 2001.	non payment fees.	14 March 1986.
Brian TUCKER.	1 November 2001.	non payment fees.	23 March 1984.
Peter Terence WRIGHT.	1 November 2001.	non payment fees.	17 May 1961.

W. A. WATKINS,
President.

G. K. A. LEATHERLAND,
Registrar.

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.

12 December 2001

- ITS2305** PROVISION OF INTERNET SERVICES AND PRODUCTS. DOCUMENTS: \$220.00 PER SET.
02/7241 MEDIA TRAINING FOR NSW POLICE SERVICE. DOCUMENTS: \$110.00 PER SET.
025/507 RETAIL CONVENIENCE - HARDWARE. DOCUMENTS: \$110.00 PER SET.

13 December 2001

- 027/7211** BUS/COACH HIRE FOR LAKE JINDABYNE WINTER SPORTS ACADEMY.
DOCUMENTS: \$110.00 PER SET.
025/7219 SUPPLY OF LIGHT BARS, SIRENS & CONTROL UNITS. DOCUMENTS: \$110.00 PER SET.
025/7219 SUPPLY OF LIGHT BARS, SIRENS & CONTROL UNITS. DOCUMENTS: \$110.00 PER SET.
025/694 SURGICAL SUTURES. DOCUMENTS: \$110.00 PER SET.

18 December 2001

- 014/318a** MEDICAL GAS ADMINISTRATION EQUIPMENT AND ACCESSORIES - SUPPLEMENTARY.
DOCUMENTS: \$110.00 PER SET.
IT 01/2784 PROVISION OF A CUSTOMER INFORMATION MANAGEMENT SYSTEM (CIMS).
DOCUMENTS: \$220.00 PER SET.
IT 01/2796 PROVISION OF A LABORATORY INFORMATION MANAGEMENT SYSTEM (LIMS).
DOCUMENTS: \$220.00 PER SET.

8 January 2002

- 025/7199** SUPPLY OF STRUCTURAL FIRE FIGHTING HELMETS. DOCUMENTS: \$110.00 PER SET.
S01/00303 (155) CLEANING OF DPP OFFICE AT SYDNEY. CATEGORY C. INSPECTION DATE & TIME: 20/12/2001 @ 11:00 AM SHARP. AREA: 6840 SQ. METERS. DOCUMENTS: \$27.50 PER SET.

9 January 2002

- S0158129** ENERGY AUSTRALIA 1.REMOVAL OF INDUS WASTE 2.SECURE DISPOSAL OF DOC'S.
DOCUMENTS: \$165.00 PER SET.

23 January 2002

- 016/7206** DEVELOPMENT AND MANUFACTURE OF TANKER TRAILERS (650L AND 1300L).
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>)

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BLACKTOWN CITY COUNCIL

Roads Act 1993, Section 10(1)

Dedication Of Land As Public Road

NOTICE is hereby given by Blacktown City Council that pursuant to Section 10(1), Division 1, Part 2 of the Roads Act 1993, the land described in the Schedule below is hereby dedicated as Public Road. Dated at Blacktown, 18 October 2001. IAN REYNOLDS, General Manager, Blacktown City Council, PO Box 63, Blacktown, NSW 2148.

SCHEDULE

Lots 70, 71, 108 & 109, Section 13, DP 1485. [1088]

AUBURN COUNCIL

Local Government Act 1993

Sale of Land for Overdue Rates

NOTICE is hereby given to the person named hereunder that Auburn Council has resolved in pursuance of Section 713 of the Local Government Act 1993, to sell the land described hereunder of which the person named appears to be the owner or in which he appears to have an interest and on which the amount of rates stated, as at 30 November 2001, is due. Owner or person having interest in the land: Jack McMahan. Description of land: 11 Third Avenue Berala NSW being Lot 7 Sec 3 DP 2057. Amount of rates and charges due at 30 November 2001 is \$21,867.41 calculated as follows: Rates, Domestic Waste Charges, Interest and Costs from 1 July 1995 to 30 November 2001 \$8,947.06. Rates, Domestic Waste Charges, Interest and Costs prior to 1 July 1995 \$12,920.35. In default of payment to Council of the amount of \$21,867.41 and any other rates (including extra charges) and costs becoming due and payable after publication of this notice, or an arrangement satisfactory to Council for payment of all such rates, charges and costs being entered into by the rateable person, before the time fixed for the sale, the said land will be offered for sale by public auction not more than six months and not less than three months from the date of this notice. RAY BROWNLEE, General Manager, PO Box 118, Auburn NSW 1835. Phone: (02) 9735 1222, Fax: (02) 9643 1120, eMail: auburncouncil@auburn.nsw.gov.au. [1076]

THE COUNCIL OF CAMDEN

Roads Act 1993, Section 39

Roads Authority May Close Temporary Public Road

IN pursuance of Section 39 of the Roads Act, 1993, The Council of Camden hereby closes the temporary public road held by it and described in the Schedule below. SHERIDAN DUDLEY, General Manager, PO Box 183, Camden, NSW 2570.

SCHEDULE

Lot 134 Deposited Plan 884271, Morshead Road, Narellan Vale. [1071]

CESSNOCK CITY COUNCIL

Roads Act 1993, Section 162

Naming of Public Road

NOTICE is hereby given that Cessnock City Council, in pursuance of section 162 of the Roads Act 1993, hereby names the road described below. COLIN COWAN, General Manager, Cessnock City Council, Administration Centre, 62-78 Vincent Street, Cessnock, NSW 2325. (Reference: 134/904).

Description

Name

The road 18 wide and variable off Middle Road, Paxton shown on DP1034264 in the Parish of Ellalong, County of Northumberland and Local Government Area of Cessnock. [1069]

COFFS HARBOUR CITY COUNCIL

Local Government Act 1993, Section 553

Extension of Sewer Mains

NOTICE is given to section 553 of the Local Government Act 1993, that sewer mains have been extended and properties serviced are described in the accompanying Schedule. Land which is not connected thereto shall become rateable to the Sewerage Local Rate after sixty (60) days from the date of this notice. Land connected before the expiration of the sixty (60) days shall be rated to the Local rate from the date of connection.

Coffs Harbour:

Lot 101 DP 1032807 being 28A Breakers Way as shown on plan 01/14/1S wae; Lots 1/7 DP 1033312, Lots 8/11 DP 1034750 and Lots 12/28 in proposed subdivision of Lot 12 DP 1034750 being Suffolk Close as shown on Plan 01/09/1S wae; Lot 91 DP 877969 being 21 Timbertops as shown on Plan 01/11/1S wae; Lots 1/3 DP 1033980 and Lots 44/6 in proposed subdivision Lot 1 DP 1033980 Shephards Lane as shown on Plan 01/23/1S wae; Proposed subdivision of Lots 42 DP 616401 Lot 7 DP 238625 being 251 251A Pacific Highway as shown on Plan 01/17/1S wae; 1, 1A, 5, 7 and 9 Shephards Lane as shown on Plan 2000204; New Hospital being 345 Pacific Highway as shown on Plan 01/18/1S wae; Lots 11/12 in proposed subdivision of Lot 1 DP 837095 being 100 Shephards Lane as shown on Plan 01/19/1S wae; Lot 111 DP 847079 being 8A Kratz Drive as shown on Plan 01/28/1S wae; Lots 3/4 DP 5865754 being Orlando Street as shown on Plan 98/21/1S wae; Units 19/36 in Five Island Drive being within Pacific Bay Resort as shown on Plan 99/35/2S wae.

Korora Bay:

Lots 1/2 in proposed subdivision of Lot 1 DP 372130 Lot 5 in DP 774491 being 42 and 44 Coachmans Close as shown on Plan 01/08/1S wae.

Boambee:

Lots 1/5 in proposed subdivision of Lots 8/9 DP 832535 36 Shaws Close and Sawtell Road as shown on Plan 01/22/1S wae; Lots 73/77 DP 1033693 and proposed Lots 78/80 being Hi-Tech Drive as shown on plan 01/25/1S wae; Lots 601/611 in proposed subdivision of Lot 530 DP 847395 Seiben Road as shown on Plan 01/29/1S wae; Lots 15/22 DP 1035186 Annandale Court as shown on Plan 01/32/1S wae; Lots 2/5 DP 1031779 being 29, 29A, 27 and 27A Annandale Court as shown on Plan 01/13/1S wae; Lots 51/64 DP 1030905 being Sabal Drive and Royal Palm Drive and Lots 111/115 DP 1033464 and Lots 100/110 in proposed subdivision Lot 116 DP 1033464 as shown on Plan 00/40/1S wae; Lots 1/8, 35/37 DP 1032150 being Wave Close Lots 9/17, 38/44 DP 1032150 being Dolphin Drive, 18/34, 45/47 DP 1032150 being Platts Close as shown on Plan 00/38/1S wae.

Woolgoolga

Lots 20/24 in proposed subdivision of Lot 2 DP 6332801 as shown on Plan 98/54/1S wae; Lots 7/8 DP 1031906 being 7 Vista and 42 Newmans Road as shown on Plan 01/16/1S wae; Lots 1/5 Newmans Road, 6/7, 16, 26/27, 14, 28 McIntosh Crescent 15, 17/25 Sassafras Close, 8/13 Cedar Tree Court and proposed Lots 26/27 as shown on Plan 95/42/1S wae. [1083]

FAIRFIELD CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991
Notice Of Compulsory Acquisition Of Land

THE Fairfield City Council declares, with the approval of His Excellency the Governor, that the land described in the Schedule below excluding mines and deposits of minerals within the land, is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a stormwater detention basin. Dated at Wakeley this 28th day of November 2001. ALAN YOUNG, City Manager.

SCHEDULE

Lot 11 in DP 717740 and Lot 1 in DP 1029096. [1085]

GUNDAGAI SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991
Notice of Compulsory Acquisition of Land

THE Gundagai Shire Council declares, with the approval of His Excellency the Governor, that the land described in the schedule below, excluding mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993. Dated at Gundagai this 24th day of August 2000. G. A. J. TICKNER, General Manager.

SCHEDULE

Lots 1, 2 & 3 DP 872442 [1078]

INVERELL SHIRE COUNCIL

Fixing of Levels

NOTICE is hereby given that levels of: Mulligan St – Glen Innes Rd to Short St as shown on plans exhibited at Council's Office and as advertised in the Inverell Times of 5th October 2001 have been duly approved and fixed by the authority delegated to me under Section 378 of the Local Government Act, 1993, as amended, in accordance with such plans, on 29th November 2001. P. J. HENRY, General Manager, Administrative Centre, 144 Otho Street, Inverell 2360. [1082]

LOCKHART SHIRE COUNCIL

Roads Act 1993

Naming of Public Roads – Jim Mahedy Lane, Soldiers Settlement Lane, Browns Lane

NOTICE is hereby given that Council, in pursuance of Section 162 of the Roads Act 1993, has resolved that the undermentioned roads in the Shire of Lockhart be named thus:

Description	New Name
Previously named Soldier Settlement Road between the Western Road and Bowyers Lane.	Jim Mahedy Lane
Previously named Bowyers Lane between Soldiers Settlement Road and the Western Road.	Soldiers Settlement Road
Previously named Waldeck Road from its intersection with the Woodend Fiveways Road and Pleasant Hills Road, to its end.	Browns Lane

Dated 4th December, 2001. L. R. CARTER, General Manager, Lockhart Shire Council, 69 Green Street, Lockhart, NSW 2656. [1084]

PORT STEPHENS COUNCIL

AT its meeting on November 27, 2001, Port Stephens Council adopted the Port Stephens Community Safety and Crime Prevention Plan 2002 to 2004. Inquiries should be directed to Melissa Dennison, Community Safety and Crime Prevention Officer, on (02) 4980 2049. [1074]

CULCAIRN SHIRE COUNCIL**Sale Of Land For Overdue Rates**

Local Government Act, 1993

NOTICE is hereby given to the persons named hereunder that the Council of the shire of Culcairn has resolved in pursuance of Section 713 of the Local Government Act, 1993, to sell the land described hereunder of which the persons named appear to be the owners or in which they appear to have an interest and on which the amount of the rates and charges stated in each case, as at 20 November, 2001, is due.

Owner or person having an interest in land	Description of Land	Amount of rates (including extra charges) overdue for more than five years	Amount of all other rates (including extra charges) due and in arrears	Total Outstanding (interest calculated to 20/11/2001)
(a)	(b)	(c)	(d)	(e)
HW & RA Wettern	Lot 4 DP 10937, 46 Comer Street, Henty	\$457.87	\$3,128.42	\$3,586.29
BJ & JB Schneider	Lots 1, 2 & 3 DP 258193, Third Avenue, Henty	\$519.33	\$3,734.38	\$4,253.71
BJ & JB Schneider	Lots 4, 5 & 6 DP 258193, Third Avenue, Henty	\$521.80	\$3,444.36	\$3,966.16
Estate late Elsie Mildred Wishart	Lot 7 DP 758711, Brownrigg Street, Morven	\$134.02	\$366.12	\$500.14
P McGrath	Lot 6 DP 6676 Section 15, 27 Kirndeem Street, Culcairn	\$705.62	\$4,987.66	\$5,693.28
NP Bartlett	Lot 2 DP 501059, 3 Melrose Street, Culcairn	\$96.60	\$3,457.71	\$3,554.31
LH Cale	Lot 2 DP 303051 Section 21, Melville Street, Culcairn	\$1,031.07	\$3,904.63	\$4,935.70

Default of payment to the council of the amount stated in column (e) above and any other rates (including extra charges) becoming due and payable after the publication of this notice, before the time fixed for the sale, the said land will be offered by Auction at the Shire Council Chambers, 40 Balfour Street, Culcairn on Friday 19 April 2002 at 11 am. STEVEN PINNUCK, General Manager, PO Box 94, CULCAIRN NSW 2660. [1087]

GUYRA SHIRE COUNCIL**Sale Of Land For Unpaid Rates**

NOTICE is here by given in accordance with section 715(1)(a) of the Local Government Act 1993 that Guyra Shire Council intends to sell the land listed below under the provision of section 713 of Local Government Act, for unpaid rates and charges.

Owners	Property Location	File No	Lot Dp	Total Amount Owed
Florence & Matt Spicer	3 Gem St, Tingha	459-1	Lot 9, Sec 8, DP 704	\$7,377
Nuoorilma Aboriginal Corporation	25 Ruby St, Tingha	480	Lot 1, DP 315276	\$2,994
Samantha White	47 Shorts Rd, Tingha	2301-1	Lot 6, DP 753678	\$3,874
Peggy Spicer	70 Hospital Road, Tingha	2454	Lot 215, DP 753678	\$6,740
Tingha Christian Fellowship	44 Ruby St Tingha	498-1	Lot 9, Sec 6, DP 704	\$2,067
Craig Dwyer	40 Diamond Street Tingha	440	Lot 2, Sec 11, DP 704	\$3,744
AE Davidson & D Hanley	29 Diamond St Tingha	435	Lot 7, Sec 10, DP 704	\$1,590

If all rates and charges payable (including overdue rates and charges) are not paid in full to Council before the time fixed for the sale, the land will be offered for sale by public auction in March 2002. For enquires please contact Allison at the Council office by phoning (02) 6779 1577. GEOFF BROOKS, General Manager. [1081]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DAVID LEONARD WATSON, late of 24 University Road, Wulguru, in the State of New South Wales, fencing engineer, who died on 6th November, 2000, must send particulars of his claim to the executors Raymond Garry Hollis and Benjamin Keith Watson, c.o. Maclarens, Solicitors, 232 Merrylands Road, Merrylands, 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 29th August, 2001. MACLARENS, Solicitors, 232 Merrylands Road, Merrylands, NSW 2160 (DX 25406, Merrylands), Tel.: (02) 9682 3777. [1070]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ERNEST CLIFT, late of Eastwood, in the State of New South Wales, retired, who died on 14th October, 2001, must send particulars of his claim to the executor Gladys Winifred Clift, 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 14th October, 2001. MAKINSON & D'APICE, Solicitors, 68 Pitt Street, Sydney, NSW 2000 (DX 296, Sydney), Tel.: (02) 9233 7788. [1072]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of REGINALD KEITH FLYGHT, late of 9 Cambridge Street, Willoughby, in the State of New South Wales, who died on 19th September, 1999, must send particulars of his claim to the administrator Lindsay Dennis Flyght, c.o. Abigails, Solicitors, 400 Sydney Road, Balgowlah, within one (1) calendar month from publication of this notice. After that time the administrator may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Letters of Administration were granted in New South Wales on 23rd November, 2001. ABIGAILS, Solicitors, 400 Sydney Road, Balgowlah, NSW 2093, Tel.: (02) 9948 0264. [1075]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of GLENN MARSHALL ROBERTS, late of 6/89 Northumberland Road, Auburn, in the State of New South Wales, Manager, who died on 10th March, 2001, must send particulars of his claim to the administratrices Jemma Kate Roberts and Michelle Fleur Roberts, c.o. Maclarens, Solicitors, 232 Merrylands Road, Merrylands, within one (1) calendar month from publication of this notice. After that time the administratrices may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Letters of Administration were granted in New South Wales on 23rd November, 2001. MACLARENS, Solicitors, 232 Merrylands Road, Merrylands, NSW 2160 (DX 25406, Merrylands), Tel.: (02) 9682 3777. [1077]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BARRY JOSEPH O'CONNOR, late of 22 Mary Street, Merrylands, in the State of New South Wales, who died on 4th July, 2001, must send particulars of his claim to the executrix Mary Clare O'Connor, c.o. Maclarens, Solicitors, 232 Merrylands Road, Merrylands, 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 22nd November, 2001. MACLARENS, Solicitors, 232 Merrylands Road, Merrylands, NSW 2160 (DX 25406, Merrylands), Tel.: (02) 9682 3777. [1079]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of IDA NELLIE PEARSON, late of 109 Victoria Avenue, Chatswood, in the State of New South Wales, Femme Sole, who died on 9th August, 2001, must send particulars of his claim to the executor Frank Douglas Lawson, c.o. Maclarens, Solicitors, 232 Merrylands Road, Merrylands, 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 22nd November, 2001. MACLARENS, Solicitors, 232 Merrylands Road, Merrylands, NSW 2160 (DX 25406, Merrylands), Tel.: (02) 9682 3777. [1080]

COMPANY NOTICES

NOTICE of final meeting of members.—DAA ENTERPRISES PTY LIMITED (In voluntary liquidation) A.C.N. 077 878 123.—Notice is hereby given that pursuant to section 509 of Corporations Law, the final meeting of members of the abovenamed company will be held at office of Brooks, Deane & Powne, Chartered Accountants, Level 6, 72 Pitt Street, Sydney, NSW, on Monday 7th January, 2002, to receive the liquidator's account showing how the winding up has been conducted and to hear explanations that may be given by the liquidator. Dated 7th December, 2001. ARTHUR DUFFIELD, Liquidator, Brooks, Deane & Powne, Chartered Accountants, 6th Floor, 72 Pitt Street, Sydney, NSW 2000. [1086]

OTHER NOTICES

I SUSANNE LOUISE QUELCH of RMB 797 Coldstream Road, Ulmarra, heretofore called and known by the name of Susanne Louise Wall hereby give notice that on 26th November 2001, I formally and absolutely renounced the use of my surname of Wall and then adopted the surname of Quelch instead of Wall and I give further notice that a Deed Poll dated 26th November 2001 and filed with the Registrar-General is evidence of the foregoing. Dated 26th November 2001. Signed by Susanne Louise Quelch. [1073]